

MINUTES OF THE REGULAR MEETING OF THE SUSSEX COUNTY MUNICIPAL UTILITIES AUTHORITY HELD ON MAY 2, 2012 AT THE AUTHORITY'S ADMINISTRATION BUILDING, LAFAYETTE, NEW JERSEY

1. CALL TO ORDER; ROLL CALL; PLEDGE OF ALLEGIANCE

The Chairman called the meeting to order at 3:15 p.m.

The following were present: Commissioners Madsen, Petillo, Dietz, Meyer and O'Halloran, Administrator Hatzelis, Chief Engineer Varro, Solid Waste Superintendent Sparnon, Wastewater Superintendent Nugent, Attorneys Giacobbe and Prol and Recording Secretary Kronski

Absent: Commissioners Cocula and Sowden

Public: Attorney Sean Kean of Cleary Giacobbe Alfieri & Jacobs

2. PUBLIC STATEMENT

Chairman Petillo stated that the meeting has been duly advertised, and notice given thereof, as required by P.L. 1975, Chapter 231.

3. OPEN TO PUBLIC COMMENT

Chairman opened the meeting to public comment, no comment from the public. Chairman Petillo closed the meeting to public comment.

4. AGENDA APPROVAL

Chairman Petillo requested a motion for approval of the Agenda. Commissioner Dietz moved the approval of the Agenda. Commissioner Madsen seconded. No additions/deletions. On voice vote (5) Ayes, (0) Nays, the motion carried.

5. APPROVAL OF CONSENT AGENDA

The Chairman requested a motion for approval of the Consent Agenda. Commissioner Madsen moved the approval of the Consent Agenda, seconded by Commissioner Dietz. No discussion necessary. On voice vote (5) Ayes, (0) Nays, the motion carried.

6. MINUTES

Chairman requested a motion to approve the distribution of the April 18, 2012 Pending Action Summary Sheet which was submitted to the Freeholder Board on April 19, 2012. Commissioner Dietz moved to approve the April 18, 2012 Pending Action Summary Sheet, seconded by Commissioner O'Halloran. No discussions. On voice vote (5) Ayes, (0) Nays, the motion carried.

Chairman Petillo asked for a motion to approve the Regular & Closed Meeting Minutes of March 21, 2012. Commissioner O'Halloran motioned to approve the minutes, seconded by Commissioner Meyer. No discussions. On voice vote (5) Ayes, (0) Nays, the motion carried.

Chairman Petillo indicated that the Regular and Closed Meeting Minutes from the April 4, 2012 Authority Meeting have been emailed to the Commissioners for their review and comment.

Chairman Petillo asked for a nomination to appoint a Secretary Pro Tempore due to Secretary Cocula's absence. Commissioner Dietz nominated Commissioner Meyer, seconded by Commissioner Madsen. On voice vote (5) Ayes, (0) Nays, the motion carried.

7. BUSINESS

a. Executive Session

At 3:19 p.m. Chairman Petillo asked for a motion to go into Closed Executive Session. Commissioner O'Halloran moved the adoption of the following resolution authorizing a Closed Executive Session seconded by Commissioner Madsen. On voice vote (5) Ayes, (0) Nays, the motion carried.

#12-083 RESOLUTION RE: AUTHORIZING CLOSED EXECUTIVE SESSION

At 4:06 p.m. Commissioner Meyer moved to adjourn the Closed Executive Session and reconvene the Open Session seconded by Commissioner O'Halloran. On voice vote, the motion passed. Chairman Petillo called a short recess.

The Open Session was reconvened at 4:20 p.m. Chairman Petillo indicated that in Closed Executive Session items discussed as specifically set forth in the resolution were negotiations and/or litigations re: Grinnell Family of Companies; Frankford-Branchville Wastewater Project/Value Engineering RFPs; 2011 Leachate Volumes; High Point Electric Request re: Contract 601D and Solid Waste Enforcement Program. When the need for confidentiality of these matters no longer exists they will be opened to the public.

b. Wastewater Program

Chief Engineer's Report

Mr. Varro reported that in regard to the Paulinskill Project Value Engineering Study, Omni Environmental has agreed to reduce their proposal price from \$72,000 to \$68,800. He indicated that the plans and specification have been sent to Omni and we are currently setting up the Informational Meeting with C&P to give project overview presentation. He noted that the VE workshop will be held here on site, and Branchville Borough is welcome to attend the Informational Meeting.

Administrator's Report

Mr. Hatzelis reported on the Clove Brook Stream Restoration Project being conducted by the Wallkill River Watershed Group (WRWG). This project is grant funded by NJDEP and emergency approved grant monies. He referred to an email from Nathaniel Sajdak, WRWG Director that indicated the plans and specifications are being prepared by Princeton Hydro and the estimated contract amount is \$121,250. Mr. Hatzelis asked for Commissioners' authorization to advertise for bids. Commissioners discussed the permitting process and property owner approvals. Commissioners authorize advertisement of bids to include an option to extend bid award past 60 day bid expiration period, in case of delays in permitting, etc. Commissioner Meyer moved to advertise including the option to extend bid award date, seconded by Commissioner O'Halloran. On voice vote (5) Ayes, (0) Nays, the motion carried.

c. Solid Waste Program

Superintendent's Report

Mr. Sparnon reported that he has received requests from Ogdensburg Borough; Hopatcong Borough; and Franklin Borough to enter into a Shared Services Agreement for Certified Recycling Professional Services with the Authority. He indicated he has received agreements and resolutions from each Borough. He presented 3 resolutions for each agreement and Commissioner Dietz moved the 3 resolutions to execute Shared Services Agreements for CRP Services. Commissioner O'Halloran seconded. On roll call the vote was as follows: Ayes (5) Commissioners Madsen, Petillo, Dietz, Meyer and O'Halloran, Nays (0), Abstain (0). The resolutions were approved.

#12-084 SUSSEX COUNTY MUNICIPAL UTILITIES AUTHORITY BOARD OF COMMISSIONERS AUTHORIZE THE EXECUTION OF A SHARED SERVICES AGREEMENT WITH OGDENSBURG BOROUGH FOR THE PROVISION OF CERTIFIED RECYCLING PROFESSIONAL SERVICES TO CERTIFY AND SUBMIT THE 2011 RECYCLING TONNAGE REPORT TO NJDEP

#12-085 SUSSEX COUNTY MUNICIPAL UTILITIES AUTHORITY BOARD OF COMMISSIONERS AUTHORIZE THE EXECUTION OF A SHARED SERVICES AGREEMENT WITH HOPATCONG BOROUGH FOR THE PROVISION OF CERTIFIED RECYCLING PROFESSIONAL SERVICES TO CERTIFY AND SUBMIT THE 2011 RECYCLING TONNAGE REPORT TO NJDEP

#12-086 SUSSEX COUNTY MUNICIPAL UTILITIES AUTHORITY BOARD OF COMMISSIONERS AUTHORIZE THE EXECUTION OF A SHARED SERVICES AGREEMENT WITH FRANKLIN BOROUGH FOR THE PROVISION OF CERTIFIED RECYCLING PROFESSIONAL SERVICES TO CERTIFY AND SUBMIT THE 2011 RECYCLING TONNAGE REPORT TO NJDEP

Administrator's Report

Mr. Hatzelis referred to a handout previously provided with information on tonnages and revenues for the first 5 months of the fiscal year 2012. He reviewed data on each waste class and indicated that tip fees have risen compared to 2011. He noted that the overall combined average of all waste class revenues are up 8.9% however, Household Waste (ID10) is down 4% which is a concern. He will continue to monitor ID10 and report his findings to the Commissioners moving forward.

e. Personnel Matters

Administrator's Report

Commissioner O'Halloran moved to give excused absences to Commissioner Cocula and Vice Chairman Sowden, Commissioner Meyer seconded. On roll call the vote was as follows: Ayes (5) Commissioners Madsen, Petillo, Dietz, Meyer and O'Halloran, Nays (0), Abstain (0). The motion passed.

8. FINANCIAL TRANSACTIONS

a. Payment of Bills

FINANCIAL CONSENT AGENDA – Chairman Petillo asked for a motion to approve the Financial Consent Resolution, Commissioner Dietz moved the approval of bill paying resolution and supplement, seconded by Commissioner O'Halloran. No discussions or comments. On roll call, the vote was as follows: Ayes (5) Commissioners Madsen, Petillo, Dietz, Meyer and O'Halloran, Nays (0), Abstain (0). The resolution passed.

#12-087 RESOLUTION RE: AUTHORIZING PASSAGE OF FINANCIAL CONSENT AGENDA AND SUPPLEMENT

9. OPEN TO PUBLIC COMMENT

The Chairman opened the meeting to Public Comment, no public comment. The Chairman closed the meeting to public comment.

10. COMMISSIONERS' COMMENTS/REQUEST

Commissioners commended Reenee Casapulla, Nathaniel Sajdak and the Watershed Dept. on the well organized celebration of Earth Energy Day. It was noted that the next E-Waste Event is scheduled for May 12th.

11. ADJOURN

Commissioner O'Halloran moved to adjourn the meeting, seconded by Commissioner Madsen. On voice vote, the motion passed. The meeting was adjourned at 4:35 p.m.

Respectfully submitted,

Andrea Cocula, Secretary