

MINUTES OF THE REGULAR AUTHORITY MEETING OF THE SUSSEX COUNTY MUNICIPAL UTILITIES AUTHORITY HELD ON JUNE 21, 2017 AT THE AUTHORITY'S ADMINISTRATION BUILDING, LAFAYETTE, NEW JERSEY

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

The Meeting was called to order at 2:00 p.m.

The following were present: Chairman Madsen, Vice Chairman Drake, Commissioners Dietz (arrived at 3:40 pm), Cocula, Meyer and Petillo and Administrator Hatzelis, Chief Engineer Varro, Solid Waste Superintendent Sparnon, Wastewater Superintendent Angelo Baron, General Counsel Napolitano, Special Counsel Prol and Recording Secretary Kronski

Absent: Commissioner Perez

2. PUBLIC STATEMENT REGARDING SUNSHINE LAW

Chairman Madsen 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

No public comment.

4. AGENDA APPROVAL

Commissioner Drake moved the approval of the Agenda, seconded by Commissioner Cocula. No changes to the Agenda. On voice vote: Ayes (5); Nays (0). The motion carried.

5. APPROVAL OF CONSENT AGENDA

Commissioner Drake moved the approval of the Consent Agenda, seconded by Commissioner Meyer. No discussions requested. On voice vote: Ayes (5); Nays (0). The motion carried.

6. MINUTES

Chairman Madsen requested a motion to approve/acknowledge the distribution of the June 7, 2017 Pending Action Summary Sheet (PASS), which was emailed to the Freeholder Board on June 8, 2017. Commissioner Cocula moved the PASS report, Commissioner Drake seconded the motion. On voice vote: Ayes (5); Nays (0). The motion carried.

Chairman Madsen requested a motion to approve the Open and Closed Minutes for May 3, 2017 Authority Meeting. Commissioner Drake moved the 5-3-17 Minutes Commissioner Cocula seconded the motion. On voice vote: Ayes (5); Nays (0). The motion carried.

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Chairman Madsen requested a motion to approve the Open and Closed Minutes for May 17, 2017 Authority Meeting.

Open & Closed Minutes 5-17-17 Authority Meeting						
Commissioner	1st	2nd	Yea	Nay	Abstain	Absent
DAN PEREZ						x
JOHN DRAKE	x		x			
TOM MADSEN			x			
WAYNE DIETZ						x
ANDREA COCULA		x	x			
KARL MEYER					x	
RONALD PETILLO			x			

The motion passed.

No Minutes for Distribution.

7. BUSINESS

a. Executive Session

At 2:05 p.m. Commissioner Cocula moved the adoption of the following resolution authorizing a Closed Executive Session, motion seconded by Commissioner Drake. On voice vote: (5) Ayes, (0) Nays, the motion carried. Chairman Madsen noted Closed Session approximate time should be for 45 minutes and discussions to include: Contract #454 U.W. Microscreeener Project, Bankruptcy Counsel Proposals and Landfill Life Extension Project #444. Chairman noted to the public that actions may be taken after Executive Session.

#17-102 RESOLUTION RE: AUTHORIZING CLOSED EXECUTIVE SESSION

At 2:25 p.m. Commissioner Cocula moved to adjourn the Closed Session, seconded by Commissioner Drake. On voice vote, Ayes (5); Nays (0); Abstain (0). The motion passed.

Chairman Madsen indicated items discussed as specifically set forth in the resolution authorizing Closed Executive Session were: Contract #444 Landfill Life Extension Project and U.W. Microstrainer #454. When the need for confidentiality of these matters no longer exists they will be opened to the public.

b. Wastewater Program

Superintendent's Report

Wastewater Superintendent Baron updated the Commissioners regarding Paulinskill Facilities Connections (293 approved inspections/hook-ups) and flows have increased to 60,000 gpd on weekdays. Mr. Baron noted a tour was given to the Branchville Council and a few townspeople and went very well.

Superintendent Baron reported on the 2017-2018 Chemical Bids opened on June 15th. The low apparent bids are as follows: Ferric Chloride low bidder was Kemira Water Solutions; Potassium Permanganate low bid was from Coyne Chemical and Hydrogen Peroxide low bid was also Coyne Chemical. All three bids are under attorney review and will award at the next Authority Meeting.

c. Solid Waste Program

Superintendent's Report

Mr. Sparnon reported on the Styrofoam Recycling Program which started in 2016. The material is EPS type Styrofoam and the processing equipment was supplied to the Authority, in just over 9 months 5580 lbs of material has been processed. Discussions ensued regarding 90:1 volume reduction which saves valuable landfill space. Mr. Sparnon noted program shall be submitted to SWANA for an Excellence Award at WasteCon.

Chief Engineer's Report

Mr. Varro requested a motion based on discussions in Executive Session to authorize preparation of a Change Order for Contract #444 Landfill Life Extension, per negotiations with Contractor Servidone. The Change Order shall include authorization for contract time change and Work Change Directives #4, #5, #6 and #7 regarding contract critical path and contract changes.

Motion: Process Change Order for Contract #444 includes time extension and approval of change directives						
Commissioner	1st	2nd	Yea	Nay	Abstain	Absent
DAN PEREZ						x
JOHN DRAKE	x		x			
TOM MADSEN			x			
WAYNE DIETZ						x
ANDREA COCULA		x	x			
KARL MEYER			x			
RONALD PETILLO			x			

The motion passed.

Mr. Varro reported on the Solid Waste Advisory Council (SWAC) Meeting held on June 13th, and discussions included reports from County Health Department regarding Pace Glass. SWAC is currently considering application from Pace Glass for a proposed glass "Class A" recycling facility in Andover Township. Pace Glass has begun trucking from their Hudson County location to Andover and stockpiling on-site. The County Health Department had performed an inspection and was forthcoming up with NJDEP regarding possible penalty assessment for operating unlicensed facility. Discussions continued regarding pending SWAC approval and if Commissioners have concerns to convey to SWAC regarding this facility. Further discussions included material byproduct and condition of Pace's Andover Township and Hudson County sites. Commissioners agree the situation is a NJDEP/County Health Department issue, Mr. Varro will report back after the next SWAC Meeting.

Chief Engineer Varro reported on a recent meeting with the NJDEP – Air Permitting Department regarding SCMUA's Title V Application and requirements. Cornerstone Engineering and Special Counsel Prol attended the meeting also and Mr. Varro reviewed discussion points including preparation of a preconstruction permit and 7-Day Notice. NJDEP agreed with Mr. Prol's legal opinion that construction is deemed to start with the placement of the liner. Project timeline was reviewed carefully within the contract documents. NJDEP seems to be cooperative with permit approvals relative to timelines for permits and Solid Waste operation purposes. Mr. Varro reviewed NJDEP compliances and enforcements thereof for Title V.

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Chairman Madsen gave Consulting Engineer Scheri of Mott MacDonald the floor to give a report on the Leachate Pump Station/Force Main Project Draft Feasibility Study. Mr. Scheri presented the report which included the evaluation of two potential alignments for the Leachate pipeline, along Route 94 or the railroad bed throughout Sparta and into Hardyston. He listed the advantages and disadvantages of both routes and the costs and issues with each. Commissioners asked questions and commented regarding rail to trail option and funding thereof. The recommendation is for the railroad path option due to multiple factors including lower cost, no need for traffic control, etc. Mr. Scheri will take any questions or concerns before a final report is prepared. Mr. Hatzelis distributed and reported a cost analysis was completed by staff and proved to be cost effective for force main, over a 40 year period, 11 million project vs. \$20 million for continued hauling. He noted that 30 years of closure/post closure care would still require leachate removal. Commissioners discuss rail to trail funding possibilities from the County and report findings, it was agreed to have Mr. Scheri continue his study with geotechnical reports and a few early action items.

d. General Authority Business

Administrator's Report

Mr. Hatzelis noted that the next meeting is scheduled for July 5th and was open for discussion for potential cancelling of meeting. Commissioners discuss and consider bill paying timing.

Motion to Cancel July 5, 2017 Authority Meeting						
Commissioner	1st	2nd	Yea	Nay	Abstain	Absent
DAN PEREZ						x
JOHN DRAKE		x	x			
TOM MADSEN			x			
WAYNE DIETZ						x
ANDREA COCULA	x		x			
KARL MEYER			x			
RONALD PETILLO			x			

The Motion Passed.

8. Payment of Bills

FINANCIAL CONSENT AGENDA – Chairman Madsen asked for a motion to approve the Financial Consent Agenda (FCA).

Res: #17-101 Financial Consent Agenda						
Commissioner	1st	2nd	Yea	Nay	Abstain	Absent
DAN PEREZ						x
JOHN DRAKE			x			
TOM MADSEN			x			
WAYNE DIETZ						x
ANDREA COCULA	x		x			
KARL MEYER		x	x			
RONALD PETILLO			x			

#17-103 RESOLUTION RE: CONSENT AGENDA – BILL PAYING LIST

At 3:15pm Chairman Madsen called for a meeting break.

Meeting was reconvened at 3:20 pm and Commissioner Cocula moved to go into Executive Session, seconded by Commissioner Drake to discuss Bankruptcy Counsel RFPs. On voice vote, Ayes (5); Nays (0); Abstain (0). The motion passed.

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Chairman Madsen noted approximate time in Executive Session to be 1 hour. [Commissioner Dietz arrived at 3:40 during Executive Session.]

At 5:21 Commissioner Cocula moved to adjourn Executive Session, seconded by Commissioner Drake. On voice vote, Ayes (6); Nays (0); Abstain (0). The motion passed.

Chairman Madsen indicated items discussed as specifically set forth in the resolution authorizing Closed Executive Session were: Legal issues related to Vernon Township and Vernon Township MUA regarding the Mt. Creek Bankruptcy. When the need for confidentiality of these matters no longer exists they will be opened to the public.

9. PUBLIC COMMENT

Chairman Madsen opened the meeting to public comment, no public present, he closed the meeting to public comment.

10. COMMISSIONERS' COMMENTS/REQUEST

Commissioner Madsen commended Wastewater Superintendent Baron on the nice job on the Paulinskill Facility Tour, and also to Administrator Hatzelis for his well prepared presentation at the Sussex-Wantage Chamber Breakfast this morning.

Commissioner Drake motioned to give Commissioner Perez an excused absence, seconded by Commissioner Meyer. On voice vote: Ayes (6); Nays (0); Abstain (0). Motion passed.

Administrator Hatzelis reminded the Commissioners that the next Authority Meeting will be July 19th, due to the cancelation of July 5th meeting.

11. ADJOURN

Commissioner Cocula moved to adjourn the meeting, seconded by Commissioner Drake. On voice vote: Ayes (6), the motion passed. The meeting was adjourned at 5:23 p.m.

Respectfully submitted,

Andrea Cocula, Secretary