

MINUTES OF THE REGULAR MEETING OF THE SUSSEX COUNTY MUNICIPAL UTILITIES AUTHORITY HELD ON MAY 18, 2011 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 3:00 p.m.

The following were present: Commissioners Zidek, Sowden, Petillo, Dietz, Meyer and O'Halloran, Administrator Hatzelis, Consulting Engineers Cerenzio & Karakos, Chief Engineer Varro, Solid Waste Superintendent Sparnon, Wastewater Superintendent Nugent, Recording Secretary Kronski, Attorneys Prol and Giacobbe

2. PUBLIC STATEMENT

The Chairman 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 Petillo opened the meeting to public comment. There being no public present, he closed the meeting to public comment.

4. AGENDA APPROVAL

The Chairman requested a motion for approval of the Agenda, as well as any additions or deletions. Commissioner Zidek moved the approval of the Agenda, seconded by Commissioner Dietz. Consulting Engineer Cerenzio requested an addition to his items in closed session, discussions re: US Fish and Wildlife requirements for Branchville/ Paulinskill Project. On voice vote, the motion carried.

Commissioner Cocula arrived 3:01 p.m.

5. APPROVAL OF CONSENT AGENDA

Chairman Petillo requested a motion for approval of the Consent Agenda. Commissioner Sowden moved the approval of the Consent Agenda, seconded by Commissioner Zidek. No discussion necessary. On voice vote, the motion carried.

6. MINUTES

Chairman Petillo requested a motion to approve the distribution of the May 4, 2011 Pending Action Summary Sheet which was submitted to the Freeholder Board on May 5, 2011. Commissioner Dietz moved to approve the May 4, 2011 Pending Action Summary Sheet, seconded by Commissioner Meyer. No discussions necessary. On voice vote, Ayes (7), the motion carried.

Chairman Petillo asked for a motion to approve the Regular & Closed Minutes for the April 20, 2011 Meeting. Commissioner O'Halloran moved, seconded by Commissioner Meyer. On voice vote, Ayes (7), the motion passed.

Administrator Hatzelis presented a resolution with the Audit Review Certificate stating each member of the governing body has reviewed the 2010 Audit, specifically the reports entitled "General Comments" and "Recommendations". There were no comments or recommendations made by Mr. Cuva for the Authority. Commissioner Zidek moved the resolution seconded by Commissioner Cocula. On roll call, the vote was as follows: Ayes (7) Commissioners Zidek, Sowden, Petillo, Dietz, Cocula, Meyer and O'Halloran. The resolution passed.

#11-70 RESOLUTION RE: FY2010 ANNUAL AUDIT AND AUDIT REVIEW CERTIFICATE

b. Wastewater Program

Administrator's Report

Mr. Hatzelis presented a resolution on the Paulinskill Water Reclamation Project funding for authorization of certain actions/documents necessary to issue a not-to-exceed amount of \$11,273,000 in Notes and/or Bonds. Commissioner Cocula moved the resolution seconded by Commissioner O'Halloran. On roll call, the vote was as follows: Ayes (7) Commissioners Zidek, Sowden, Petillo, Dietz, Cocula, Meyer and O'Halloran. The resolution passed.

#11-71 RESOLUTION RE: THE SUSSEX COUNTY MUNICIPAL UTILITIES AUTHORITY AUTHORIZING CERTAIN ACTIONS AND APPROVING CERTAIN DOCUMENTS NECESSARY IN CONNECTION WITH THE ISSUANCE OF THE AUTHORITY'S PROPOSED NOT-TO-EXCEED \$11,273,000 AGGREGATE PRINCIPAL AMOUNT OF PAULINSKILL BASIN WATER RECLAMATION SYSTEM REVENUE BONDS OR PROJECT NOTES.

Administrator Hatzelis provided a General Bond Resolution for Paulinskill Reclamation Facilities prepared by the Auditor's Office for consideration. Commissioner Cocula moved the resolution seconded by Commissioner Meyer. On roll call, the vote was as follows: Ayes (7) Commissioners Zidek, Sowden, Petillo, Dietz, Cocula, Meyer and O'Halloran. The resolution passed.

#11-72 RESOLUTION RE: AUTHORIZING THE ISSUANCE OF PAULINSKILL BASIN WATER RECLAMATION SYSTEM REVENUE BONDS OR PROJECT NOTES OF THE SUSSEX COUNTY MUNICIPAL UTILITIES AUTHORITY

Mr. Hatzelis continued with information on the Paulinskill Project advising the Board that an additional requirement from USDA is the approval of a water sampling plan by USF&WL. A plan has been negotiated between C&P representatives and the USF&WL, and requires Commissioner approval for submittal to USF&WL for final acceptance and then forwarded to USDA. Commissioner Meyer moved the authorization to submit a water sampling plan to USF&WL review for the Paulinskill Reclamation Basin Project seconded by Commissioner Cocula. On roll call, the vote was as follows: Ayes (7) Commissioners Zidek, Sowden, Petillo, Dietz, Cocula, Meyer and O'Halloran. The motion passed.

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resolution for Commissioners consideration for the award of Contract #11-02 for Furnish and Delivery of Cover Soil Material to Eastern Concrete Materials, Inc. Commissioner Zidek moved resolution, seconded by Commissioner Dietz. Chairman Petillo confirmed with SW Superintendent Sparnon that all cover material should be received during the next few summer months. On roll call, the vote was as follows: Ayes (7) Commissioners Zidek, Sowden, Petillo, Dietz, Cocula, Meyer and O'Halloran. The resolution passed.

#11-73 RESOLUTION RE: AUTHORIZING AWARD TO THE LOWEST RESPONSIVE BIDDER TO FURNISH AND DELIVER LANDFILL COVER SOIL (CONTRACT NO 11-02) FOR THE SUSSEX COUNTY MUNICIPAL UTILITIES AUTHORITY

Mr. Sparnon reminded the Commissioners the next Household Hazardous Waste Day is scheduled for June 4, 2011. The vendor is Care Environmental, this is the 3rd out of 4th for their Contract with the Authority.

Vice Chairman Sowden reviewed discussions at the Construction Review Committee Meeting earlier in the day. Discussions included the Solid Waste 836 Compactor repair bills, which were found to be acceptable for a total of \$203,000. Reviewed cost savings after the staff scrutinized the line items on the original bill, vendor reduced cost by \$8,000. Machine should last through to the end of landfill life.

d. Authority Business

Administrator's Report

Mr. Hatzelis updated the Commissioners on the status of the development new SCMUA website. It is approximately 85% complete and will be posted live next month (June 2011). He informed the Commissioners that residents will be able to review Audits, Budgets, Authority Meeting Minutes and Agendas. A demonstration will be given to the Commissioners at the next meeting.

Administrator Hatzelis also updated Commissioners on the progress on the Data Processing System Consolidation/Upgrade. A meeting was held with Solid Waste Technologies (SWT) and they are making progress in implementing all the Authority's systems. Mr. Hatzelis reviewed all new modules available that will streamline financial system for purchases & sales, as well as, Upper Wallkill Finances (i.e. connection fees, sewage disposal, etc.). The system integration will begin in a few months and hopefully will be able to switch to new system completely by December 1, 2011.

Attorney Giacobbe asked for a motion for an extension for the LFGTE Project as discussed in Executive Session. SX Landfill Energy, LLC has completed their portion of Landfill Gas to Energy Project, however, the project has been delayed due to JCP&L scheduling for final interconnect, they have requested an extension on contract completion for SX Landfill Energy, LLC. Commissioner Cocula moved an extension to contract closeout, Commissioner Meyer seconded. On roll call, the vote was as follows: Ayes (7) Commissioners Zidek, Sowden, Petillo, Dietz, Cocula, Meyer and O'Halloran. The motion passed.

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Chairman Petillo asked Consulting Engineer Cerenzio and Karakos, as well as, WW Superintendent Nugent and SW Superintendent Sparnon to leave the meeting at this point. Present in the meeting room during Executive Session were all Commissioners, Administrator Hatzelis, Chief Engineer Varro, Attorney Giacobbe and Recording Secretary Kronski

11. ADJOURN

Vice-Chairman Sowden moved to adjourn the meeting, seconded by Commissioner O'Halloran. On voice vote, the motion passed. The meeting was adjourned at 5:25 p.m.

Respectfully submitted,

Andrea Cocula, Secretary