

MINUTES OF THE REGULAR MEETING OF THE SUSSEX COUNTY MUNICIPAL UTILITIES AUTHORITY HELD ON JUNE 6, 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 3:02 p.m.

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

Public Present: Sussex Borough Council Members Marina Krynicky and Robert Holowach

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 to approve the Agenda. Commissioner O'Halloran moved the approval of the Agenda, Commissioner Madsen seconded. Chairman Petillo recommended that Executive Session be moved until the end of the Agenda to accommodate the public present. On voice vote (7) Ayes, (0) Nays, the motion carried.

5. APPROVAL OF CONSENT AGENDA

The Chairman requested a motion for approval of the Consent Agenda. Vice Chairman Sowden moved the approval of the Consent Agenda, seconded by Commissioner Dietz. No discussion necessary. On voice vote (7) Ayes, (0) Nays, the motion carried.

6. MINUTES

Chairman requested a motion to approve the distribution of the May 16, 2012 Pending Action Summary Sheet, which was submitted to the Freeholder Board on May 17, 2012. Commissioner Dietz moved to approve the May 16, 2012 Pending Action Summary Sheet, seconded by Commissioner O'Halloran. No discussions. On voice vote (7) Ayes, (0) Nays, the motion carried. The motion passed.

Chairman Petillo asked for a motion to approve the Regular & Closed Meeting Minutes of April 18, 2012. Commissioner O'Halloran motioned to approve the minutes, seconded by Commissioner Madsen. No discussions. On voice vote (7) Ayes, (0) Nays, the motion carried.

Chairman Petillo indicated that the Regular and Closed Meeting Minutes from the May 2, 2012 Authority Meeting have been emailed to the Commissioners for their review and comment.

7. BUSINESS

a. Executive Session

Executive Session moved to the end of the Agenda.

b. Wastewater Program

Administrator's Report

Administrator Hatzelis reported on the refunding of the Series F & Series G Bonds in which he and Paul Cuva have had discussions with Moody's Investments and they answered all their questions regarding the refinancing. A draft analysis should be received for review by Friday. Mr. Hatzelis advised that updated information on financials and demographics from the County should be received shortly and the refunding should be completed by the end of June. He reported that they will continue to watch the market to get the most savings for the Authority, which could be as much as \$50,000 - \$100,000 annually over the 3 next years.

Mr. Hatzelis reported on Septage Sludge and Hauled Sewage & Revenues for the first 6 months of FY2012 and they are ahead of projections. He indicated the connection fees are under projections for the year however, the Vernon Town Center is scheduled for mandatory connections this year.

Mr. Hatzelis reviewed the latest information on the Sussex Borough connections. Sussex Borough is having mandatory hookups for a number properties in the sewer service area. These property owners will have to pay connection fees to the Authority and Sussex Borough.

Mr. Varro addressed a packet previously sent to the Commissioners regarding Birdsall Services Group's cost estimate for the upgrades to the Upper Walkkill clarifiers and gravity thickeners. He asked if any Commissioners had any questions on the information packet and advised that Mr. John Vena from Birdsall will be at the next Authority Meeting to present his research and recommendations.

c. Solid Waste Program

Superintendent's Report

Mr. Sparnon reported on the recent Household Hazardous Waste Event held on June 2, 2012, which was done in cooperation with MXI Environmental Services. He indicated that there was a total of 650 participants, 5 schools, 2 municipalities and 2 county agencies with over 26,521 pounds of Hazardous Waste collected. He reported that the County Health Department representatives were onsite all day to help screen and provide further information to residents on hazardous waste disposal. Mr. Sparnon advised that MXI was very organized and professional, and was off-site by 3:30 p.m.

Administrator's Report

Mr. Hatzelis reported on correspondence received by Grinnell Recycling regarding an offer to rent/purchase their Materials Recovery Facility for a solution to the County's long-term solid waste disposal needs. Commissioners discussed the letter that was addressed to the Authority, and noted that the Solid Waste Advisory Council (SWAC) is the Freeholder designated agency that provides recommendations for solid waste

disposal decisions in the County. Commissioners agree to have Administrator Hatzelis respond to Grinnell's letter to advise them that this offer should be directed to SWAC and the Freeholders and the Authority can provide any information as needed/requested to all parties.

Mr. Hatzelis reported on solid waste tonnages and revenues for 2012 for the first 6 months, compared to the same time period for 2011, tonnage is down 1.9%. The concern is with ID10 (bagged household waste) which is down by 3.5% for the second 3 months for 2012. He reported that this information was passed to the County for review.

8. FINANCIAL TRANSACTIONS

a. Payment of Bills

FINANCIAL CONSENT AGENDA – Chairman Petillo asked for a motion to approve the Financial Consent Resolution, with the removal of P.O. #66603. Vice Chairman Sowden moved the approval of bill paying resolution, as amended, seconded by Commissioners Cocula. No discussions or comments. On roll call, the vote was as follows: Ayes (7) Commissioners Madsen, Sowden, Petillo, Dietz, Cocula, Meyer and O'Halloran, Nays (0), Abstain (0). The resolution passed.

#12-093 RESOLUTION RE: AUTHORIZING PASSAGE OF FINANCIAL CONSENT AGENDA

Chairman requested a motion to approve Solid Waste Operating Fund Section E, PO#66603 for overtime portion of payroll. Commissioner Dietz moved, seconded by Vice Chairman Sowden. On roll call the Ayes (6) Commissioners Madsen, Sowden, Petillo, Dietz, Meyer and O'Halloran, Nay (1) Commissioner Cocula, Abstain (0). The motion was approved.

9. OPEN TO PUBLIC COMMENT

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

Mr. Dietz asked if Mr. Varro could provide data regarding tonnage rates compared to landfill life, in terms if there is a deviation in tonnage what the effect is on landfill life. Mr. Varro will incorporate the tonnage data information with the analysis he is conducting on landfill life savings in relation to the current installation if the tarping program. Mr. Sparron explained that it is difficult to track the savings on the cover material when much of it now is used for cover on the outside slopes. Discussions ensued regarding the topographic report, which should be received soon and can give more accurate data to conduct the analysis.

Sussex Borough Council Members Marina Krynicky and Robert Holowach left the meeting at 3:19 p.m.

10. BUSINESS

a. Executive Session

Chairman Petillo asked for a motion to go into Closed Executive Session at 3:20 p.m. Vice Chairman Sowden moved the adoption of the following resolution authorizing a Closed Executive Session seconded by Commissioner Dietz. On voice vote (7) Ayes, (0) Nays, the motion carried.

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#12-094 RESOLUTION RE: AUTHORIZING CLOSED EXECUTIVE SESSION

At 4:39 p.m. Commissioner Meyer moved to adjourn the Closed Executive Session and reconvene the Open Session seconded by Commissioner Cocula. On voice vote, the motion passed.

The Open Session was reconvened at 4:40 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 Settlement Agreement; Hampton Commons NJPDES Permit; Edgewater Commons; and Personnel Item. When the need for confidentiality of these matters no longer exists they will be opened to the public.

11. COMMISSIONERS' COMMENTS/REQUEST

Commissioners had no comments.

12. ADJOURN

Commissioner Cocula moved to adjourn the meeting, seconded by Commissioner Madsen. On voice vote, the motion passed. The meeting was adjourned at 4:40 p.m.

Respectfully submitted,

Andrea Cocula, Secretary