

**MOUNT HOLLY MUNICIPAL UTILITIES AUTHORITY
REGULAR MEETING MINUTES
August 20, 2015**

The regular meeting of the Mount Holly Municipal Utilities Authority was held at 37 Washington Street on Thursday August 20, 2015; at 6:00 P.M. Chairman Thiessen called the meeting to order with the following roll call:

PRESENT: Mr. Jules Thiessen, Chairman
Mr. Jason Jones, Commissioner
Mr. Christopher Banks, Commissioner
Mr. Joshua Brown, Commissioner

ALSO Robert Maybury, Executive Director
PRESENT: George Morris, Esq., Solicitor
Albert Marmero, Esq., Long Marmero & Associates, LLP, Special Counsel
David Skibicki, R. A. Alaimo Associates, Engineer
Richard Alaimo, Alaimo Associates
Cheryl Wurst, Interim Finance Administrator/Treasurer
Anthony Stagliano, Deputy Director of Regulatory Affairs & Qualified Purchasing Agent
Brandy C. Boyington, Secretary

ABSENT: Mr. Robert Silcox, Vice Chairman
Joel Hervey, Deputy Director for Plant Operations

VERIFICATION OF NOTICE

Executive Director Maybury verified that "In compliance with the Open Public Meetings Act, this is to announce that adequate notice of this meeting was provided in the following manner: Notice of this meeting was published in the Courier Times on July 30, 2015 and the Courier Post on July 31, 2015. On Tuesday, August 04, 2015, advanced written notice of this meeting was posted on the Administrative Bulletin Board at the Township Building and advanced written notice of this meeting was mailed to all persons who, according to the records of the Authority, requested such notice."

MANDATORY AFFIRMATIVE ACTION COMPLIANCE NOTICE

Any contracts awarded tonight, and between now and the next meeting, the contractor, company or firm must comply with the requirements of N.J.S.A. 10:5-31 et seq. (P.L. 1975, C.127) N.J.A.C. 17:27.

PLEDGE OF ALLEGIANCE



PUBLIC COMMENTS ON ACTION ITEMS

APPROVAL OF MINUTES

Commissioner Brown moved for the approval of Regular Meeting Minutes of July 09, 2015. Commissioner Jones seconded the motion. At the call of the roll the vote was:

AYES: Chairman Thiessen, Commissioner Brown, Commissioner Jones, Commissioner Banks
NAYES:
ABSTAIN:
ABSENT: Commissioner Silcox

OLD BUSINESS

NEW BUSINESS

- ✓ ON JULY 23RD, 2015 A BID OPENING WAS HELD FOR CONTRACT 2015-12; LUMBERTON FORCE MAIN INSERTION VALVE. WE RECEIVED ONE BID FROM DERSTINE COMPANY LLC. ALAIMO ASSOCIATES RECOMMENDS AWARDED DERSTINE COMPANY, LLC AT \$84,000.00. (RESOLUTION 2015-76)

Mr. Skibicki mentioned that Derstine Company LLC comes with a good recommendation. Commissioner Jones moved for the approval of Resolution 2015-12. Commissioner Brown seconded the motion. At the call of the roll, the vote was:

AYES: Chairman Thiessen, Commissioner Jones, Commissioner Banks, Commissioner Brown

NAYS:

ABSTAIN:

ABSENT: Commissioner Silcox

- ✓ ON AUGUST 5th, 2015 A BID OPENING WAS HELD FOR CONTRACT 2015-11; THE SUPPLY OF FOUR (4) NEW DeZURIK 6" (150mm) PEC ECCENTRIC PLUG VALVES WITH RECTANGULAR PORTS AND FOUR (4) EMERSON M2CP ELECTRIC QUARTER-TURN VALVE ACTUATORS MODEL Q2G2-3 OR EQUIVALENT, WE RECEIVED ONE BID FROM NORTHEAST TECHNICAL SALES. THE BID WAS REJECTED FOR FAILURE TO SUBMIT SUPPORTING DOCUMENTS. **Re-Bid Opening is scheduled for Tuesday September 8th, 2015 at 11:00 A.M.**

Executive Director Maybury the treatment plant discharge permit, NJPDES, up for renewal this year. We received a draft for review and there are several changes that are going to occur in this permit. SO of the changes are going to be costly, we will have to have an engineering firm to do some planning and to write some of the technical data, we will have to do our local limit. The DRBC is going to require us to do some planning for the PCB. I will forward information to the board and advise as we get further along. We need to respond to the pre-draft, with our comments and then the draft will be available with our comments. We could have a new permit in effect by October of this year. The permit is over a 100 pages long, this is going to be a lengthy process. We gathering data and will update as we proceed.

RESOLUTION 2015-72 A RESOLUTION APPROVING S-3 APPLICATION FOR SEWERAGE SERVICE BETWEEN THE MHMUA AND MOUNT HOLLY TOWNSHIP FOR WEST RANOCAS REDEVELOPMENT OF MOUNT HOLLY Block 12.03 Lot 3-14, Block 12.04 Lots 40-45, Block 12.05, Lots 27 **Tabled till September's Meeting.**

CONSENT AGENDA:

“All items listed with an asterisk (*) are considered routine by the Authority and will be enacted by one motion. Should a Commissioner wish to discuss a consent agenda item separately, that item can be removed from the consent agenda and considered in its normal sequence.”

***RESOLUTION 2015-73**

A RESOLUTION APPROVING THE OPERATING EXPENSES FOR THE MONTH OF JULY 2015

***RESOLUTION 2015-73A**

A RESOLUTION APPROVING THE SEWER REFUNDS FOR THE MONTH OF JULY 2015

***RESOLUTION 2015-74**

A RESOLUTION THE ESCROW EXPENSES FOR THE MONTH OF JULY 2015

***RESOLUTION 2015-75**

A RESOLUTION APPROVING THE EXPENDITURES FOR THE MONTH OF JULY 2015 FROM THE IMPROVEMENT AND REPLACEMENT FUND

Commissioner Jones moved for the approval of the consent agenda. Commissioner Brown seconded the motion. At the call of the roll, the vote was:

AYES: Chairman Thiessen, Commissioner Jones, Commissioner Banks, Commissioner Brown

NAYS:

ABSTAIN:

ABSENT: Commissioner Silcox

COMMUNICATIONS

None

MATTERS TO BE PRESENTED BY THE PUBLIC

None

REPORT OF THE EXECUTIVE DIRECTOR

The report of the Executive Director was received.

REPORT OF THE ENGINEER

The Report of the Engineer was received.

REPORT OF THE DEPUTY DIRECTOR FOR PLANT OPERATIONS

The Report of the Deputy Director of Plant Operations was received.

**REPORT OF THE DEPUTY DIRECTOR FOR
REGULATORY AFFAIRS AND QUALIFIED PURCHASING AGENT**

The Report of the Deputy Director for Regulatory Affairs and Qualified Purchasing Agent was received. We did have a new employee start last week, and he is doing well.

REPORT OF THE SOLICITOR

The Report of the Solicitor was received.

**REPORT OF THE DEPUTY DIRECTOR OF
FINANCE AND ADMINISTRATION/BOARD TREASURER**

The Report of the Deputy Director of Finance and Administration/Board Treasurer was received.

OTHER NEW BUSINESS+

None

MATTERS TO BE PRESENTED BY COMMISONERS

None

Executive Session

Commissioner Jones moved for approval of Resolution 2015-77. Commissioner Brown seconded the Motion. At the call of roll, the vote was:

AYES: Chairman Thiessen, Commissioner Jones, Commissioner Banks, Commissioner Brown

NAYS: ----

ABSTAIN: ----

ABSENT: Commissioner Silcox

At 6:15 P.M. the Authority Commissioners retired to Executive Session for a discussion of the matter listed in the below resolution.

RESOLUTION 2015-77 AUTHORIZING EXECUTIVE SESSION

WHEREAS, N.J.S.A. 10:4-12 allows for a Public Body to go into closed session during a Public Meeting; and

WHEREAS, the Mount Holly Municipal Utilities Authority (“MHMUA”) has deemed it necessary to go into closed session to discuss certain matters which are exempted from the Public; and

WHEREAS, the regular meeting of the MHMUA will reconvene following the end of the closed session.

NOW, THEREFORE, BE IT RESOLVED that the MHMUA will go into closed session for the following reason(s) as outlined in N.J.S.A. 10:4-12:

_____ Any matter which, by express provision of Federal Law, State Statute or Rule of Court shall be rendered confidential or excluded from discussion in public (Provision relied upon: _____);

_____ Any matter in which the release of information would impair a right to receive funds from the federal government;

_____ Any matter the disclosure of which constitutes an unwarranted invasion of individual privacy;

_____ Any collective bargaining agreement, or the terms and conditions of which are proposed for inclusion in any collective bargaining agreement, including the negotiation of terms and conditions with employees or representatives of employees of the public body (Specify contract: negotiations with bargaining units);

_____ Any matter involving the purchase, lease or acquisition of real property with public funds, the setting of bank rates or investment of public funds where it could adversely affect the public interest if discussion of such matters were disclosed;

_____ Any tactics and techniques utilized in protecting the safety and property of the public provided that their disclosure could impair such protection;

_____ Any investigations of violations or possible violations of the law;

X Any pending or anticipated litigation or contract negotiation in which the public body is or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer (If pending or anticipated litigation, the matter is entitled: Hainesport Sewer Connection

(If contract negotiation, the nature of the contract and interested party is _____)

Under certain circumstances, if public disclosure of the matter would have a potentially negative impact on the MHMUA's position in the litigation or negotiation, this information may be withheld until such time that the matter is concluded or the circumstances no longer present a potential impact);

X Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance, promotion or disciplining of any specific prospective public officer or employee or current public officer or employee employed or appointed by the public body, unless all individual employees or appointees whose rights could be adversely affected request in writing that such matter or matters be discussed at a public meeting (Subject to the balancing of the public's interest and the employee's privacy rights under *South Jersey Publishing*, 124 N.J. 478, the employee(s) and nature of discussion is hiring of Finance Administrator.)

_____ Any deliberation of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty upon the responding party or the suspension or loss of a license or permit belonging to the responding party as a result of an act of omission for which the responding party bears responsibility.

BE IT FURTHER RESOLVED that the MHMUA hereby declares that its discussion of the aforementioned subject(s) may be made public at a time when the MHMUA Attorney advises the MHMUA that the disclosure of the discussion will not detrimentally affect any right, interest or duty of the MHMUA or any other entity with respect to said discussion.

BE IT FURTHER RESOLVED that the MHMUA, for the aforementioned reasons, hereby declares that the public is excluded from the portion of the meeting during which the above discussion shall take place and hereby directs the Executive Director to take the appropriate action to effectuate the terms of this resolution.

I, Brandy Boyington, do hereby certify the above to be a true and correct copy of a resolution adopted by the Mount Holly Municipal Utilities Authority at its meeting held on August 20, 2015.

Brandy C. Boyington

ADJOURNMENT

Commissioner Jones moved for adjournment. Commissioner Brown seconded the motion. Chairman Thiessen adjourned the meeting at 6:33 P.M.

Respectfully submitted,

Brandy C. Boyington, Secretary