

**MOUNT HOLLY MUNICIPAL UTILITIES AUTHORITY  
REGULAR MEETING  
DECEMBER 11, 2014**

The regular meeting of the Mount Holly Municipal Utilities Authority was held at 37 Washington Street on Thursday, December 11, 2014; at 6:00 P.M. Chairman Thiessen called the meeting to order with the following roll call:

PRESENT: Mr. Jason Jones, Commissioner  
Ms. Jacquelyn Perinchief, Commissioner  
Mr. Robert Silcox, Vice Chairman  
Mr. Jules Thiessen, Chairman

ALSO Robert Maybury, Interim Executive Director  
PRESENT: Stephen J. Mushinski, Esq., Parker McCay, Solicitor  
Albert Marmero, Esq., Long Marmero & Associates, LLP, Special Counsel  
David Skibicki, R. A. Alaimo Associates, Engineer  
Tracey Giordano, Deputy Director of Finance and Administration/Treasurer  
Anthony Stagliano, Deputy Director of Regulatory Affairs & Qualified Purchasing Agent  
Debra E. Fortner, Secretary  
Brandy Boyington, Interim Secretary

ABSENT: Jason Carty, Commissioner

**VERIFICATION OF NOTICE**

Interim 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 February 28, 2014 and the Courier Post on February 28, 2014. On Monday, December 8, 2014, 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 Silcox moved for the approval of Executive Session Minutes of November 11, 2014. Commissioner Perinchief seconded the motion. At the call of the roll the vote was:

AYES: Commissioner Jones, Commissioner Perinchief, Commissioner Silcox  
Chairman Thiessen.

NAYES: None

ABSTAIN: None

Commissioner Jones moved for the approval of Regular minutes of November 13, 2014. Commissioner Perinchief seconded the motion. At the call of the roll the vote was:

AYES: Commissioner Jones, Commissioner Perinchief, Chairman Thiessen.

NAYES: None

ABSTAIN: Commissioner Silcox

Commissioner Jones moved for the approval of Executive Session Minutes of November 13, 2014. Commissioner Perinchief seconded the motion. At the call of the roll the vote was:

AYES: Commissioner Jones, Commissioner Perinchief, Chairman Thiessen.

NAYES: None

ABSTAIN: Commissioner Silcox

Commissioner Silcox moved for the approval of Special Meeting Minutes of November 24, 2014, Commissioner Perinchief seconded the motion. At the call of the roll the vote was:

AYES: Commissioner Jones, Commissioner Perinchief, Commissioner Silcox  
Chairman Thiessen.

NAYES: None

ABSTAIN: None

Commissioner Silcox moved for the approval of Executive Session Minutes of November 24, 2014, Commissioner Perinchief seconded the motion. At the call of the roll the vote was:

AYES: Commissioner Jones, Commissioner Perinchief, Commissioner Silcox  
Chairman Thiessen.

NAYES: None

ABSTAIN: None

### **OLD BUSINESS**

### **NEW BUSINESS**

COMPLETE REMOVAL AND REPLACEMENT OF PLANT 3 ROOF & DISC FILTER  
STAIR TOWER ROOF, INCLUDING ALL CAPPING AND APERTURES  
CONTRACT NO. 2014-13 (to be acted upon at the January 8, 2015, Board Meeting)

SUPPLY ONE (1) 1983 OR NEWER REFURBISHED ASHBROOK SIMON HARTLEY  
WINKLEPRESS SIZE 3, TYPE 84 (2.2 METER) BELT FILTER PRESS OR EQUIVALENT  
RE-BID  
CONTRACT NO. 2014-14 (to be acted upon at the January 8, 2015, Board Meeting)

SUPPLY MISSION COMMUNICATION PUMP STATION AND MANHOLE SUPERVISORY  
CONTROL AND DATA ACQUISTION (SCADA) EQUIPMENT OR EQUIVALENT  
RE-BID  
CONTRACT NO. 2014-9 (to be acted upon at the January 8, 2015, Board Meeting)

ELECTRONIC PAYMENT PROCESSING SERVICES  
RE-BID  
CONTRACT NO. 2014-17 (to be acted upon at the January 8, 2015, Board Meeting)

**RESOLUTION 2014-107**

**A RESOLUTION OF THE MOUNT HOLLY MUNICIPAL UTILITIES AUTHORITY  
ADOPTING THE 2015 BUDGET**

Commissioner Silcox moved for the approval of Resolution 2014-107. Commissioner Perinchief seconded the motion. At the call of the roll, the vote was:

AYES: Commissioner Jones, Commissioner Silcox, Commissioner Perinchief,  
Chairman Thiessen

NAYS: None

ABSTAIN: None

**RESOLUTION 2014-108**

**A RESOLUTION APPROVING THE OPERATING EXPENSES FOR  
THE MONTH OF DECEMBER 2014**

Commissioner Silcox moved for the approval of Resolution 2014-108. Commissioner Perinchief seconded the motion. At the call of the roll, the vote was:

AYES: Commissioner Silcox, Commissioner Perinchief,  
Chairman Thiessen

NAYS: None

ABSTAIN: Commissioner Jones

**RESOLUTION 2014-108A**

**A RESOLUTION APPROVING THE SEWER REFUNDS FOR  
THE MONTH OF DECEMBER 2014**

Commissioner Silcox moved for the approval of Resolution 2014-108A. Commissioner Perinchief seconded the motion. At the call of the roll, the vote was:

AYES: Commissioner Jones, Commissioner Carty, Commissioner Perinchief,  
Chairman Thiessen

NAYS: None

ABSTAIN: None

**RESOLUTION 2014-109**

**A RESOLUTION APPROVING THE EXPENDITURES FOR THE MONTH OF DECEMBER,  
2014 FROM THE IMPROVEMENT AND REPLACEMENT FUND**

Commissioner Silcox moved for the approval of Resolution 2014-109. Commissioner Perinchief seconded the motion. At the call of the roll, the vote was:

AYES: Commissioner Jones, Commissioner Silcox, Commissioner Perinchief,  
Chairman Thiessen

NAYS: None

ABSTAIN: None

### **COMMUNICATIONS**

There were no communications to be presented.

### **MATTERS TO BE PRESENTED BY THE PUBLIC**

There were no matters to be presented by the public.

### **REPORT OF THE INTERIM EXECUTIVE DIRECTOR**

The Report of the Interim Executive Director Maybury was received. Interim Executive Director Maybury stated that Lockheed Martin, Moorestown Naval location was connected about one year ago and currently has a \$15,000.00 quarterly bill. An inspection was completed at the facility and it was determined they are losing more than 50% of their water through the cooling towers and through evaporation, not into the sanitary sewer system. A credit towards the bill will be issued in the future. Deputy Director of Finance and Administration/ Treasurer Giordano stated this is the same situation as Virtua Hospital. Chairman Theissen asked that only a credit would be given not a check. Interim Executive Director Maybury also stated that Lockheed Martin has a \$200,000 performance bond they want released and he will contact Mr. Skibicki, PE of Alaimo to finalize. Interim Executive Director Maybury stated the NJDEP did an inspection of the collection system, and the MUA was informed that the inspector will require back flow preventers at every pumping station supplied with city water. The MUA currently has about 20 backflow preventers installed out of the 40 existing pumping stations. There is a \$200.00 annual permit fee for each one, adding \$8,000 per year and each one must be tested 4 times per year. Interim Executive Director Maybury has been in contact with consulting Firm ERM. They wrote the original Rancocas Road Odor Control Permits, and helped streamline and eliminate several other permits for the MUA in the past. ERM will be utilized to guide the MUA through the back flow preventer regulations and to make modifications to the existing odor control permits to allow down time for necessary preventive and repair maintenance.

### **REPORT OF THE ENGINEER**

The Report of the Engineer was received. Mr. Skibicki, PE, stated the generator at the Rancocas Road plant has achieved substantial completion and that the generator contractor was due to visit the site on 12.12.14 to finish the punch list of the project. Mr. Skibicki, PE, also stated he had a discussion with Interim Executive Director Maybury about the Wood Mount potential project and that he also stated that he has been in contact with Deputy Director for Plant Operations Hervey about a proposal for Lumberton about the force main and Sarasin values.

### **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.

### **REPORT OF THE SOLICITOR**

There was nothing further for Solicitor to report.

### **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**

**MATTERS TO BE PRESENTED BY COMMISONERS**

**RESOLUTION 2014-111**

**A RESOLUTION APPROVING THAT DEBRA E FORTNER IS HEREBY RECOGNIZED AND  
COMMENDED FOR 10 YEARS OF DEVOTED SERVICE TO THE MOUNT HOLLY  
MUNICIPAL UTILITIES AUTHORITY.**

Be it further resolved that Debra E. Fortner, is hereby extended the heartfelt thanks and congratulations from the Authority and its members and employees for a job well done.

Commissioner Jones moved for the approval of Resolution 2014-111. Commissioner Silcox seconded the motion. At the call of the roll, the vote was:

AYES: Commissioner Jones, Commissioner Silcox, Commissioner Perinchief,  
Chairman Thiessen

NAYS: None

ABSTAIN: None

**Executive Session**

Commissioner Jones moved for approval of Resolution 2014-112. Commissioner Perinchief seconded the Motion. At the call of roll, the vote was:

AYES: Commissioner Jones, Commissioner Perinchief, Commissioner Silcox,  
Chairman Silcox

NAYS: None

ABSTAIN: None

At 6:25 P.M. the Authority Commissioners retired to Executive Session for a discussion of the matter listed in the below resolution.

**RESOLUTION 2014-112**  
**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: \_\_\_\_\_);

\_\_\_\_\_ 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;

\_\_\_\_\_ 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: \_\_\_\_\_)

(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);*

\_\_\_√\_\_\_ 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 discussions regarding the Interim Executive Director position and administrative salary adjustments);

\_\_\_\_\_ 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, Debra Fortner, 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 December 11, 2014.

\_\_\_\_\_  
Brandy C. Boyington, Interim Secretary

**RESOLUTION 2014-110**

**A RESOLUTION OF THE MOUNT HOLLY MUNICIPAL UTILITIES AURTHORITY  
APPROVING SALARIES AND WAGES FOR MANAGEMENT AND OTHER NON-UNION  
PERSONNEL**

Chairman Thiessen stated Resolution 2014-110 is approved as discussed in Executive Session.

Commissioner Jones moved for the approval of Resolution 2014-110. Commissioner Perinchief seconded the motion. At the call of the roll, the vote was:

AYES: Commissioner Jones, Commissioner Silcox, Commissioner Perinchief,  
Chairman Thiessen

NAYS: None

ABSTAIN: None

**RESOLUTION 2014-113**

**A RESOLUTION OF THE MOUNT HOLLY MUNICIPAL UTILITIES  
AUTHORITY APPOINTING ROBERT MAYBURY AS INTERIM EXECUTIVE  
DIRECTOR FOR A PERIOD OF SIX MONTHS.**

Commissioner Silcox moved for the approval of Resolution 2014-113. Commissioner Perinchief seconded the motion. At the call of the roll, the vote was:

AYES: Commissioner Jones, Commissioner Silcox, Commissioner Perinchief,  
Chairman Thiessen

NAYS: None

ABSTAIN: None

**RESOLUTION 2014-114**

**A RESOLUTION OF THE MOUNT HOLLY MUNICIPAL UTILITIES AUTHORITY  
APPOINTING BRANDY C BOYINGTON AS INTERIM BOARD SECRETARY UNTIL THE  
FEBRUARY 2015 REORGANIZATION MEETING**

Commissioner Silcox moved for the approval of Resolution 2014-114. Commissioner Jones seconded the motion. At the call of the roll, the vote was:

AYES: Commissioner Jones, Commissioner Silcox, Commissioner Perinchief,  
Chairman Thiessen

NAYS: None

ABSTAIN: None

**ADJOURNMENT**

Commissioner Silcox moved for adjournment. Commissioner Jones seconded the motion. Chairman Thiessen adjourned the meeting at 6:55 P.M.

Respectfully submitted,

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Brandy C. Boyington, Interim Secretary