

A Regular Meeting of the Members of the Pompton Lakes Borough Municipal Utilities Authority was held at the Administration Building, 2000 Lincoln Avenue, Pompton Lakes, New Jersey on January 23, 2012.

In accordance with the New Jersey Open Public Meetings Act, adequate notice of this meeting was provided. Letters to North Jersey Herald/News, Suburban Trends and the Administrator of Pompton Lakes, dated December 27, 2011 gave notice that the Regular Meeting of the Authority would be held at 6:00 pm on Monday January 23, 2012. The meeting was held at 2000 Lincoln Avenue, Pompton Lakes, New Jersey. A notice stipulating the time and date of this meeting was also posted in a public place, to wit: 2000 Lincoln Avenue, Pompton Lakes, New Jersey.

**Roll Call was as follows:**

**PRESENT:**

George D. Decker  
Kevin P. Carroll  
Lawrence DeMaio  
Neal Galletta  
Michael Longo  
John F. Wegele (Operations Manager)  
Jeffrey M. Kassover (Attorney)  
John Black (Consulting Engineer)  
Councilman William Baig

**UPON MOTION** duly made by Mr. Galletta and seconded by Mr. DeMaio and upon roll call vote the minutes from the Regular Meeting held on December 21, 2011 were then accepted.

**Vote:**

Ayes	Decker, DeMaio, Galletta, Longo
Nays:	None
Absent:	None
Abstain:	Carroll

Mr. Decker noted that no one was present for the public portion of the meeting.

**FINANCIAL OPERATIONS:**

In Mr. Carroll presented the following bills for approval:

Operating Vouchers	\$ 159,771.57
Additional Expenses for December	1,920.90
Hospitalization for January	24,002.38
Operating Payroll/Gross December	94,904.88
Social Security December	8,472.61
Meter Deposit Refunds December	<u>385.50</u>
	\$ 289,457.84

**CAPITAL EXPENSES:**

Roberge Electric	\$46,333.44
Omni Environmental	2,362.50
NSI Neal Systems	9,400.00
Lee T. Purcell	<u>10,000.20</u>
	\$68,096.14

**NJEIT:**

Ferraioli, Wielkocz, Cerullo & Cuva	\$ 1,163.75
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**UPON MOTION** duly made by Mr. Carroll and seconded by Mr. Longo and upon roll call vote it was certified that the funds are available and budgeted to pay these expenses and the Finance Report was accepted.

**Vote:**

Ayes	Decker, Carroll, DeMaio, Galletta, Longo
Nays:	None
Absent:	None

**PERSONNEL REPORT:**

Mr. DeMaio submitted the names of the employees that used no sick days for the year and recommended them for the \$500.00 perfect attendance bonus:

John Wegele  
Billy Doty  
Shaun Kramer  
Terryann Williams

**UPON MOTION** duly made Mr. DeMaio and seconded by Mr. Longo and upon roll call vote the perfect attendance bonus was approved and the Personnel Report was accepted.

**Vote:**

Ayes	Decker, Carroll, DeMaio, Galletta, Longo
Nays:	None
Absent:	None

**EXECUTIVE DIRECTOR/FACILITIES REPORT:**

Mr. Decker reported progress and noted that the ongoing projects were discussed in work session.

Mr. Decker noted that there will be a Budget Workshop at 4:30pm on Wednesday February 22, 2012 followed by the Monthly Workshop at 5:30pm, the Reorganization Meeting at 6:00pm followed by the Regular Meeting. Mr. Kassover will send out the necessary notices.

## **WATER OPERATIONS:**

Mr. Galletta submitted Mr. Wegele's Water Report and noted work has been done to all three wells in the last few months due to storm and flood damage.

Mr. Galletta also noted that the final water consumption for the year 2011 is down by 6.8% from 2010 which is approximately 23 million gallons of water. However, the water consumption is still up 2.2% from 2009.

**UPON MOTION** duly made by Mr. Longo and seconded by Mr. DeMaio and upon roll call vote the Water Operations Report was accepted.

### **Vote:**

Ayes	Decker, Carroll, DeMaio, Galletta, Longo
Nays:	None
Absent:	None

## **SEWER OPERATIONS:**

Mr. Longo submitted Mr. Wegele's Sewer Report and noted that the sludge thickener is working very well and the sludge removal is less than a third of what it was this time last year. Mr. Decker noted that sludge removal is 22% under budget at this time. Mr. Decker also noted that electricity is 14% under budget at this time.

**UPON MOTION** duly made by Mr. Galletta and seconded by Mr. DeMaio and upon roll call vote the Sewer Operations Report was accepted.

### **Vote:**

Ayes	Decker, Carroll, DeMaio, Galletta, Longo
Nays:	None
Absent:	None

## **OPERATIONS MANAGER'S**

Mr. Wegele noted that the majority of the work to Well No. 2 resulting from damage sustained by Hurricane Irene has been completed. Well No. 2 is now directly wired into the main treatment plant building and is also operational with the emergency generator. Work has begun on Well No. 1 and at this time the extent of the damage from Hurricane Irene is not known.

Mr. Kassover reported that the work done on Well No. 2 dealt with hooking up the electricity from the Well to the main treatment plant which can also be run off the emergency generator. During the work it was necessary to contract Roberge Electric to do additional work that was not originally contemplated. Therefore, Mr. Kassover prepared a resolution explaining what occurred and noting that it was an emergency situation and had a potential serious impact on public health and safety. The resolution ratifies the action taken by Mr. Wegele in the emergency situation.

**UPON MOTION** duly made by Mr. Carroll and seconded by Mr. Galletta and upon roll call vote the resolution to ratify the emergency repair of Well No. 2 was accepted.

**Vote:**

Ayes	Decker, Carroll, DeMaio, Galletta, Longo
Nays:	None
Absent:	None

Mr. Wegele explained that work on Well No. 1 has begun but the extent of the damage is not known. Well No. 3 was refurbished last year but there are power problems that must be corrected. Mr. Wegele went on to explain that all the wells suffered damage as a result of Hurricane Irene which must be addressed as soon as possible. Mr. Wegele stated that he cannot operate with two wells down and must complete the repairs under an emergency resolution to insure the repairs are done quickly.

Mr. Kassover reported that Mr. Wegele is asking for authorization to complete the work to the wells under an emergency resolution. Mr. Wegele will forward a letter to Mr. Kassover detailing the situation and Mr. Kassover will draft a resolution for Wells No. 1 and 3 if it is adopted today.

**UPON MOTION** duly made by Mr. DeMaio and seconded by Mr. Longo and upon roll call vote Mr. Wegele was authorized to proceed with the emergency repairs of Well No. 1 and 3 after obtaining three different quotes for the work.

**Vote:**

Ayes	Decker, Carroll, DeMaio, Galletta, Longo
Nays:	None
Absent:	None

**ATTORNEY'S REPORT:**

Mr. Kassover reported that the contract for the Garden Road Area Water Main Replacement has been signed by Matina and Sons, Inc. and now must be signed by the Chairman and Secretary.

Mr. Kassover reported that he sent a letter to the Board of Public Utilities in answer to a letter that the Authority received concerning a possible One Call violation. Mr. Wegele informed Mr. Kassover that the One Call went out and the Authority has an acknowledgment from One Call. Mr. Kassover reported that Public Service Gas and Electric did not mark out its lines and in the process of the Authority's work a gas line was damaged. PSE&G repaired the line and then made a complaint to the Board of Public Utilities. Mr. Kassover will keep the commissioners updated.

Mr. Kassover also reported that he responded to a resident on Lincoln Avenue who suffered a sewer back up during Hurricane Irene which was partially covered by insurance and requested the Authority to waive the current water and sewer bill. Mr. Kassover explained to the customer that the Authority cannot waive a quarterly water and sewer charge because they had a sewer backup. Mr. Kassover will keep the commissioners updated.

**ENGINEER’S REPORT:**

Mr. Black reported that a pre-construction meeting will be scheduled in the near future for the Garden Road Area Water Main Replacement Project.

Mr. Black also reported that the Water Allocation Permit is “Administratively Complete” and the renewal permit is expected to be issued in the next few months.

Mr. Black reported that the Wastewater Management Plan process has been modified and the Authority must meet with the DEP to agree on the limit of our service area.

Mr. Black would like authorization to advertise for Contract 121 which is the Gravity Thickener Replacement and Contract 122 which is Site Paving at the Treatment Plant.

**UPON MOTION** duly made by Mr. Carroll and seconded by Mr. DeMaio and upon roll call vote authorization was given to Mr. Kassover to advertise for bids for Contracts 121 and 122 which if accepted will be awarded at the March 19<sup>th</sup> meeting of the Authority.

**Vote:**

Ayes	Decker, Carroll, DeMaio, Galletta, Longo
Nays:	None
Absent:	None

**OLD BUSINESS:**

Mr. Decker reported that he and Mr. Wegele and Mr. DeVore have met with a security firm who has presented a quote on security services. Mr. Decker noted that he will be obtaining some other quotes and will have a recommendation in the near future.

**CORRESPONDENCE:**

There was some discussion regarding certain receive and file items.

**UPON MOTION** duly made by Mr. Galletta and seconded by Mr. Longo and upon roll call vote Receive and File items 1 through 27 with the addition of No. 28 which is a letter dated January 20, 2012 from Gautam Patel NJDEP regarding the Authority’s compliance with the Davis Bacon terms for the ARRA projects, No. 29 which is a letter dated January 18, 2012 from Gene Chebra informing the Authority that request 18 is approved for payment, No. 30 which is a confirmation from the Public Employees Retirement System (PERS) that the Authority’s payment in the amount of \$87,485.00 is due by April 1, 2012 and No. 31 which is a letter dated January 20, 2012 from Mr. Decker to Gautam Patel of the NJDEP providing additional information regarding Contract No. 101 (Garden Road Area Water Main Replacement)]

**Vote:**

Ayes	Decker, Carroll, DeMaio, Galletta, Longo
Nays:	None
Absent:	None

**NEW BUSINESS:**

Mr. Galletta noted that the town is taking down the ramps that were used for skateboarding and making the tennis courts bigger. Mr. Galletta inquired if the Authority has any water lines in the area. Mr. Wegele reported that there is a water fountain in the area but there are no other water lines to be concerned about.

**UPON MOTION** duly made by Mr. Longo and seconded by Mr. DeMaio and upon roll call the members of the Pompton Lakes Municipal Utilities Authority entered into Closed Session at 6:45 pm.

**Vote:**

Ayes	Decker, Carroll, DeMaio, Galletta, Longo
Nays:	None
Absent:	None



**RESOLUTION**  
**CLOSED SESSION STATEMENT**

Whereas, Section 7 of the Open Public Meeting Act (N.J.S.A. 10:4-12) permits the exclusion of the public from a meeting in certain circumstances and;

Whereas, on January 23, 2012 this body is of the opinion that such circumstances presently exists.

Now, therefore be it resolved by the commissioners of the Borough Municipal Utilities Authority, county of Passaic, State of New Jersey, as follows:

1. That the public shall be excluded from discussion of action upon the hereinafter-specified subject matter.
2. The general nature of the subject matter to be discussed is as follows:

**To discuss Inter-local Services Agreement between the Authority and another municipality**

3. The commissioners shall release and disclose to the general public the action taken on this matter of the above-mentioned litigation when the reason for discussing and acting on the matter in closed session no longer exist, but no later than one month of the commissioners arriving at a final decision of the specific subject matter.

Approved: \_\_\_\_\_  
George Decker, Chairman

Attest: \_\_\_\_\_  
Lawrence DeMaio, Secretary

**UPON MOTION** duly made by Mr. Galletta and seconded by Mr. DeMaio and upon roll call the members of the Pompton Lakes Municipal Utilities Authority entered back into Open Session at 6:55 pm.

**Vote:**

Ayes	Decker, Carroll, DeMaio, Galletta, Longo
Nays:	None
Absent:	None

Mr. Decker noted that no action will take place as a result of the discussion in Closed Session.

**UPON MOTION** duly made by Mr. Galletta and seconded by Mr. Longo and upon roll call the members of the meeting Pompton Lakes Municipal Utilities Authority was adjourned at 6:56 pm.

**Vote:**

Ayes	Decker, Carroll, DeMaio, Galletta, Longo
Nays:	None
Absent:	None

Prepared by: Kathleen Shortway, Office Manager

Respectfully submitted by:

Lawrence DeMaio, Secretary