

A Regular Meeting of the Members of the Pompton Lakes Borough Municipal Utilities Authority was held at 2000 Lincoln Avenue, Pompton Lakes, New Jersey on September 18, 2023.

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 February 15, 2023, gave notice that the Regular Meeting of the Authority would be held at 6:00pm Monday, September 18, 2023. 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: Kevin Carroll
Neal Galletta
Michael Longo
Tim Troast
John Wegele (Executive Director)
Billy Doty (Superintendent)
Jeffrey M. Kassover (Attorney)
Lloyd Kent
Erik DeLine Council Liaison

UPON MOTION duly made by Mr. Galletta and seconded by Mr. Kent, and upon roll call vote the minutes from the Regular Meeting held on August 21, 2023, were accepted.

Vote:

Ayes	Carroll, Galletta, Kent, Troast
Nays:	None
Absent:	None
Abstain:	Longo

Chairman Carroll noted that no one was present for the Public Portion of the meeting.

Chairman Carroll reported that he has spoken to the Authority's engineers to create a planning tool to determine the capacity of the wastewater treatment plant. This will give the Authority an idea of a firm capacity for future redevelopment. Chairman Carroll stated that the NJDEP regulations suggest that the wastewater plant not exceed 80% of its capacity. Chairman Carroll does not want to speculate if there is enough capacity or further approve proposed projects carelessly. Mr. Doty stated that currently, the average daily flow is between 0.7 and 0.8 MGD (million gallons a day). However, there are peak flows and capacity is not only based on average flow but also peak flows during the year. Mr. Doty stated that the DEP will need to approve a TWA (Treatment Works Approval) application for proposed construction to also determine capacity. Mr. Wegele noted that any project that is 8,000 gallons or less does not need to apply for the TWA however, those numbers need to be included in capacity totals. Mr. Troast

stated new proposals should not get an approved will serve letter until the TWA application has been approved. Mr. Kassover stated the will serve letter has never guaranteed approval until the State of New Jersey approves the TWA. Mr. Wegele stated the Authority's water allocation is based on a rolling average and if the Authority exceeds the allocation during summer months it has always averaged out within regulations due to low usage during the winter months. Mr. Wegele also stated that the Authority's wells are not pumping at their maximum and if needed the pumping can be increased. Mr. Troast stated that when the treatment plant is at 100% capacity this will put an end to redevelopment.

UPON MOTION duly made by Mr. Galletta and seconded by Mr. Troast, and upon roll call vote that Chairman Carroll's report was accepted.

Vote:

Ayes	Carroll, Galletta, Longo, Kent, Troast
Nays:	None
Absent:	None

FINANCIAL OPERATIONS:

Mr. Galletta presented the following bills for approval:

Operating/Vouchers for September	\$74,634.34
Additional Expenses for August	\$233,590.97
Hospitalization for September	\$24,673.10
Operating Payroll/Gross August	\$123,683.06
Social Security for August	\$5,178.92
Meter Deposit Refund for August	<u>\$0.00</u>
TOTAL	\$461,760.39

CAPITAL:

H2M Associates Inc.	\$7,145.50
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UPON MOTION duly made by Mr. Galletta and seconded by Mr. Troast, and upon roll call vote it was certified that the funds are available and budgeted to pay these expenses and was accepted.

Vote:

Ayes	Carroll, Galletta, Longo, Kent, Troast
Nays:	None
Absent:	None

Mr. Galletta reported the 13-month CD will mature on September 27, 2023. The Authority will roll the CD into another 13-month or possibly 15-month CD.

PERSONNEL:

Mr. Troast reported that the new hire, Jack Hughes, has completed his 30-day probation period and is officially a permanent employee as of September 11, 2023.

UPON MOTION duly made by Mr. Galletta and seconded by Mr. Longo, and upon roll call vote the personnel report was accepted.

Vote:

Ayes	Carroll, Galletta, Longo, Kent, Troast
Nays:	None
Absent:	None

WATER OPERATIONS:

Mr. Kent submitted Mr. Doty's Water Report and reported that water pumping compared to last year is up about 6 percent.

UPON MOTION duly made by Chairman Carroll and seconded by Mr. Longo, and upon roll call vote the water report was accepted.

Vote:

Ayes	Carroll, Galletta, Longo, Kent, Troast
Nays:	None
Absent:	None

WASTEWATER OPERATIONS:

Mr. Longo submitted Mr. Doty's Wastewater Report and inquired about Grease and Oil testing. Mr. Wegele stated that the Authority has been shorthanded, and they have not had the chance to complete the testing. Mr. Doty noted he will add it to the schedule.

UPON MOTION duly made by Chairman Carroll and seconded by Mr. Galletta, and upon roll call vote the wastewater report was accepted.

Vote:

Ayes	Carroll, Galletta, Longo, Kent, Troast
Nays:	None
Absent:	None

EXECUTIVE DIRECTOR:

Mr. Wegele read a card from a resident thanking Elias Sweeney and Jack Hughes for the quick emergency service they performed. Elias and Jack also worked through their lunch to help.

UPON MOTION duly made by Chairman Carroll and seconded by Mr. Longo, and upon roll call vote the Executive Director Report was accepted.

Vote:

Ayes	Carroll, Galletta, Longo, Kent, Troast
Nays:	None
Absent:	None

SUPERINTENDENT'S REPORT:

Mr. Doty reported progress.

UPON MOTION duly made by Chairman Carroll and seconded by Mr. Galletta, and upon roll call vote the Superintendent's report was accepted.

Vote:

Ayes	Carroll, Galletta, Longo, Kent, Troast
Nays:	None
Absent:	None

ATTORNEY'S REPORT:

Mr. Kassover reported that the Authority received a check from Meridia Capodagli for their water and sewer connection fees. The Authority also received a check from Meridia Capodagli to replenish their escrow account. Mr. Galletta inquired when the first installment payment will be due for the water and sewer connection. Mr. Kassover advised when Meridia receives their first C/O (certificate of occupancy). As per Sal the Construction and Zoning official, the C/O should take about a year. Mr. Kassover also reported that September 7, 2023, was the bid opening date for the Aluminum Sulfate 2-year contract. There were 3 bidders, and the lowest bidder came from the current contractor, Chemtrade Chemicals US LLC, with a 22% increase from the last contract. Mr. Kassover stated that the bid should be awarded to Chemtrade Chemicals, who was determined to be the lowest responsible bidder. Mr. Kassover prepared a resolution to be signed by the Chairman Carroll and Secretary Longo. Mr. Kassover will prepare a contract to be signed by Chemtrade Chemicals US LLC, the successful bidder.

UPON MOTION duly made by Chairman Carroll and seconded by Mr. Galletta, and upon roll call the resolution to award Chemtrade Chemicals the Aluminum Sulfate contract was accepted.

Vote:

Ayes	Carroll, Galletta, Longo, Kent, Troast
Nays:	None
Absent:	None

COUNCIL LIAISON:

Council Liaison, Mr. DeLine, reported that the new administrator has left for a position at Rockaway Township and the Borough has since hired a new administrator. Mr. DeLine also reported that the Redevelopment Agency meeting had two projects to discuss as follows: 198-222 Wanaque Avenue (Pompton Plaza Associates) was a conceptual presentation with a redesign now being 13 stories tall. Mr. DeLine said he does not see this project going forward with reservation over the height of it. The second project is 60 Wanaque Avenue. They are looking to build a 4-story apartment building with either 17 or 23 units. The number varies due to an agreement made with the county to build off-site parking spaces. Mr. Galletta inquired if they received approval from the DEP. Mr. DeLine stated that there was a letter from the DEP regarding whether the property is a distance for a C1 waterway zone. Mr. Troast believes it is a C3. Mr. Kassover inquired how many units the Senior house will have available. Mr. DeLine believes around 50. Mr. Troast inquired if there was enough parking for 50 units when the senior housing was approved. Mr. DeLine does not know about parking or the approved application the redevelopment agency only approved the development plan.

UPON MOTION duly made by Chairman Carroll and seconded by Mr. Troast, and upon roll call vote the personnel report was accepted.

Vote:

Ayes	Carroll, Galletta, Longo, Kent, Troast
Nays:	None
Absent:	None

CORRESPONDENCE:

Chairman Carroll presented correspondence for discussion on items 1 through 3.

UPON MOTION duly made by Mr. Galletta and seconded by Mr. Longo, and upon roll call vote items 1 through 3 were accepted.

Vote:

Ayes	Carroll, Galletta, Longo, Kent, Troast
Nays:	None
Absent:	None

NEW BUSINESS

Mr. Galletta inquired if there is any way to get a water fountain installed in the dog park for people to use to give their dogs water instead of them carrying a jug of water with them. Mr. Wegele will look into it to see if it is possible.

UPON MOTION duly made by Chairman Carroll and seconded by Mr. Galletta, and upon roll call the members of the Pompton Lakes Municipal Utilities Authority entered Closed Session at 6:47pm.

Vote:

Ayes	Carroll, Galletta, Longo, Kent, Troast
Nays:	None
Absent:	None

RESOLUTION

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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 September 18, 2023, this body is of the opinion that such circumstances presently exist.

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 contract negotiations, PFAS, and possible litigation.

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 exists, but no later than one month of the commissioners arriving at a final decision of the specific subject matter.

Approved: _____

Kevin P. Carroll, Chairman

Attest: _____

Michael Longo, Secretary

UPON MOTION duly made by Mr. Longo and seconded by Mr. Troast, and upon roll call vote the members of the Pompton Lakes Municipal Utilities Authority entered back into Open Session at 7:15pm.

Vote:

Ayes	Carroll, Galletta, Longo, Kent, Troast
Nays:	None
Absent:	None

UPON MOTION duly made by Mr. Galletta and seconded by Mr. Troast, and upon roll call vote the Regular Meeting of the Pompton Lakes Municipal Utilities Authority was adjourned at 7:15pm.

Vote:	Ayes	Carroll, Galletta, Longo Kent, Troast
	Nays:	None
	Absent:	None

Prepared by: Mary Read

Respectfully submitted by

Michael Longo, Secretary