

**MOUNT HOLLY MUNICIPAL UTILITIES AUTHORITY
REGULAR MEETING
SEPTEMBER 13, 2012**

The regular meeting of the Mount Holly Municipal Utilities Authority was held at 37 Washington Street on Thursday, September 13; at 6:00 PM. Chairman Edwards called the meeting to order with the following roll call:

PRESENT: Ms. Jason Carty, Commissioner
Ms. Jacquelyn Perinchief, Commissioner
Mr. Robert Silcox, Commissioner
Mr. Jules Thiessen, Vice Chairman
Mr. John R. Edwards, Chairman

ALSO William G. Dunn, Executive Director
PRESENT: Stephen J. Mushinski, Esq., Solicitor
Edward A Kondracki, Esq., Special Counsel
Tracey Giordano, Deputy Director of Finance & Administration/Treasurer
Andrew Doyle, Assistant Executive Director
Joel Hervey, Deputy Director of Plant Operations
Keith M. Weismann, R.A. Alaimo Associates, Engineer
Debra E. Fortner, Secretary

ABSENT:

VERIFICATION OF NOTICE

Executive Director Dunn 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 20, 2012, and August 2, 2012, and the Courier Post on February 20, 2012, and August 1, 2012. On Tuesday, September 11, 2012, 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

Mr. Luis Lopez of 370 S. Martin Street in Mount Holly asked for an explanation of "sewer refunds." Chairman Edwards explained refunds are given when a rate payer sells, or refinances, their home and they have a credit on their account after the final bill is processed.

APPROVAL OF MINUTES

Commissioner Thiessen asked for a correction of the date on the minutes from referring to the August board meeting as the 9th rather than the 10th of the month which is when it actually took place.

Commissioner Carty moved for the approval of regular minutes of August 9, 2012. Commissioner Perinchief seconded the motion. Motion carried.

Commissioner Carty moved for the approval of the executive session minutes of August 09, 2012. Commissioner Perinchief seconded the motion. Motion carried.

OLD BUSINESS

NEW BUSINESS

PUBLIC HEARING

RESOLUTION 2012-52

**A RESOLUTION OF THE MOUNT HOLLY MUNICIPAL UTILITIES AUTHORITY
APPROVING THE SERVICE AGREEMENT RENEWAL WITH
ATLANTIC WOOD INDUSTRIES**

The Commissioners received information in their packets regarding the proposed service agreement renewal with Atlantic Wood Industries. Chairman Edwards asked if any comments had been received. The Executive Director stated that no written or oral comments were received. Chairman Edwards asked if there were any comments from the public. There were no comments from the public. Chairman Edwards asked if there were any comments from the Commissioners. There were no comments from the Commissioners. Chairman Edwards declared the public hearing closed.

Commissioner Silcox moved for the approval of Resolution 2012-52. Commissioner Carty seconded the motion. At the call of the roll, the vote was:

AYES: Commissioner Carty, Commissioner Perinchief, Commissioner Silcox,
Commissioner Thiessen, Chairman Edwards.

NAYS:

RESOLUTION 2012-53

**A RESOLUTION OF THE MOUNT HOLLY MUNICIPAL UTILITIES AUTHORITY
APPROVING THE SERVICE AGREEMENT WITH NEW JERSEY AMERICAN WATER**

The Commissioners received information in their packets regarding the proposed service agreement with New Jersey American Water. Chairman Edwards asked if any comments had been received. The Executive Director stated that no written or oral comments were received. Chairman Edwards asked if there were any comments from the public. Executive Director Dunn explained this agreement is a result of discussions going back about a year regarding improvements to the New Jersey American Water's facility on Green Street in Mount Holly. Currently they are making their waste flow acceptable for the Authority to take, however, the process is not finalized yet. Chairman Edwards asked if there were any comments from the Commissioners. Mr. Luis Lopez of 370 South Martin Avenue in Mount Holly asked what caused this agreement to have to take place. Executive Director Dunn stated when New Jersey American Water flushes their water they wind up with disinfected water they have to minimize in order to dispose of it in the Rancocas Creek or have it hauled away. Once the water is acceptable, the Authority will be able to haul it for them. Mr. Lopez asked what would be the cost to the Authority of doing this. Executive Director Dunn advised him at this point he is unable to give him an exact amount; however, there will be some level of benefit to the Authority. There were no comments from the Commissioners. Chairman Edwards declared the public hearing closed.

Commissioner Thiessen moved for the approval of Resolution 2012-53. Commissioner Silcox seconded the motion. At the call of the roll, the vote was:

AYES: Commissioner Carty, Commissioner Perinchief, Commissioner Thiessen,
Commissioner Silcox, Chairman Edwards.

NAYS:

PUBLIC HEARING

Chairman Edwards stated there will be a public hearing regarding a new agreement with YAWGA Energy Products, LLC for the treatment of non-domestic wastewater during the October 11, 2012, board meeting.

RESOLUTION 2012-54

**A RESOLUTION OF THE MOUNT HOLLY MUNICIPAL UTILITIES AUTHORITY
APPROVING THE FIRST AMENDMENT TO THE SOLAR POWER AGREEMENT**

Commissioner Carty asked if this resolution is regarding the \$264,000.00 cost above and beyond the original figures that will be shared between three parties. Executive Director Dunn confirmed it is.

Commissioner Silcox moved for the approval of Resolution 2012-54. Commissioner Thiessen seconded the motion. At the call of the roll, the vote was:

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

NAYS: Commissioner Carty

RESOLUTION 2012-50

**A RESOLUTION APPROVING THE OPERATING EXPENSES
FOR THE MONTH OF AUGUST 2012**

Commissioner Carty asked why there is a generator cost of \$66,000.00. Deputy Director of Operations explained the cost is high because multiple generators were filled up at one time.

Commissioner Silcox moved for the approval of Resolution 2012-50. Commissioner Thiessen seconded the motion. At the call of the roll, the vote was:

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

NAYS: Commissioner Carty

RESOLUTION 2012-50A

**A RESOLUTION APPROVING SEWER REFUND EXPENDITURES
FOR THE MONTH OF AUGUST 2012**

Commissioner Silcox moved for the approval of Resolution 2012-50A. Commissioner Thiessen seconded the motion. At the call of the roll, the vote was:

AYES: Commissioner Carty, Commissioner Perinchief, Commissioner Silcox,
Commissioner Thiessen, Chairman Edwards

NAYS:

RESOLUTION 2012-51

**A RESOLUTION APPROVING THE EXPENDITURES FOR THE MONTH OF
AUGUST 2012 FROM THE IMPROVEMENT AND REPLACEMENT FUND.**

Commissioner Silcox moved for the approval of Resolution 2012-51. Commissioner Thiessen, seconded the motion. At the call of the roll, the vote was:

AYES: Commissioner Carty, Commissioner Perinchief, Commissioner Silcox,
Commissioner Thiessen, Chairman Edwards

NAYS:

COMMUNICATIONS

Executive Director Dunn reported he is continuing to work with the County on the Wastewater Management Plan. He has also communicated with Eastampton regarding a possible brewery in their Township.

MATTERS TO BE PRESENTED BY THE PUBLIC

Mr. Luis Lopez, of 370 South Martin Avenue in Mount Holly, inquired about the status of the solar project. Executive Director Dunn reported he has been trying to meet with PSE&G since January of 2012. Everything is going well, but the Authority needs them to open the power so the interior can be viewed. Executive Director Dunn stated only PSE&G can open up the cabinets without shutting the power down.

Mr. Lopez asked if the Authority has had any issues with Cholera and what is being done to protect against it. Deputy Director of Plant Operations Hervey reported the last outbreak of cholera that was tied to the drinking water in Mount Holly was approximately 100 years ago and that the Mount Holly Municipal Utilities Authority is actually the line of defense against any types of outbreaks such as those.

REPORT OF THE EXECUTIVE DIRECTOR

The Executive Director had nothing further to report.

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

The Report of the Deputy Director for Regulatory Affairs was received.

REPORT OF THE SOLICITOR

The solicitor had nothing further to report.

REPORT OF THE DEPUTY DIRECTOR OF FINANCE AND ADMINISTRATION

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

OTHER NEW BUSINESS

There was no other new business.

MATTERS TO BE PRESENTED BY THE COMMISSIONERS

Solicitor Mushinski stated he has a matter for closed session regarding personnel.

EXECUTIVE SESSION

Commissioner Silcox moved for the approval of Resolution 2012-55. Commissioner Thiessen seconded the motion.

At 6:28 PM the Authority Commissioners retired to Executive Session for a discussion involving personnel.

RESOLUTION 2012- 55

**AUTHORIZING EXECUTIVE SESSION OF THE
MOUNT HOLLY MUNICIPAL UTILITIES AUTHORITY
FOR THE PURPOSE OF DISCUSSING PERSONNEL MATTERS**

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 has deemed it necessary to go into closed session to discuss certain matters which are exempted from public discussion; and

WHEREAS, the regular meeting of this Authority will reconvene following closed session;

NOW, THEREFORE, BE IT RESOLVED that the Mount Holly Township Municipal Utilities Authority will go into closed session for the following reasons as outlined in N.J.S.A. 10:4-12:

Discussions pertaining to personnel matters involving the current status of the Executive Director search.

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

BE IT FURTHER RESOLVED that the Authority, 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 Secretary to take the appropriate action to effectuate the terms of this resolution.

AYES: Commissioner Carty, Commissioner Perinchief, Commissioner Silcox, Commissioner Thiessen, Chairman Edwards

NAYS:

The Authority Commissioners returned to regular session at 6:55 P.M.

Respectfully submitted,

Debra E. Fortner, Secretary

ADJOURNMENT

Commissioner Silcox moved for adjournment. Commissioner Carty seconded the motion. Chairman Edwards adjourned the meeting at 6:55 PM.

Respectfully submitted,

Debra E. Fortner