# WARREN COUNTY (PEQUEST RIVER) MUNICIPAL UTILITIES AUTHORITY

# **MINUTES May 18, 2016**

Chairman Chamberlain called the regular meeting of the Warren County (Pequest River) Municipal Utilities Authority to order at 7:31 p.m. The meeting was held at the Authority's Administration building located at 199 Foul Rift Road, Belvidere, New Jersey.

Roll Call:

Chad Chamberlain, Chairman Robert Piazza, Treasurer Laurel Napolitani, Secretary Drew Kiszonak Donald Niece Everdina O'Connor

Philip Rosenberg	Absent
Morris Scott, Jr.	Absent
Sidney Deutsch	Absent

Also, in attendance were:

Stephen Donati, P.E., Authority Engineer; Kim Francisco, Authority Fiscal Officer; Brian Tipton, Esq., Authority Legal Counsel; Billy J. Wauhop, Authority Consultant; and Patricia Kaspereen, Administrative Assistant.

Chairman Chamberlain led everyone in the Pledge of Allegiance and then read the Introductory Statement.

#### **MINUTES**

Mr. Piazza moved and Ms. Napolitani seconded to approve the minutes of the April 20, 2016 regular meeting, as presented. The motion passed. Roll call was as follows:

Mr. Deutsch	Absent	Mr. Piazza	Yes
Mr. Kiszonak	Yes	Mr. Rosenberg	Absent
Ms. Napolitani	Yes	Mr. Scott	Absent
Mr. Niece	Abstain	Chairman Chamberlain	Yes
Ms. O'Connor	Abstain		

Mr. Piazza moved and Ms. Napolitani seconded to approve the minutes of the April 20, 2016 executive session, as presented. The motion passed. Roll call was as follows:

Mr. Deutsch	Absent	Mr. Piazza	Yes
Mr. Kiszonak	Yes	Mr. Rosenberg	Absent

Ms. Napolitani	Yes
Mr. Niece	Abstain
Ms. O'Connor	Abstain

Mr. Scott Chairman Chamberlain Yes

Absent

#### CORRESPONDENCE

Ms. Napolitani recapped the correspondence:

- 1. A letter dated April 18, 2016, from Chairman Chamberlain and Mr. Wauhop to Nisivoccia LLP, in reference to the FY2015 Audit.
- 2. A letter dated April 25, 2016, from Mr. Mikulka, C.P.M., Senior Project Manager, CP Engineers to Ms. Martin, Municipal Finance & Construction Element, NJDEP, enclosing Payment Requisition #24 (State's #23) for reimbursement from the NJEIF Program for the Oxford WWTF Upgrade.
- 3. A letter dated April 26, 2016, from Mr. Schroeder, Nisivoccia LLP, to the Board regarding the FY2015 Audit.
- 4. A letter dated April 29, 2016, from Mr. Mikulka, CPE to Ms. Beym, Section Chief, Office of Permit Management, NJDEP, submitting the NJPDES-DSW permit renewal package for the Oxford Area WWTF.
- 5. A Notice of Hearing on Appeal or Application dated May 2, 2016, from the attorney for Arnav Properties, to be heard on May 19, 2016 before the Township of White, Zoning Board of Adjustment, on an application for a use variance and other variance relief for property located at 187 CR 519.
- 6. A letter dated May 5, 2016, from Mr. Chebra, P.E., Assistant Director, Municipal Finance & Construction Element, Division of Water Quality, NJDEP, approving payment requisition #23 (WC#24) for the NJEIF Program for Contract #12-01: Oxford Area WWTP.
- 7. A letter dated May 17, 2016 from Mr. Mikulka, C.P.M., Senior Project Manager, CP Engineers to Ms. Martin, Municipal Finance & Construction Element, NJDEP, enclosing Payment Requisition #25 (State's #24) for reimbursement from the NJEIF Program for the Oxford WWTF Upgrade.

#### EXECUTIVE SESSION

There was no Executive Session.

### CFO'S REPORT

Mr. Olshefski was at the NJAC, so, Mr. Francisco gave the report.

The FY2015 Audit has been received and distributed to the commissioners. There were no findings or recommendations, which is good. The audit states the Authority is in excellent shape to meet future financial demands. A new requirement of the Governmental Accounting Standards Board is for all entities to report their share of Unfunded Pension Liability. The MUA pays its share each year.

Mr. Francisco presented the resolution for the FY2015 Audit, as well as the Group Affidavit Form.

Mr. Niece moved and Mr. Piazza seconded to adopt Resolution #16-23, approving the Authority's FY2015 Audit and the Group Affidavit Form signed by each board member. There were no findings or recommendations. The motion passed unanimously on a roll call vote.

Regarding the monthly financial reports, there was nothing out of the ordinary. The Authority is on target with respect to our expenditures and revenues.

Mr. Olshefski and Mr. Francisco have begun gathering information for preparation of the FY2017 budget.

#### GENERAL COUNSEL'S REPORT

Mr. Tipton said there has been no response from Tomar's attorney.

#### ENGINEER'S REPORT

Mr. Donati's report was distributed in the agenda packets.

Permitting: The application for renewal of the Oxford WWTF NJPDES permit was submitted before the deadline.

The Belvidere WWTF permit expired 2 years ago, but DEP has begun the renewal process.

PCFA requested and received proposals from engineers to review their system to determine why they are having leachate treatment issues.

Oxford Upgrade: Contract #12-01 is still open. Tomar has made no advancements towards closeout, although they are aware of what is needed to do so. They are addressing warranty issues.

Oxford Upgrade Financing: The Trust brought up the issue of engineering fees and they are looking for something from the Authority acknowledging the situation. The engineering fees

have gone over budget because the contract is way past the completion date. CPE will find out what the Trust needs.

Oxford Upgrade Phase 2: As discussed at last meeting, CPE and Mr. Wauhop had a conference call with the Trust. The package will be sent to the Trust by the end of this week, if possible.

Warren Haven PS Rehab: The contract (#15-03) was advertised for bids on May 13, 2016. The pre-bid meeting is tomorrow and the bid opening will be on June 1, 2016. If all goes well, the contract will be awarded on June 15, 2016.

#### AUTHORITY CONSULTANT

Mr. Wauhop distributed his report prior to the meeting.

Belvidere plant: He recapped maintenance items performed during the month. The new Kaeser blower is in place and will be wired. All three process pit pumps were cleaned out. The operators removed rags from the Water Street pump station well. Pumping Services will be coming next week to inspect the pumps to see why we are having so many problems with rags. Rags were removed from the anoxic zone #1 mixer. There is a lot of turbulence in that anoxic zone; this situation will be looked into further.

Oxford plant: He recapped maintenance items performed during the month. A new caustic line and tank were installed in the Primary Vault. They cleaned one of the new disk filters. The operators cleaned and painted the old control room floor and walls. Yeagers Floor Covering installed new floor tiles. The new tiles were stripped and sealed. The old chlorine room was cleaned out to make room for storage. A new baffle was installed in the influent channel.

Under General Business, work continues at the Belvidere plant on the opportunity to reduce sludge hauling.

Mr. Wauhop would like to hire 2 summer helpers; each will be paid \$13.50 an hour. He has compiled a list of summer projects, some of which are large. Having the summer help do some of these projects would be cheaper than contracting the work out, he believes. They would be employed for the months of June, July and half of August.

There is an issue with the parapet walls of the service building at Belvidere. They are not capped at the top and there are cracks in the walls where rainwater seeps through. To have flashing placed on top of the parapet walls, Mr. Wauhop has a quote for \$6,850 for the Belvidere service building and \$3,750 for the pump station. He requested approval from the Board to obtain more quotes, and then go ahead and get this work started for an amount not to exceed \$12,000.

On the filter building at the Oxford facility, there is only a gutter for stormwater runoff over the doors. He would like to retain Seamless Gutters to place gutters on the entire building. He has a quote for \$1,200.

Mr. Piazza moved to allow Mr. Wauhop to spend up to \$12,000 for the flashing caps, and \$1,200 for gutters and downspouts. Mr. Kiszonak seconded. The motion passed unanimously on a roll call vote.

### FINANCE (TREASURER)

Mr. Piazza moved that Resolution #16-24 (Certificate No. 358: \$89,913.55) be approved to pay all bills from the Operating Fund as presented. Ms. O'Connor seconded. The motion passed unanimously on a roll call vote.

Mr. Piazza moved that Resolution #16-25 (Certificate No. 366: \$30,897.45) be approved to pay all bills from the Capital Improvements Fund as presented. Ms. Napolitani seconded. The motion passed unanimously on roll call vote.

#### UNFINISHED BUSINESS

There was no unfinished business.

#### NEW BUSINESS

There was no new business.

#### PUBLIC COMMENT

There was no public present.

As there was no more business to come before the Authority, Mr. Niece moved and Ms. Napolitani seconded that the meeting be adjourned. All in favor, motion carried. The meeting was adjourned at 8:11 p.m.

Patricia Kaspereen Administrative Assistant

#### 40A:5A-15 FORM OF RESOLUTION #16-23

WHEREAS, N.J.S.A. 40A:5A-15 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, The Annual Report of Audit for the year 2015 has been filed by a Registered Municipal Accountant with the Secretary of the Board as per the requirements of N.J.S.A. 40A:5A-15, and a copy has been received by each member of the authority, and

WHEREAS, the Local Finance Board of the State of New Jersey is authorized to prescribe reports pertaining to the local fiscal affairs, a per R.S. 52:27BB-34, and

WHEREAS, The Local Finance Board has promulgated a regulation requiring that the governing body of each authority shall by resolution certify to the Local Finance Board of the State of New Jersey all members of the authority have reviewed, as a minimum, the sections of the annual audit entitled:

General Comments

Recommendations

and

WHEREAS, The members of the authority have personally reviewed as a minimum the Annual Report and specifically the sections of the Annual Audit entitled:

General Comments

Recommendations

as evidenced by the group affidavit form of the governing body, and

WHEREAS, Such resolution of certification shall be adopted by the Authority no later than forty-five days after the receipt of the annual audit, as per the regulations of the Local Finance Board, and

WHEREAS, All members of the Authority have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board, and

WHEREAS, Failure to comply with the promulgations of the Local Finance Board of the State of New Jersey may subject the members of the local authority to the penalty provisions of R.S. 52:27BB-52 – to wit:

R.S. 52:27BB-52 – "A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article; shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office."

NOW, THEREFORE BE IT RESOLVED, That the Board of the <u>Warren County (Pequest River)</u> <u>Municipal Utilities Authority</u>, hereby states that it has complied with the promulgation of the Local Finance Board of the State of New Jersey dated July 30, 1968 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

I HEREBY CERTIFY THAT THIS IS A TRUE COPY OF THE RESOLUTION PASSED AT THE MEETING HELD ON May 18, 2016.

rel Napolitari, SECRETARY

#### NO PHOTO COPIES OF SIGNATURE

#### GROUP AFFIDAVIT FORM

#### CERTIFICATION OF BOARD MEMBERS

STATE OF NEW JERSEY) ) SS. COUNTY OF WARREN)

We, members of the Board of the Warren County (Pequest River) Municipal Utilities Authority. County of Warren, of full age, being duly sworn according to law, upon our oath depose and say:

We are duly elected (or appointed) member of the Board of the Warren County 1.

(governing body)

(Pequest River) Municipal Utilities Authority.

- In the performance of our duties, and pursuant to the Local Finance Board Regulation, we have 2. familiarized ourselves with the contents of the Annual Audit filed with the Secretary pursuant to N.J.S.A. 40A:5A-15 for the year 2015.
- We certify that we have personally reviewed and are familiar with, as a minimum, the sections of 3. the Annual Report of Audit entitled:

GENERAL COMMENTS RECOMMENDATIONS (L.S.) Sidney Deutsch - Absent (prior engagement)

Sworn to and subscribed before

me this 18<sup>th</sup> day of 2016 Notary Public of

Morris Scott, Jr. - Absent (prior engagement) Philip Rosenberg - Absent (prior engagement)

PATRICIA F. KASPEREEN NOTARY PUBLIC OF NEW JERSEY My Commission Expires Jan. 23, 2018

The Secretary of the Board shall set forth the reason for the absence of signature of any members of the governing body.

IMPORTANT: This certificate must be sent to the Division of Local Government Services, Department of Community Affairs, Bureau of Authority Regulations, CN 803, Trenton, NJ 08625-0803

#### **RESOLUTION RE:**

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#### EXPENDITURES FROM THE OPERATING FUND DURING THE MONTH OF MAY 2016.

I HEREBY CERTIFY, that the bills listed on the attached Resolution of May 18,

2016, regarding payment of bills from the Operating Fund were for the operating expenses and

were in accordance with the Authority's 2016 budget.

Chad Chamberlain, Chairman

litarie Laurel Napolitani, Sedretary

Certificate No. OF 358

Dated: May 18, 2016

Moved by: <u>Mr. Piazza</u>

Seconded by: <u>Ms. 0'Connor</u>

Yes <u>6</u>

No <u>0</u>

Abstain <u>0</u>

Absent <u>3</u>

## APPROVAL OF BILLS TO BE PAID FROM THE OPERATING FUND

## Meeting: May 18, 2016

BE IT RESOLVED, that the following bills are approved by the Authority for payment

from the Operating Fund in accordance with the Authority's Bond Resolution:

Vendor Invoices:

Date:

Check #17249-17254	5/2/16	\$21,793.60
	Due 5/18/16	<u>68,119.95</u>
	Total	\$89,913.55

5/16 PAGE NUMBER: 1 VENCHK11 ACCOUNTING PERIOD:

PENTAMATION

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TOTAL REPORT

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MUNICIPAL UTILITY AUTHORITY CHECK REGISTER

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THE COUNTY OF WARREN

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TOTAL REPORT

5/16

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### **RESOLUTION RE:**

EXPENDITURES FROM THE CAPITAL IMPROVEMENTS FUND FOR THE MONTH OF MAY 2016.

I HEREBY CERTIFY that the bills listed for CAPITAL IMPROVEMENTS are in

accordance with the Authority's budget.

Chad Chamberlain, Chairman

urel Napolitani, Secretary

Certificate No. CI 366

Dated: May 18, 2016

Moved by: <u>Mr. Piazza</u>

Seconded by: <u>Ms. Napolitani</u>

Yes <u>6</u>

No <u>0</u>

Abstain 0

Absent 3

## CAPITAL IMPROVEMENT BILLS LIST May 17, 2016

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1.	CP Engineers, LLC Period: April 2016 Engineering Services Warren Haven Pump Stations Rehab		\$677.00
2.	CP Engineers, LLC Period: April 2016 Engineering Services Oxford WWTP Upgrade		13,037.95*
3.	Main Pool & Chemical Co., Inc. Poly Tank Oxford WWTP Upgrade		1,650.00
4.	Shade Tree Electric Fire Alarm Wiring Oxford WWTP Upgrade		2,880.00
5.	Tom Bartha & Son Excavating Stormwater Bypass Work Oxford WWTP Upgrade		5,000.00
6.	Yeargers Floor Covering Tile Flooring Oxford WWTP Upgrade		<u>7,652.50</u>
		Total	\$30,897.45

\* Bills to be submitted by CPE at a date TBD, to request reimbursement from the NJEIT Financing Program

5/16									
PAGE NUMBER: 1 VENCHK11 ACCOUNTING PERIOD:		AMOUNT	4,714.64 8,323.31 13,037.95	677.00	1,650.00	2,880.00	5,000.00	6,800.00 852.50 7,652.50	30,897.45
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MUNICIPAL UTILITY AUTHORITY CHECK REGISTER		VENDOR	CP ENGINEERS, LLC CP ENGINEERS, LLC	CP ENGINEERS, LLC	MAIN POOL & CHEMICAL CO.,	SHADE TREE ELECTRIC	TOM BARTHA & SON EXCAVATI	YEAGERS FLOOR COVERING YEAGERS FLOOR COVERING	
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	FUND - MUAO1 - MUN UTILITY AUTH GEN FUND	DATE ISSUED	05/17/16 05/17/16 CHECK	05/17/16	05/17/16	05/17/16	05/17/16	05/17/16 05/17/16 CHECK	
/2016 :53	MUAO1 - MUN	CHECK NUMBER CASH ACCT	10101 05/ 10101 05/ TOTAL CHECK	τοτοτ	τοτοτ	10101	TOIOT	10101 05, 10101 05, TOTAL CHECK	FUND
PENTAMATION DATE: 05/13/2016 TIME: 10:54:53	- CINDA	CHECK NUMB.	17255 17255	17256	17257	17258	17259	17260 17260	TOTAL FUND

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TOTAL REPORT

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