

FEBRUARY 02, 2015

Minutes of a meeting of the Secaucus Municipal Utilities Authority held on Monday, February 2, 2015 at 7:00 PM in Conference Room, 1100 Koelle Boulevard, Secaucus, New Jersey 07094. The meeting was called to order at 7:00 PM by Fred Vogel.

Pledge of Allegiance/Salute to the Flag
The Open Public Meetings Act was read.

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| Roll Call: | Fred Vogel | Chairman |
| | Guy Pascarello | Vice- Chairman |
| | George Schoenrock | Assist-Secretary |
| | Michael Valente | Commissioner |

Absent: Jorge Cardenas (Excused)

Also Present: John Napolitano, Counsel; Glenn Beckmeyer, Engineer; William Katchen, Accountant; Pam Adamo (Court Reporter, for the Public Hearing)

Chairman Vogel welcomed new Board Member Michael Valente.

The minutes of the January 5, 2015 meeting were approved on a motion made by F.Vogel, second by G. Pascarello. Roll Call G. Schoenrock Aye; G. Pascarello Aye; M. Valente Aye; F. Vogel Aye; Approved 4-0-0.

At this time, the Chairman turned over the meeting to Authority Counsel for the Nomination of Officers for 2015 (until the next Reorganization Meeting in February 2016).

Mr. Napolitano called for nominations:

Commissioner G. Pascarello nominated F. Vogel for Chairman. Nomination was seconded by G. Scoenrock.

Commissioner F. Vogel nominated G. Pascarello for Vice Chairman. Nomination was seconded by G. Schoenrock.

Commissioner G. Pascarello nominated G. Schoenrock for Secretary. Nomination was seconded by F. Vogel.

Commissioner G. Pascarello nominated M. Valente for Treasurer. Nomination was seconded by F. Vogel.

Commissioner G. Pascarello nominated J. Cardenas for Assistant Secretary. Nomination was seconded by G. Schoenrock.

There being no further nominations, a motion was made by G. Pascarello, second by G. Schoenrock to close the nominations and approve the slate as follows:

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| Fred Vogel | - | Chairman |
| Guy Pascarello | - | Vice Chairman |
| George Schoenrock | - | Secretary |

Michael Valente - Treasurer
Jorge Cardenas - Assistant Secretary

The above nominations were approved unanimously:4-0-0. Fred Vogel being duly elected as Chairman, took over the meeting agenda.

A Motion was made by G. Pascarello, second by F. Vogel to open the Public Hearing for User Fees for tax-exempt properties for 2015. All in favor. Testimony was presented by W. Katchen regarding the calculation for these fees. The rate for 2015 is \$2.96/100 cubic feet of water consumption. J. Napolitano asked for public comment. There was none.

A Motion was made by G. Pascarello, second by F. Vogel to close the Public Hearing for User Fees and open the Public Hearing for Connection Fees for 2015. All in favor. Testimony was presented by W. Katchen regarding the calculation for these fees. The rate for 2015 is \$8,068.00/ERU. One Equivalent Residential Unit is 300 gallons. J. Napolitano asked for public comment. There was none.

A motion was made by G. Pascarello, second by F. Vogel to close the Public Hearing and reopen the Regular Authority meeting. All in favor; 4-0-0.

SEE STENOGRAPHER'S MINUTES

The Executive Director gave a brief description of the Resolutions appointing the Authority Professionals and Authority Counsel stated that a firm that submitted a proposal for accounting services did not include all of the required documentation, specifically the Iranian Sanction form and that the firm had historically not been familiar with the Authority accounting program. The Consent Agenda was moved on a motion by: G. Schoenrock; seconded by: G. Pascarello.

This Consent Agenda is as follows:

RESOLUTION 20156-02A REGARDING OFFICIAL DEPOSITORIES

WHEREAS, the Secaucus Municipal Utilities Authority (hereinafter "Authority") is a public body duly formed under the Municipal and County Utilities Authority Law, constituting Chapter 183 of the Laws of 1957, as amended (Chapter 14B of Title 40 of the New Jersey Statutes Annotated) and possesses the powers set forth therein; and

WHEREAS, the Authority is required by law to designate those New Jersey institutions which will be depositories of its funds for the ensuing year.

NOW, THEREFORE, BE IT RESOLVED that the Authority designates Bank of America, US Bank and TD Bank of New Jersey as its official depositories.

BE IT FURTHER RESOLVED, that the Authority designates the following signatories with respect to accounts of such depositories:

1: Bank of America: Fred Vogel, Guy Pascarello, George Schoenrock

- 2: US Bank: Fred Vogel, Guy Pascarello, George Schoenrock
3. TD Bank Fred Vogel, Guy Pascarello, George Schoenrock

RESOLUTION 2015-02B REGARDING PROFESSIONAL ORGANIZATIONS

WHEREAS, the SECAUCUS MUNICIPAL UTILITIES AUTHORITY (hereinafter “Authority”) is a public body, duly formed under the Municipal and County Utilities Authority Law, constituting Chapter 183 of the Laws of 1957, as amended (Chapter 14B of Title 40 of the New Jersey Statutes Annotated) and possesses the powers set forth therein; and

WHEREAS, the Authority has previously participated in educational seminars and programs offered under the auspices of such professional organizations as the Association of Environmental Authorities; the New Jersey Water Environmental Association; the Water Environment Federation; the New Jersey Utility Authorities Joint Insurance Fund; etc.; and

WHEREAS, the taxpayers of Secaucus have benefited by the Authority’s participation in such professional programs by way of reduced insurance rates; enhanced safety programs resulting in reductions in lost time accidents; stricter regulatory compliance resulting in reduced permit fees; joint water quality studies reducing the Authority’s cost for the same to a small fraction of what they would otherwise would have been, etc.

NOW, THEREFORE, BE IT RESOLVED, that the Authority is authorized to continue its participation in the Association of Environmental Authorities, the New Jersey Water Environmental Association, the Harbor Discharge Group; the New Jersey Utilities Authorities Joint Insurance Fund; and similar such professional organizations which reduce costs to Secaucus taxpayers by way of various shared services, educational programs and peer review.

BE IT FURTHER RESOLVED, that the Authority hereby authorizes and encourages the participation of its Commissioners, staff and employees in appropriate programs offered by such organizations.

RESOLUTION 2015-02C REGARDING OFFICIAL NEWSPAPERS

WHEREAS, the Secaucus Municipal Utilities Authority (hereinafter “Authority”) is a public body duly formed under the Municipal and County Utilities Authority Law, constituting Chapter 183 of the Laws of 1957, as amended (Chapter 14B of Title 40 of the New Jersey Statutes Annotated) and possesses the powers set forth therein; and

WHEREAS, N.J.S.A. 10:4-8 requires that the Authority designate a newspaper to receive public notices that has the greatest likelihood of informing the public within the Authority’s service area of meetings.

NOW, THEREFORE, BE IT RESOLVED, that the Authority designates the Secaucus Home News as its official newspaper to receive public notices and The Star Ledger as secondary.

RESOLUTION 2015-02D REGARDING NJUA-JIF FUND COMMISSIONER

WHEREAS, the Secaucus Municipal Utilities Authority is a member of the New Jersey Utility Authorities Joint Insurance Fund (“The Fund”); and

WHEREAS, by virtue of the conditions of membership contained in the by-laws of The Fund, the Secaucus Municipal Utilities Authority must appoint a Fund Commissioner and an Alternate.

NOW, THEREFORE, BE IT RESOLVED by the Secaucus Municipal Utilities Authority as follows:

- 1) That Brian Bigler is hereby appointed as Fund Commissioner, for the period of February 2, 2015 through to the February 2016 reorganization meeting.
- 2) That Brian Beckmeyer is hereby appointed as Alternate.

RESOLUTION 015-02E REGARDING NJUA-JIF SAFETY DELEGATE

WHEREAS, the Secaucus Municipal Utilities Authority is a member of the New Jersey Utility Authorities Joint Insurance Fund (“The Fund”); and

WHEREAS, by virtue of the conditions of membership contained in the by-laws of The Fund, the Secaucus Municipal Utilities Authority must appoint a Safety Delegate to work with the Fund’s Safety Services.

NOW, THEREFORE, BE IT RESOLVED by the Secaucus Municipal Utilities Authority as follows:

- 1) That Brian Beckmeyer is hereby appointed as the Authority’s Safety Delegate, for the period of February 2, 2015 through to the February 2016 reorganization meeting.
- 2) That Steve Bronowich is hereby appointed as Alternate.

RESOLUTION 2015-02F DESIGNATING BRIAN BIGLER AUTHORIZED REPRESENTATIVE OF THE AUTHORITY

WHEREAS, the SECAUCUS MUNICIPAL UTILITIES AUTHORITY (hereinafter “Authority”) is a public body, duly formed under the Municipal and County Utilities Authority Law, constituting Chapter 183 of the Laws of 1957, as amended (Chapter 14B of Title 40 of the New Jersey Statutes Annotated) and possesses the powers set forth therein; and

WHEREAS, the Authority recognizes the need to designate an authorized representative of the Authority to approve and certify various documents which pertain to the execution of ordinary Authority business, such as the approval of permits and applications to the NJDEP, the transfer of Authority funds and the execution of contractors approved by the resolution of the Board, and the direction of work performed by the various firms doing business with the Authority.

NOW, THEREFORE BE IT RESOLVED that BRIAN BIGLER, Executive Director, is designated as the authorized representative of the Authority for the purposes herein stated.

RESOLUTION 2015-02G REGARDING INDEMNIFICATION OF AUTHORITY MEMBERS AND EMPLOYEES

WHEREAS, the Secaucus Municipal Utilities Authority (hereinafter “Authority”) is a public body, duly formed under the Sewerage Authorities Laws, constituting Chapter 138 of the Laws of New Jersey of 1946, as amended (Chapter 14A of Title 40 of the New Jersey Statutes Annotated) and possesses the powers set forth therein; and

WHEREAS, the affairs of the Authority may, from time to time, result in litigation by or against the Authority; and

WHEREAS, parties opposing the Authority in litigation may file claims as part of the litigation against past, present or future members of the Authority and/or employees of the Authority having managerial responsibilities; and

WHEREAS, the potential for such claims may discourage qualified, civic-minded persons from serving as a member of the Authority or from accepting employment from the Authority in any capacity

involving managerial responsibility; and

WHEREAS, it is in the best interest of the Authority to encourage qualified, civic-minded persons to accept or continue membership on the Authority and to accept employment from the Authority in capacities involving managerial responsibilities without fear of risk from claims regarding their good-faith performance of the duties of a member of the Authority or their good faith performance as such employees of the Authority; and

NOW, THEREFORE, BE IT RESOLVED by the Authority that the indemnification and defense of its past, present and future members and/or employees having managerial responsibilities shall be provided in accordance with the following terms and provisions:

The Authority shall defend and indemnify any past, present or future member of the Authority and/or past, present or future employees having managerial responsibilities (hereinafter jointly and severally referred to as the "Official") for claims arising from an act or omission of such Official within the scope of the performance of such individual's duties as an Authority member or employee. Except as may be hereinafter provided, the defense and indemnification shall be with respect to all civil actions and with respect to all regulatory and administrative proceedings regardless of the nature of the regulatory or administrative proceeding. The defense and indemnification shall not encompass any criminal actions brought by or on behalf of the State of New Jersey or the United States of America. An Official shall not be entitled to a defense or indemnification from the Authority unless:

(a) Promptly and in no event later than fifteen calendar days after the time the Official is served with the summons, complaint, process, notice or pleading, the Official delivers the original or an exact copy to the Authority and requests that the Authority provide the defense, unless counsel for the Authority has already accepted service on behalf of the Official.

(b) The Official cooperates in the preparation and presentation of the defense with the legal counsel approved or selected by the Authority to defend the case. In determining whether to approve counsel, the Authority shall consider such factors as may be relevant, including but not limited to the need for the use of counsel other than the Authority's general or special counsel, the extent to which counsel may duplicate work of or need to obtain knowledge already possessed by other counsel, and the fees and rates of counsel.

(c) The Official agrees that the Authority and its counsel shall have the exclusive control over the handling of the action, including but not limited to decisions regarding tactics, strategy, settlement, appeal and the timing thereof. The Official may, however, appeal any adverse determination against him or her with the prosecution of any such appeal and the costs and fees thereof to be borne at that time by such Official unless the Authority agrees at that time to provide for such appeal; provided, however, that the costs and fees of any such appeal if the appeal is successful will be finally borne by the Authority or the official as may be determined by the court at the conclusion of the action if the parties fail to agree among themselves with respect thereto.

The foregoing right of indemnification shall not be exclusive of any other rights to which any such Official may be entitled as a matter of law or which may be lawfully granted to such Official; and the right to indemnification hereby granted by this Authority shall be in addition to and not in restriction or limitation of any other privilege or power which this Authority may lawfully exercise with respect to the indemnification or reimbursement of an Authority member and/or employee; except that in no event shall an Authority member and/or employee receive compensation in excess of the full amount of a claim.

Defense of any Official in an action, suit or proceeding shall be furnished by this Authority through its counsel or such other counsel as approved by the Authority in advance of final determination of such action, suit or proceeding as authorized by the governing body of this Authority in a specific case and shall include the prosecution of appeals upon the terms and provisions set forth herein.

Outside the scope of coverage of this Indemnification provision is conduct resulting in the payment by the Authority of punitive damages or exemplary damages or damages arising from the commission of a criminal offense by such an individual, as well as when the act or omission which caused the damages was the result of actual fraud, actual malice, willful misconduct or an intention wrong of

such individual, or in the event of a claim against such an individual by the Authority. In the event that the claim asserted against the Official is one which is for or may relate to any conduct which may fall outside the scope of coverage under this Indemnification provision, the defense of the Official shall be furnished only upon receipt of a written agreement by or on behalf of such Official, as approved by legal counsel to the Authority, to repay such amount in the event of an ultimate determination that the conduct of the Official was such as to fall outside the scope of coverage under this Indemnification provision. The Authority may, in its sole discretion, require the Official to furnish suitable security for the agreement of the Official to repay such amount. The initial decision as to whether the conduct in question may fall outside the scope of coverage of this Indemnification provision shall be made by the Authority in consultation with its legal counsel. The final decision as to whether the conduct in question falls within the scope of coverage of this Indemnification provision shall be made by judicial determination only after the final conclusion of all actions, proceedings and appeals and only if the Authority and the affected Official fail to agree with respect thereto.

In the event of a conflict of interest between the Authority and the Official to be defended which precludes the defense of the Official by the counsel representing the Authority as determined by the Authority in consultation with its counsel, the counsel representing the Authority shall not represent the Official and separate counsel approved by the Authority shall be retained for the Official.

RESOLUTION 2015-02H REGARDING APPOINTMENT OF PACO OFFICER

WHEREAS, the Commissioners of the Secaucus Municipal Utilities Authority wants to appoint a Public Agency Compliance Officer as required by the Department of Treasury, Affirmative Action Office.

NOW, THEREFORE, BE IT RESOLVED, that Laurie Purcell is hereby appointed the Public Agency Compliance Officer for the SMUA with regard to Affirmative Action matters to begin February 2, 2015 until the next reorganization meeting in February 2016.

BE IT FURTHER RESOLVED, that a copy of this resolution designating the appointee be sent to the Affirmative Action Office of the Department of Treasury.

RESOLUTION AUTHORIZING 2015-02I CONTRACT FOR ENGINEERING SERVICES

WHEREAS, the Secaucus Municipal Utilities Authority (“Authority”) has a need for professional engineering services; and

WHEREAS, The Authority had advertised for and accepted proposals for engineering services; and

WHEREAS, a contract has been negotiated by the Authority with the firm of Beckmeyer Engineering, to provide professional engineering services; and

WHEREAS, said contract may be awarded without public bidding, as professional services in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-5(1); and

WHEREAS, there is sufficient funding for this purpose.

NOW, THEREFORE BE IT RESOLVED, by the Secaucus Municipal Utilities Authority as follows:

1. That the contract with Beckmeyer Engineering be and is hereby approved from February 2, 2015 commencing and continuing until the February 2016 reorganization meeting of the Authority.

2. This contract is awarded without competitive bidding as “Professional Services” under the provisions of the Local Public Contracts Law because the services are to be performed by persons authorized to practice the recognized profession of engineering.
3. Amount of contract not to exceed \$75,000.00.
4. That notice of this contract award be published by the Authority in accordance with the provisions of N.J.S.A. 40A:11-5(1).
5. That one (1) certified copy of this resolution and a fully executed contract be forwarded to Beckmeyer Engineering.

BE IT FURTHER RESOLVED that this contract is awarded pursuant to a Fair and Open Process in accordance with N.J.S.A. 19:44A-20.5

RESOLUTION 2015-02J AUTHORIZING CONTRACT FOR ACCOUNTING SERVICES

WHEREAS, the Secaucus Municipal Utilities Authority (“Authority”) has a need for professional accounting services; and

WHEREAS, the Authority had advertised for, and accepted proposals for accounting services; and

WHEREAS, a contract has been negotiated by the Authority with the firm of William Katchen, to provide professional accounting services; and

WHEREAS, said contract may be awarded without public bidding, as professional services in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-5(1); and

WHEREAS, there is sufficient funding for this purpose.

NOW, THEREFORE BE IT RESOLVED, by the Secaucus Municipal Utilities Authority as follows:

1. That the contract with William Katchen be and is hereby approved from February 2, 2015 commencing and continuing until the February 2016 reorganization meeting of the Authority.
2. This contract is awarded without competitive bidding as “Professional Services” under the provisions of the Local Public Contracts Law because the services are to be performed by persons authorized to practice the recognized profession of accounting.
3. Amount of contract not to exceed \$24,000.00.
4. That notice of this contract award be published by the Authority in accordance with the provisions of N.J.S.A. 40A:11-5(1).
5. That one (1) certified copy of this resolution and a fully executed contract be forwarded to William Katchen.

BE IT FURTHER RESOLVED that this contract is awarded pursuant to a Fair and Open Process in accordance with N.J.S.A. 19:44A-20.5

RESOLUTION 2015-K AUTHORIZING CONTRACT FOR AUDITING SERVICES

WHEREAS, the Secaucus Municipal Utilities Authority (“Authority”) has a need for professional auditing services; and

WHEREAS, the Authority had advertised for, and accepted proposals for Auditing Services; and

WHEREAS, a contract has been negotiated by the Authority with the firm of Ferrailoli, Weilkotz, Cerullo & Cuva to provide professional auditing services; and

WHEREAS, said contract may be awarded without public bidding, as professional services in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-5(1); and

WHEREAS, there is sufficient funding for this purpose.

NOW, THEREFORE BE IT RESOLVED, by the Secaucus Municipal Utilities Authority as follows:

1. That the contract with Ferrailoli, Weilkotz, Cerullo & Cuva be and is hereby approved this February 2, 2015 meeting of the Authority, to audit calendar year 2015.
2. This contract is awarded without competitive bidding as “Professional Services” under the provisions of the Local Public Contracts Law because the services are to be performed by persons authorized to practice the recognized profession of auditor.
3. Amount of contract not to exceed \$17,500.00.
4. That notice of this contract award be published by the Authority in accordance with the provisions of N.J.S.A. 40A:11-5(1).
5. That one (1) certified copy of this resolution and a fully executed contract be forwarded to Ferrailoli, Weilkotz, Cerullo & Cuva.

BE IT FURTHER RESOLVED that this contract is awarded pursuant to a Fair and Open Process in accordance with N.J.S.A. 19:44A-20.5.

RESOLUTION 2015-02L AUTHORIZING CONTRACT FOR GENERAL COUNSEL SERVICES

WHEREAS, the Secaucus Municipal Utilities Authority (“Authority”) has to retain a general counsel; and

WHEREAS, the Authority had advertised for and accepted proposals for the services of General Counsel; and

WHEREAS, a contract has been negotiated by the Authority with John Napolitano of the firm Cleary, Giacobbe, Alfieri, and Jacobs, to provide general counsel services; and

WHEREAS, said contract may be awarded without public bidding, as professional services in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-5(1); and

WHEREAS, there is sufficient funding for this purpose.

NOW, THEREFORE BE IT RESOLVED, by the Secaucus Municipal Utilities Authority as follows:

1. That the contract with John Napolitano of the firm Cleary, Giacobbe, Alfieri, and Jacobs be and is hereby approved from February 2, 2015 commencing and continuing until the February, 2016 reorganization meeting of the Authority.
2. This contract is awarded without competitive bidding as “Professional Services” under the provisions of the Local Public Contract Law because the services are to be performed by persons authorized to practice the recognized profession of law.
3. Amount of contract not to exceed \$ 46,200.00.
4. That notice of this contract award be published by the Authority in accordance with the provisions of N.J.S.A. 40A:11-5(1).
5. That one (1) certified copy of this resolution and a fully executed contract be forwarded to John Napolitano of the firm Cleary, Giacobbe, Alfieri, and Jacobs.

BE IT FURTHER RESOLVED that this contract is awarded pursuant to a Fair and Open Process in accordance with N.J.S.A. 19:44A-20.5

RESOLUTION 2015-02M AUTHORIZING CONTRACT FOR SPECIAL LEGAL SERVICES

WHEREAS, the SECAUCUS MUNICIPAL UTILITIES AUTHORITY (hereinafter “Authority”) is a public body, duly formed under the Municipal and County Utilities Authority Law, constituting Chapter 183 of the Laws of 1957, as amended (Chapter 14B of Title 40 of the New Jersey Statutes Annotated) and possesses the powers set forth therein; and

WHEREAS, the Authority had advertised for, and accepted proposals for Special Counsel Services; and

WHEREAS, N.J.S.A. 40:14B-18 empowers the Authority to appoint professional employees, including special counsel; and

WHEREAS, the Authority wishes to appoint special counsel from February 2, 2015 commencing and continuing until the February 2016 reorganization meeting of the Authority.

NOW THEREFORE BE IT RESOLVED that the Authority hereby appoints the firm Florio & Kenny as its Special Counsel for a term commencing forthwith and terminating at the Authority’s February 2016 Reorganization Meeting. The Special Counsel shall charge an hourly fee of \$175.00 for attorneys not to exceed \$15,000.00; and

BE IT FURTHER RESOLVED that the Authority and Special Counsel shall enter into a contract for legal services as provided by the Local Public Contracts Law, that Notice thereof be published pursuant to N.J.S.A. 40A:11-5(1)(a)(1) and that a copy of this Resolution and such contract be on file and available for public inspection at the offices of the Authority.

BE IT FURTHER RESOLVED that this contract is awarded pursuant to a Fair and Open Process in accordance with N.J.S.A. 19:44a-20.5.

RESOLUTION 2015-02N AUTHORIZING CONTRACT FOR BOND COUNSEL

WHEREAS, the SECAUCUS MUNICIPAL UTILITIES AUTHORITY (hereinafter “Authority”) is a public body, duly formed under the Municipal and County Utilities Authority Law, constituting Chapter 183 of the Laws of 1957, as amended (Chapter 14B of Title 40 of the New Jersey Statutes Annotated) and possesses the powers set forth therein; and

WHEREAS, the Authority had advertised for, and accepted proposals for Bond Counsel; and

WHEREAS, N.J.S.A. 40:14B-18 empowers the Authority to appoint professional employees, including bond counsel; and

WHEREAS, the Authority wishes to appoint bond counsel from February 2, 2015 commencing and continuing until the February 2016 reorganization meeting of the Authority.

NOW THEREFORE BE IT RESOLVED that the Authority hereby appoints the firm of McManimon, Scotland & Baumann as its Bond Counsel for a term commencing forthwith and terminating at the Authority’s February 2016 Reorganization Meeting. Fees and reimbursement to the Bond Counsel shall be in the amount of \$45,000.00 plus \$1.10/\$1,000.00 of bond issue. Additional bonds pursuant to a supplemental bond resolution \$35,000.00 plus \$1.10/\$1,000.00 of issue. Refunding: an additional charge of \$12,000.00

BE IT FURTHER RESOLVED that the Authority and Special Counsel shall enter into a contract for legal services as provided by the Local Public Contracts Law, that Notice thereof be

published pursuant to N.J.S.A. 40A:11-5(1)(a)(1) and that a copy of this Resolution and such contract be on file and available for public inspection at the offices of the Authority.

BE IT FURTHER RESOLVED that this contract is awarded pursuant to a Fair and Open Process in accordance with N.J.S.A. 19:44A-20.5.

RESOLUTION 2015-020 AUTHORIZING A CONTRACT FOR INSURANCE CONSULTING SERVICES

WHEREAS, the Secaucus Municipal Utilities Authority (hereinafter “Authority”) is a public body, duly formed under the Municipal and County Utilities Authority Law, constituting Chapter 183 of the Laws of 1957, as amended (Chapter 14B of Title 40 of the New Jersey Statutes Annotated) and possesses the powers set forth therein; and

WHEREAS, the Authority had advertised for, and accepted proposals for Risk Management Consultant; and

WHEREAS, the Commissioners of the “Authority” have considered the proposal submitted by Alamo Insurance., for insurance consulting services; and

WHEREAS, pursuant to N.J.S.A. 40A:11-5(1)(m), this contract is for extraordinary unspecifiable services, and therefore, is not required to have public advertisement for bids or bidding for this contract.

NOW, THEREFORE BE IT RESOLVED, that the Authority does hereby appoint Alamo Insurance as the insurance risk consultant for the “Authority” commencing February 2, 2015 and expiring December 31, 2015.

BE IT FURTHER RESOLVED, that the fee for the insurance risk consultant shall be 4% of the annual assessment promulgated by the NJUAJIF Program.

BE IT FURTHER RESOLVED, that this contract is awarded pursuant to a Fair and Open Process in accordance with N.J.S.A. 19:44A-20.5

BE IT FURTHER RESOLVED, that the Chairman of the “Authority” or his designee, shall be authorized to execute the contract on behalf of the “Authority.”

RESOLUTION 2015-02P AUTHORIZING CONTRACT FOR ENVIRONMENTAL REGULATORY ENGINEER

WHEREAS, the Secaucus Municipal Utilities Authority (“Authority”) has a need for professional environmental regulatory engineering services; and

WHEREAS, the Authority had advertised for, and accepted proposals for Environmental Regulatory Engineers; and

WHEREAS, a contract has been negotiated by the Authority with the firm of Paulus, Sokolowski & Sartor, to provide professional environmental regulatory engineering services; and

WHEREAS, said contract may be awarded without public bidding, as professional services in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-5(1); and

WHEREAS, there is sufficient funding for this purpose.

NOW, THEREFORE BE IT RESOLVED, by the Secaucus Municipal Utilities Authority as follows:

1. That the contract with Paulus, Sokolowski & Sartor be and is hereby approved from February 2, 2015 commencing and continuing until the February 2016 reorganization meeting of the Authority.

2. This contract is awarded without competitive bidding as “Professional Services” under the provisions of the Local Public Contracts Law because the services are to be performed by persons authorized to practice the recognized profession of engineering.
3. Amount of contract not to exceed \$18,420.00.
4. That notice of this contract award be published by the Authority in accordance with the provisions of N.J.S.A. 40A:11-5(1).
5. That one (1) certified copy of this resolution and a fully executed contract be forwarded to Paulus, Sokolowski & Sartor.

BE IT FURTHER RESOLVED, that this contract is awarded pursuant to a Fair and Open Process in accordance with N.J.S.A. 19:44A-20.5.

RESOLUTION 2015-02Q APPROVING A SAFETY AWARENESS DAY

WHEREAS, the Secaucus Municipal Utilities Authority (hereinafter “Authority”) is a public body, duly formed under the Municipal and County Utilities Authority Law, constituting Chapter 183 of the Laws of 1957, as amended (Chapter 14B of Title 40 of the New Jersey Statutes Annotated) and possesses the powers set forth therein; and

WHEREAS, the Staff of the Authority has completed another full year without a time loss accident; and

WHEREAS, the Authority facilities are manned twenty-four hours per day, three hundred and sixty-five days per year equating a total number of days without a time loss accident of 4,357 {1,452 days x 3shifts/day}; and

WHEREAS, the Board Members wish to commend the accomplishment of this zero time loss accidents reported achievement.

NOW, THEREFORE BE IT RESOLVED, that each full time member of the Authority staff who has worked the full year of 2014, shall be entitled to a Safety Awareness Day. This day will be taken at the employees request provided that a seven day written notice has been received, reviewed and approved by Management.

BE IT FURTHER RESOLVED, that this commendation of a Safety Awareness Day is presented at the discretion of the Authority Board Members and is not to be considered a mandatory obligation.

RESOLUTION 2015-02R DETERMINING CONNECTION CHARGES FOR CONNECTIONS MADE OR TO BE MADE 2015

WHEREAS, the Secaucus Municipal Utilities Authority (the “SMUA”), a public body corporate and politic and a political subdivision of the State of New Jersey existing under and by virtue of the Municipal Utilities Authority’s Law, N.J.S.A.40:14B-1, et seq., is the owner and operator of sewage treatment facilities for the Town of Secaucus (the “Town”); and

WHEREAS, Chapters 118 and 526 of the New Jersey Laws of 1985, amending and supplementing the Municipal Utilities Authorities Law, and in particular N.J.S.A 40:14B-22 and 23 (hereinafter referred to as “Chapters 118 and 526”), sets forth a basis for computation of a charge for connection to a sewage treatment system so that said charges may represent a fair payment towards the cost of said system; and

WHEREAS, N.J.S.A. 40:14B-22 and 40:14B-23 provide that the imposition of user charges and/or connection charges by an authority shall be the subject of public notice and a public hearing; and

WHEREAS, a proper statutory notice given on December 19, 2014 under hand of Brian Bigler, Executive Director of the Secaucus Municipal Utilities Authority, pursuant to which notice the Secaucus Municipal Utilities Authority is holding the instant public hearing to consider relevant testimony to be presented and to be made a part of the record thereof; and

WHEREAS, the Secaucus Municipal Utilities Authority intends to utilize the Connection Fee Formula and the “Gallons per unit” Table used on previous years to determine a Connection Charge based on historical data from 1996 and earlier, said Formula and Table to be as set forth in and attached to this Resolution, in accordance with Chapter 526; and

WHEREAS, the Secaucus Municipal Utilities Authority desires to set the specific connection charge per Equivalent Residential Unit for connection made or to be made in the calendar year 2015.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE SECAUCUS MUNICIPAL UTILITIES AUTHORITY, as follows:

1. Subject to Secaucus Municipal Utilities Authority’s response to relevant testimony presented at the instant meeting, the connection charge per Equivalent Residential Unit (ERU) for connection to the sewage treatment system of the Secaucus Municipal Utilities Authority made and to be made during the calendar year 2015 is hereby set at \$8,068.00 per ERU.
2. The basis for computation of said charge is set forth on the attached Formula, “Gallons per Unit” table, related Calculation Sheet.
3. This Resolution shall take effect immediately.

**ANNUAL CALCULATION OF CONNECTION CHARGE
FEBRUARY 2015
FOR CALENDER YEAR 2015**

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| I. | <u>Property, Plant & Equipment, Year End =</u> | 58,174,471 |
| A. | Prior Years’ Adjustments (-) | (5,347,251) |
| A.1 | Current Year’s Adjustments (+) (-) | |
| B. | SMUA Direct Investment, if any (+) | |
| C. | Net Property Plant & Equipment | 52,827,220 |
| II. | <u>Construction Fund Balance, Year End =</u> | |
| D. | Prior Years’ Adjustments (-) | |
| E. | Cumulative Const. Fund Interest (-) | |
| F. | Net Construction Fund | |
| III. | <u>Priors Years’ Adjustments</u> | |
| G. | (Bond Discounts & Funds) (+) | 1,775,098 |
| H. | Latest Year Bond Discounts & Funds (+) | |
| I. | Total Bond Discounts & Funds | 1,775,098 |
| IV. | <u>Prior Years’ Debt Issued = (-)</u> | (41,986,499) |
| J. | Latest Year’s Debt Issued (-) 2013 NJEIT Loan | (319,722) |
| | 2010\2013 NJEIT Loan funds due to be received (+) | 136,936 |
| K. | Total Debt Issued (-) | (42,169,285) |
| V. | <u>Prior Years’ Grants Received = (-)</u> | (9,804,904) |
| L. | Latest Year’s Grants Received (-) | |
| M. | Total Grants Received (-) | (9,804,904) |
| >>>> | Total SMUA Net Investment<<<<< | 2,628,129 |
| N. | (C+F+I-K-M) | |

| | | |
|-------|---|------------|
| VI. | <u>Cumulative Debt Service</u> | |
| O. | Prior Cumulative Debt Service (+) | 78,460,198 |
| P. | Latest Year Debt Service Payments (+) | 684,669 |
| Q. | Total Cumulative Debt Service (+) | 79,144,867 |
| R. | Total Recoverable Costs (N+Q) | 80,772,996 |
| VII. | <u>Equivalent Residential Units</u> | |
| S. | Latest Year Average Flow (GPD) | 3,040,500 |
| T. | Divided by: Flow per ERU (GPD) | 300 |
| U. | Estimated ERU's (S/T) | 10,136 |
| VIII. | <u>Calculation of Connection Charge</u> | |
| V. | Total Recoverable Costs (R) | 80,772,867 |
| W. | Connection Charge per ERU (R/U) | 8,068 |

RESOLUTION 2015-02S DETERMINING USER CHARGE FORMULA FOR PROPERTIES EXEMPT FROM AD VALOREM TAXES AND USER CHARGE TO BE IN EFFECT FOR 2015

WHEREAS, the Secaucus Municipal Utilities Authority (the "SMUA"), a public body corporate and politic and a political subdivision of the State of New Jersey existing under and by virtue of the Municipal Utilities authorities Law, N.J.S.A. 40:14B-1, et seq., is the owner and operator of the wastewater treatment facilities for the Town of Secaucus (the "Town"); and

WHEREAS, pursuant to the Service Contract between the SMUA and the Town, dated as of March 1, 1979, as amended and supplemented (the "Service Contract"), the SMUA may charge and collect Service Charges for the connection to and use of said sewage treatment system, where required or pursuant to law, and the same, to the extent collected, shall be a credit against the Annual Service Charges otherwise payable by the Town to the SMUA under the Service Contract; and

WHEREAS, to pay the Annual service Charges to the SMUA required by the Service Contract, the Town has applied revenues from ad valorem taxes on property in the Town to said purposes; and

WHEREAS, Town officials have requested that the SMUA continue to refrain from assessing direct user charges for the use of its system, except with respect to properties exempt from ad valorem taxes, so that said properties shall bear a fair share of the cost of the use of said system, in accordance with applicable law and regulations; and

WHEREAS, applicable regulations of the United States Environmental Protection Agency require that, where user charges for sewage treatment system built in whole or in part with Federal funds are derived through imposition of ad valorem taxes, provision be made for imposing similarly calculated charges for the use of said system on properties exempt from such taxes; and

WHEREAS, N.J.S.A. 40:14B-22 and 40:14B-23 provide that the imposition of user charges or connection charges by an authority shall be the subject of public notice and a public hearing; and

WHEREAS, the SMUA desires to implement the statutory procedure for imposition of user charges to properties exempt from ad valorem property taxes, both as to implementation of a general formula and specifically for such use during 2015.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE SECAUCUS MUNICIPAL UTILITIES AUTHORITY, as follows:

1. There is hereby imposed a User Charge for the use of the sewage treatment system of the SMUA by any property which is exempt from ad valorem property taxes, in whole or in part, which User Charge shall be computed by drawing from the annual audited financial statements of the SMUA for the preceding year the total amount expended or set aside by the SMUA in said year for the following purposes, being the basis for computation of Annual Service Charges pursuant to the Service Contract:

“(a) operating, maintenance and administrative expenses of the Authority.

(b) Debt service requirements on ...any obligations of the Authority (whether bonds, bond anticipation bonds, or notes)...

(c) Other payments of amounts (including amounts necessary to meet the Authority’s rate covenant contained in Section 6.01 of the Trust Agreement and amounts required to be paid by the Authority to any bond issuer, or issuer of a surety bond to secure a Debt Service Reserve Fund) required by the terms of any bond resolution adopted by the Authority pursuant to resolution adopted by the Authority under which any of the obligations described in part (b)...are issued, provided, however, that no more than 1/5 of the amount due to any reserve fund established under the Trust Reserve Fund and amounts required to be insured, or issuer of a surety bond to secure a Debt Service Reserve Fund, shall be included in the Annual Service Charge in each year.” And by dividing said amount, by the total amount of treated sewage flow to the sewage treatment facility for the preceding year, determined and certified in writing by the Consulting Engineer to the SMUA and expressed in “Billing Units” as hereinafter defined.

2. The resulting charge per Billing Unit shall be multiplied by the total water consumption for each property. Said charges shall be estimated and billed to the property owner by the SMUA annually, and may be adjusted annually at the option of the property owner or of the SMUA, based on relevant and cogent proof of actual water consumption.

3. The SMUA may require relevant and cogent proof of water consumption by submission of water bills, and in the absence of submission of same may charge and collect such charges as it may deem reasonable, based on the flow determined in accordance with Table A (attached), whichever shall produce the greater charge.

4. The user charge for 2015 for properties exempt for ad valorem taxes, or paying reduced amounts of such taxes by reason of the abatement thereof, shall be as follows:

-Operating maintenance and administration

Expense 2013

-Debt Service and payments to the Reserve for

Repair and Replacement Fund for 2013

-Total flow in units of 100 cubic feet

-User charge per 100 cubic feet of water consumption

5. The user charge shall be revised annually, as soon as may be practicable after the necessary figures are made available by the auditors and engineers to the Authority.

6. The user charge for 2015 shall be \$2.96/100 cubic feet of water consumption.

SMUA
USER FEE CALCULATION
December 31, 2013
For 2015 Rates

Operating maintenance, administration
And capital additions expenses, 2013

\$3,409,720

| | |
|--|------------------|
| Debt Service and payments to Reserve for Repair and Replacement, 2013 | <u>142,280</u> |
| | 3,552,000 |
| Total flow in units of 100 Cu. Ft. | <u>1,647,395</u> |
| User Fee | \$ <u>2.16</u> |

**RESOLUTION 2015-02T RESOLUTION ESTABLISHING THE DETERMINING OF A
CONNECTION CHARGE FORMULA**

WHEREAS, the Secaucus Municipal Utilities Authority (the “SMUA”), a public body corporate and politic and a political subdivision of the State of New Jersey existing under and by virtue of the Municipal Utilities Authorities Law, N.J.S.A. 40:14B01, et seq., is the owner and operator of the sewage treatment facilities for the Town of Secaucus (the “Town”); and

WHEREAS, pursuant to the Service Contract between the SMUA and the Town, dated as of March 1, 1979, as amended and supplemented (the “Service Contract”), the SMUA may charge and collect Service Charges for the connection to and use of said sewage treatment system, where required or permitted pursuant to law; and

WHEREAS, at the request of the Town, the SMUA has previously assessed charges for connection to said system; and

WHEREAS, Town officials have requested that the schedule of charges of the SMUA for connection to the sewage treatment system be revised at this time to more fairly reflect a fair payment by new users toward the capital cost of said sewage treatment system, in accordance with applicable law and regulations; and

WHEREAS, Chapter 526 of the New Jersey Laws of 1985, amending and supplementing the Municipal Utilities Authorities Law, and in particular N.J.S.A. 40:14B-22 (hereinafter referred to as “Chapter 526”), sets forth a basis for computation for a charge for connection to a sewage treatment system so that said system; and

WHEREAS, N.J.S.A. 40:14B-22 and 40:14B-23 provide that the imposition of user charges or connection charges by an authority shall be the subject of public notice and a public hearing; and

WHEREAS, pursuant to statutory notice, the SMUA has held a public hearing and considered the testimony presented at said hearing and made a part of the record thereof; and

WHEREAS, the SMUA desires to impose a new schedule of connection charges computed in accordance with Chapter 526, both as to implementation of general formula and specifically for connections made or to be made in the year ending 12/31/15 and each year thereafter.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE BOARD OF THE SECAUCUS MUNICIPAL UTILITIES AUTHORITY, as follows:

1. There is hereby imposed a one-time charge for any new connection (as defined herein) to the sewage treatment system of the SMUA, computed in the following manner to represent a fair payment toward the cost of said system, being the same manner set forth in Chapter 526:

“(a) The amount representing all debt service, including but not limited to sinking funds, reserve funds, the principal and interest on bonds, and the amount of any loans and the interest thereon, paid by the municipal authority to defray the capital cost of developing the system as of the end of the immediately preceding fiscal year of the authority shall be added to all capital expenditures made by a municipal authority not funded by a bond ordinance or debt for the development of the system as of the end of the immediately preceding fiscal year of the authority.

(b) Any gifts, contributions or subsidies to the authority received from, and not reimbursed or reimbursable to, any federal, state, county or municipal government or agency or any private person, and that portion of amounts paid to the authority by a public entity under a service agreement or service

contract which is not repaid to the public entity by the authority, shall then be subtracted.

(c) The remainder shall be divided by the total number of service units served by the authority at the end of the immediately preceding fiscal year of the authority, and the results then be apportioned to each new connector according to the number of service units attributable to that connector. In attributing service units to each connector the estimated average daily flow of sewage for the connector shall be divided by the average daily flow of sewage from the average single family residence in the authority's district, to produce the number of service units to be attributed."

2. The Preliminary Connection Charge for each such connection shall be computed by SMUA at time of the Authority's approval of the Treatment Works Application or connection application, as follows:

(a) The gallons per unit for the type of facility involved, as shown on Table A attached to this Resolution and made a part hereof, shall be multiplied by the number of the applicable units shown on said table, as certified by the applicant for the Construction Permit; and

(b) The product thereof (being the estimated flow from the facility in gallons per day) shall be divided by 300; and

(c) The quotient thereof (being the number of Equivalent Residential Unites (ERUs) or portion thereof for the facility) shall be multiplied by the connection charge then in effect for each ERU.

3. The Preliminary Connection Charge shall be payable as follows:

(a) One half of the Preliminary Charge shall be paid prior to issuance of a construction permit;

(b) One half of the Preliminary Charge shall be paid prior to issuance of a Certificate of Occupancy.

4. The final connection charge shall be based upon the connection fee schedule in effect in the year of the issuance of the Certificate of Occupancy calculated in accordance with Paragraph 2 herein above. Any additional connection charge owed shall be payable prior to issuance of the Certificate of Occupancy.

5. The connection charge per ERU, computed as set forth in this resolution, shall be computed for each calendar year, within a reasonable time after completion of the annual audited financial statement of the SMUA, and the SMUA shall thereupon give the statutory notice and hold the required public hearing to set such charges, with such charges to be in effect retroactive to the beginning of that calendar year.

6. The Connection Charge to be in effect for connections made during the calendar year 2015, shall be set by the SMUA by resolution to be adopted concurrently with this Resolution.

7. For purposes of the charges imposed by and pursuant to this Resolution, new connections to the sewage treatment system shall be deemed to mean and include all connections made to properties and facilities which were not connected to said system on January 7, 2015, and also all changes of use of existing properties which result, based upon the application of the information contained in Table A, in an increased flow from said facility, provided, however, that for such a change of use, a connection charge, computed as hereinabove set forth, shall be applied to only to the extent of the estimated increased flow from said facility.

8. To the extent that any provision of this resolution is determined by any court or legislature to be invalid or unenforceable in whole or part either in a particular case or in all cases, such provision or part thereof is to be deemed surplus. If that occurs, it does not have the effect of rendering any other provision of this resolution invalid or unenforceable. This resolution is to be construed and enforced as if such invalid or unenforceable provision or part

thereof were omitted.

9. This Resolution shall take effect immediately.

Estimated Gallons per Day for Various Establishments
(For Use with Permit Applications)

| <u>TYPE OF ESTABLISHMENT</u> | <u>UNIT USED</u> | <u>GALLONS PER DAY</u> |
|---|-------------------------|-------------------------------|
| Residential Dwellings | | |
| (Single Family Home, Duplex units, Townhouses, Condominiums, Apartments) | Per Dwelling | 150 |
| 1 bedroom unit | Per Dwelling | 225 |
| 2 bedroom unit | Per Dwelling | 300 |
| 3 bedroom unit | | |
| Transit Dwellings Units | | |
| Hotels | Bedroom | 75 |
| Lodging houses & Tourists homes | Bedroom | 60 |
| Motels & Tourists cabins | Bedroom | 60 |
| Boarding houses (max. permitted Occupancy) | Boarder | 50 |
| Camps | | |
| Campground/Mobile rec. Vehicle/Tent | Site | 200 |
| Children's Camps | Bed | 50 |
| Labor Camps | Bed | 40 |
| Campground/Mobile rec. Vehicle/Tent | Site | 100 |
| Parked mobile trailer site day camps-no meals | Person | 15 |
| Restaurants (including washrooms & turnover) | | |
| Average restaurant | Seat | 35 |
| Bar/ Cocktail lounge | Seat | 20 |
| Fast food restaurant | Seat | 15 |
| 24 Hour service restaurant | Seat | 50 |
| Curb service/ Drive-in- restaurant | Cap Space | 50 |
| Clubs | | |
| Residential | Member | 75 |
| Nonresidential | Member | 35 |
| Racquet club | (Per court/ hour) | 80 |
| Bathhouse with shower | Person | 25 |
| Bathhouse without shower | Person | 10 |
| Institutions | | |
| Hospitals | Bed | 200 |
| Other institutions | Bed | 125 |
| Schools | | |
| No shower or cafeteria | Student | 10 |
| With cafeteria | Student | 15 |
| With cafeteria& showers | Student | 20 |
| With cafeteria, showers & Laboratories | Student | 25 |
| Boarding | Student | 75 |
| Automobile Service Stations | | |
| | Per Filling Position | 125 |
| Service bays | Per Bay | 50 |
| Mini-market | Sq. Ft. | 0.1 |
| Car washing | Per Car Washed | 75 |
| Miscellaneous | | |

| | | |
|---|---------------------------|-----|
| Office Buildings (gross area) | Sq. Ft. | 0.1 |
| Stores & shopping centers (gross area) | Sq. Ft. | 0.1 |
| Factories/warehouses (add process wastewater) | Employees/8hr. shift | 25 |
| With showers (add process wastewater) | Employees/8hr. shift Seat | 40 |

| <u>TYPE OF ESTABLISHMENT</u> | <u>UNIT USED</u> | <u>GALLONS PER DAY</u> |
|--|------------------|------------------------|
| Laundromats | Per Machine | 580 |
| Bowling alleys | Per Alley | 200 |
| Picnic parks (restroom only) | Person | 10 |
| Picnic parks with showers | Person | 15 |
| Fairgrounds (based on avg. attendance) | Person | 5 |
| Assembly halls | Seat | 5 |
| Airports (based on passenger use) | Passenger | 3 |
| Churches (worship area only) | Seat | 5 |
| Theater (indoor) | Seat | 3 |
| Dinner theater | Seat | 20 |
| Catering/ Banquet hall | Person | 20 |
| Sports stadium | Seat | 3 |
| Visitor center | Visitor | 5 |

The Consent Agenda was approved by roll call vote. G. Schoenrock Aye; G. Pascarello Aye; M. Valente Aye; F. Vogel Aye; Approved 4-0-0.

Voucher List was approved on a motion made by F. Vogel, second by G. Pascarello. .

Voucher List as follows:



Prepared: 01/26/15

| Number | COMPANY | MONEY | PO# | REASON |
|--------|-------------------------------|----------|----------|--|
| 1 | Action Rubber | 74.94 | 2015-6 | Hose for Blowers |
| 2 | AEA | 3,400.00 | 2015-31 | 2015 Members Dues Annual |
| 3 | Alpha Dog | 150.00 | 2015-18 | Monthly Maintenance & Monthly Hosting January 2015 |
| 4 | Atlantic Tomorrows Office | 297.52 | 2015-25 | Copy Kit Fee: 10/01/14 to 12/31/14 |
| 5 | Automatic Suppression | 386.50 | 2015-39 | Service Call on Fire Alarm System 1100 Koelle |
| 6 | Beckmeyer Engineering | 6,250.00 | 2015-27 | Engineering Services: January 2015 |
| 7 | Bellaqua | 23.80 | 2014-713 | Water |
| 8 | Bellaqua | 77.65 | 2015-4 | Water Distilled |
| 9 | Campbell Fire | 389.50 | 2015-7 | Annual Inspection |
| 10 | Cleary, Giacobbe, Alfieri LLC | 3,937.80 | 2015-24 | Legal Services:12/01/14 to 12/31/2014 |
| 11 | Comcast | 110.08 | 2015-23 | Internet Services |

| | | | | |
|----|---------------------------|-----------|----------|--|
| 12 | Coppola Services | 18,750.00 | 2015-43 | Installation of Sludge Pump (Authorized not Disbursed) |
| 13 | Custom Bandag Inc. | 941.81 | 2014-609 | Road Service for Jet Truck |
| 14 | Dave Heiner & Assoc. | 26,360.00 | 2014-536 | Replacement Sludge Pump Same As #12 |
| 15 | Fisher Scientific | 913.57 | 2014-721 | Lab Supplies |
| 16 | Florio & Kenny, LLP | 52.50 | 2015-51 | Special Counsel: 12/12/2014 |
| 17 | Great Lake Enviro | 26.29 | 2015-52 | HDG Consulting Services |
| 18 | Hach | 342.75 | 2014-724 | Lab Supplies |
| 19 | Home Depot | 7.97 | 2014-689 | Spot Light |
| 20 | Home Depot | 137.10 | 2014-727 | Supplies for Insulation in Jet Truck Garage |
| 21 | Industrial Chem Labs | 1,168.13 | 2014-688 | Degreaser for Lift Station |
| 22 | JCI Chemicals | 1,900.00 | 2015-12 | Sodium Hypochlorite |
| 23 | Miracle Chemical Company | 1,289.40 | 2014-716 | Sodium Bisulfite |
| 24 | Municipal Capital Finance | 164.77 | 2015-10 | Copier Lease: Payment #19 01/2015 |
| 25 | NJEIT | 5,418.81 | 2015-55 | 2013: Jet Truck Loan Payment |
| 26 | NJEIT | 12,641.28 | 2015-54 | 2010A: ARRA Loan Payment |
| 27 | New Jersey Door Works | 890.50 | 2014-632 | Repair to Overhead Door on Jet Truck Bldg |
| 28 | One Call Concepts | 6.10 | 2015-26 | Markouts |
| 29 | One Call Concepts | 3.66 | 2015-34 | Markouts 9/2014 |
| 30 | Precision Electric Motor | 1,970.00 | 2014-686 | Installation of 2 New Motors |
| 31 | PSEG | 23,298.98 | 2015-13 | Power:December 2015 |
| 32 | PSEG | 8,499.33 | 2015-46 | Power:December 2014 Main Plant Balance |
| 33 | PVSC | 12,864.00 | 2015-56 | Sludge Disposal: |
| 34 | Purchase Power | 320.99 | 2015-9 | Postage |
| 35 | QC Labs | 33.00 | 2015-19 | Analytical Services: Toscana Cheese Grab 12/30/14 |
| 36 | QC Labs | 248.40 | 2015-20 | Analytical Services: 12/04/14 |
| 37 | R&D Trucking | 5,910.00 | 2015-17 | Sludge Removal: December 2014 |
| 38 | S & F Radiator Service | 295.00 | 2015-35 | Repair Cracked Fuel Tank |
| 39 | Spectraserv | 3,440.00 | 2015-21 | Monthly Container Charge:December 2014 |
| 40 | Spectraserv | 3,440.00 | 2015-22 | Monthly Container Charge:November 2014 |
| 41 | Staples | 227.35 | 2015-3 | Office Supplies |
| 42 | Star Ledger | 454.72 | 2015-29 | Legal Ad: Advertisement for Bid 12/19/14 |
| 43 | Star Ledger | 385.80 | 2015-44 | Legal Ad: Advertisement for Bid 1/27/15 |
| 44 | State of NJ | 33,858.62 | 2015-14 | Hospitalization: Active Employees |
| 45 | State of NJ | 1,218.09 | 2015-15 | Hospitalization: Retiree Employees |
| 46 | Town of Secaucus | 1,556.78 | 2015-16 | Dental Reimbursement: February 2015 |
| 47 | Treasurer- State Of NJ | 200.00 | 2015-30 | Physical Connection Permit Renewal 2015 |
| 48 | Trico Lift | 710.40 | 2015-2 | Rental of Scissor Lift to Install Insulation in Jet Truck Bldg |
| 49 | Union Auto Parts | 30.00 | 2015-8 | Window Washing Fluid-20 |
| 50 | United Water | 937.08 | 2015-40 | Water |
| 51 | US Bank | 3,125.00 | 2015-11 | Trustee Fees |
| 52 | Verizon | 173.13 | 2015-50 | Telephones |
| 53 | Verizon Wireless | 233.30 | 2015-41 | Telephones:12/13/14 to 01/12/15 |
| 54 | WEF | 94.00 | 2015-37 | Membership Renewal: Luke Smentkowski |
| 55 | WEX Bank (Sunoco) | 494.04 | 2015-1 | Fuel December |

TOTAL: 190,130.44

The Executive Director responded to inquiries regarding items #12 & 13 and 44 & 45 on the voucher list. Items 12 & 13 were posted as authorized but not disbursed. These two items were for the purchase and installation of a new primary sludge pump. Payment would not be released until work was completed. Items #44 & 45 were described as being the Authorities' responsibility for hospitalization coverage for employees.

The voucher list was then approved by Roll Call vote: G. Schoenrock Aye; G. Pascarello Aye; M. Valente Aye; F. Vogel Aye; 4-0-0.

New Business: The Executive Director reported that he was going to put together a Request for Proposal for the investigation of and recommendations for a SCADA system to upgrade the facilities operational capability. The control panel that was installed in 1988 is obsolete and staff cannot get parts to repair it and a SCADA system would be more cost effective for operations. G. Pascarello had a question on how long it would take to implement the system. M. Valente wanted to know information about the system was not familiar with it. Mr. Bigler responded that the RFP would be the first step in getting a proper definition of what would be required and the possible cost scenarios.

Old Business: None

Legal: Counsel said all items had been discussed throughout the meeting. He further reported that the Authority had come to an agreement with the Contractor that had been terminated. Mr. Napolitano also stated that the Collective Bargaining Agreement expires 12/31/2015 and suggested that an ad hoc personnel committee be formed. Board Members Pascarello and Valente volunteered to serve on this committee.

**SECAUCUS MUNICIPAL UTILITIES AUTHORITY
ENGINEERS REPORT
FOR THE MONTH OF JANUARY 2015**

The following is a list of the main activities as provided by this office to the Authority for the above-mentioned month:

- Started Specifications and drawings to replace Primary Clarifier Tanks #4 and 5. Public bidding will be at the start of December 2013. Rapid Pump was the low bidder at \$321,050.00. Awaiting of additional information from Contractor. Rapid Pump was approved as contractor waiting on shop drawings. Received and started reviewing the shop drawings. Approved and returned shop drawings. Awaiting on equipment delivery and installation. Prepared Letter certifying the tanks work for refunding Delivery and installation is planned for the first part of July. Equipment has been delivered, pre-construction meeting was held and work started on Tank #5. Work started on Tank #5, almost complete except for scum pipe, misc concrete work and start up. Tank #5 is completed except the scum pipe. Tank

#4 has been started with the demolition completed and equipment installation at about 50%. The Contractor has agreed to paint the motor shafts of Tank #3 when he returns to do Phase II. Contractor has cleaned and painted all the drive motor shafts. Tank #4 is completed. The contractor has also completed the installation of the scum pipes in tanks 3, 4 and 5. The startup has been completed in Tank#4. Adjustments will be required in scum pipes in Tank #3, 4 and 5. Additional work will be required on the scum pipe at the perimeter of Tank #2 and on the concrete tanks themselves at various locations. The proposal for the Scum Pipe on Tank #2 is for \$15,980.00. We are reviewing the proposals from the contractor on the Concrete work. Change Order #1 in the amount of \$15,980.00 has been approved and sent to the contractor to begin. The contractor began the work on the Scum Pipe beginning the week of January 19, 2015. Work during the week of January 26 has stopped due to the weather. Reaching out to the Contractor for an updated schedule.

- The new Sanitary Sewer Service Vehicle enclosure has been constructed.. This office is researching the size of electric heaters to heat the facility to just above freezing temperature. I met with the electrician on a method to bring power to the enclosure. Reviewing the submittal. The contractor is preparing start the work to bring electricity and heat to the enclosure. The Heaters are installed, the staff is looking for ways to insulate the Building. Insulation has been purchased and the staff is preparing to install. Ceiling insulation is completed and heat is being maintained within the structure.
- Met with representative and reviewed specification for a new primary sludge transfer pump. Met with contractor over possible scope of work. Met with pump representative again to determine correct pump selection. Choose pump for replacement. Checking existing pipe modifications. Met with another representative from WasteCorp. Waiting on the formal proposal from supplier. Received proposal and sent inquiries on same. Received revised proposal. The award was given to Coppolla for the installation, the SMUA has ordered the pump. Waiting on delivery.
- Starting reviewing specifications for new post aeration blowers. Also, reviewing the possibility of changing speed of blowers to reduce power consumption. It has been decided to leave the existing blowers but to adjust the speed to reduce energy costs. A quote on utilizing a VFD to control the blower speed is being reviewed.
- Received proposed plans for a small pump station and 1,170 lf. of 1.25" dia forcemain from the Frank R. Lautenberg Station to the SMUA gravity sewer in North Drive. Started review and requested further information. Received further information, but not all requested, and are reviewing. Received further information and in review process. Reviewing calculations on Hydrogen Sulfide production within the lengthy force main and determining if the hydrogen sulfide will affect the integrity and the odor of the sewer system and safety and wellness of the SMUA workers. Submitted engineer's review.

- Receiving quotes to supply and install four gate valves and two check valves at the Henry Street Pump Station to replace the existing. Requested JFC to submit a proposal for work. Waiting on proposals. Project on hold.
- Received and reviewing revised plans for 734 County Ave. Requested information and requirements for approval. Owner has been calling, however engineer's review letter has not been rectified.
- Redesign concrete work for elevating sludge building opening to extend up beyond Mill Creek flood stage. Waiting on proposals. Work has been completed. Waiting on gates and doors to finish the project.
- Attended another meeting with the Hudson County Mitigation Plan in Kearny, NJ. SMUA to receive \$100,000 for the installation of a new generator to the bypass pumps and for the conversion of the existing generator to dual fuel. Starting looking into the Generator conversion to N.G. and new Generator at bypass pump station. Contacting Gas Co. to see if gas supply is sufficient at our location and the method of bringing the supply to the generator. PS&S will be submitting the application of the proposed work for approval. I am still waiting on information from the manufacturer on the required gas supply and pressure required. Information received and submitted to PSEG for their investigation on supply availability. PSE&G requested further information which has been submitted to them.
- Reviewing application for MLB Network located at 40 Hartz Way. Submitted engineers review.
- Met representative with "Rent the Runway" about a new connection. Waiting on application and requested information. Received information on old water bills and plans, reviewing information.
- Started looking into a design to supply sanitary services to the Coast Guard Building. It will be proposed to install 350 gal holding tanks alongside the building to store wastewater until the SMUA can collect with the VacTruck. for disposal at the Koelle Blvd facility. Checking on NJMC and NJDEP permitting requirements. Will start investigating the proposal to install a gravity line from the new facility to the existing trunk line within Meadowlands Parkway. Preparing information to go to Verizon for utility crossing clearances. Met with Persistent to review options with the installation of the sewer lateral.
- Received proposals to replace a Plant Water Pipe within the pipe gallery. L&L Mechanical was the low bidder at \$7,990.00. Project has been completed.
- Receiving proposals to replace section of force mains within the pump station at Castle Road. Requested additional information from the low bidder.
- Reviewing options and proposals to replace the Sodium Hypochlorite lines from the Chlorine Storage building to the Chlorine Contact Tanks.

- Met with Attorney and Executive Director on re-advertising for the Emergency and Miscellaneous Sewer Work bid. Specifications were revised to exclude items that contractors may try to charge. Bids were opened on December 30, 2014 with Persistent Inc. being the low apparent bid at \$478,506.00. Persistent was awarded the contract.
- Started researching the information to prepare specifications on a CCTV Sewer Pipe Truck. Waiting on Commissioners approval to go out to bid. Specification package has been advertised and is out to bid.
- Submitted to PSEG natural gas consumption of the facilities boilers and the proposed dual fuel convertor for the generator.

Beckmeyer Engineering, P.C.
Glenn M. Beckmeyer, P.E.,P.P.,CME
Authority Engineer
January 29, 2015

Engineering Notes: CCTV Vehicle has been advertised with change of date, new date February 18, 2015 10am. The Executive Director reported that while working on the completion of change order #1, an unforeseen condition was found within the skimmer pipe. He further stated that since the skimmers for both primary clarifiers #2 and #1 were installed at the same time, it would be prudent to replace both units under the same order. These tanks are an integral part of the treatment process. The Engineer reported an estimated cost at between \$40,000.00 and \$50,000.00, but would obtain a quote from the contractor. Provisional approval for change order # 2 was given by the Board to investigate the cost comparison and availability of funds. If the proposed change order was under 20% of the original contract and funds were available, the Authority should proceed with this work. Mr. Bigler reported that he would contact the Chairman as soon as costs were determined.

Questions by Commissioners: F. Vogel wanted to know if we could line the pipe. G. Beckmeyer stated that it had to be replaced because it couldn't be lined. G. Pascarello also had a question unrelated to above topics he wanted to know if the Jet truck's garage heat system was working properly and B. Beckmeyer replied it was.

OPERATIONS REPORT – January 2015
 Submitted February 2, 2015

KOELLE BOULEVARD FACILITY

- 1) The estimated average daily flow for the month was 2.4976 MGD. Maximum daily flow was 4.4446 MG. Estimated Total Flow for the month was 76.7147 MG.
- 2) The Serpentine Tank was drained and cleaned.
- 3) Routine maintenance and grounds keeping was performed.
- 4) Replaced motors on recirculation pumps one and three of the Odor Control system.

- 5) Replaced a six inch plug valve (drain valve) for Primary Clarifier number two hopper number three.
- 6) Sludge Aeration Blower number two failed. A new blower has been placed on order.
- 7) Sixty Three (63) feet of three (3) inch Plant Water pipe was replaced in the Pipe Gallery by L&L Construction.
- 8) The Plant Water System was drained, cleaned and serviced.
- 9) United Water installed a new potable water meter for the Plant.
- 10) The steps leading to the Primary Clarifier are crumbling .Repairs will be conducted as the weather permits.
- 11) A new fuel tank was installed on the 4inch trash pump. The pump is now operational.

PUMP STATION # 1 Village Place

- 1) The average daily flow for the month was not available at the time of this report.
- 2) All pumps cleaned and maintained on a regular basis.
- 3) Routine maintenance and grounds keeping was performed.
- 4) The Diminutor at the station is making disturbing noises. The unit is still under warranty . Franklin Miller and Rapid Pump were notified. They agreed to pull the unit and conduct a repair.

PUMP STATION # 2 Paterson Plank Road and Turnpike Exit

- 1) The average daily flow for the station was not available at the time of this report.
- 2) Routine maintenance and grounds keeping was performed.
- 3) The ladder and rag basket were repaired.
- 4) The wet well was cleaned out utilizing the Jet Truck.

PUMP STATION # 3 Henry Street

- 1) *The* average daily flow was not available at the time of this report.
- 2) Routine maintenance and grounds keeping was performed.

PUMP STATION # 4 New County Road and Seaview Drive

- 1) Routine maintenance was performed.
- 2) The wet well of the Station was cleaned utilizing the Jet Truck.

PUMP STATION # 5 Wilroy – Secaucus Road

- 1) This station is not in service. Grounds keeping were performed.

PUMP STATION # 6 Castle Road

- 1) Routine Maintenance and ground keeping were performed.

PUMP STATION #7 - Exchange Junction

- 1) Routine maintenance was performed.
- 2) The wet well was cleaned utilizing the Jet Truck.

COLLECTION SYSTEM:

- 1) Continued jetting & cleaning sewer lines. Assisted by DPW when cleaning catch basins.
- 2) Approximately 2,054 feet of Sanitary Sewer pipe was jetted and cleaned in the collection system.

Respectfully Submitted
Brian A. Beckmeyer Sr.
Superintendent

Operating Notes: B. Beckmeyer stated the Secaucus MUA was in compliance for the month.

A motion was made at 8:00pm by F. Vogel, seconded by G. Schoenrock to close the public portion of the meeting and enter into Executive Session. All in favor.

RESOLUTION TO ENTER INTO EXECUTIVE SESSION

BE IT RESOLVED by the Board of Commissioners of the Secaucus Municipal Utilities Authority that the Board shall immediately hereinafter continue its meeting in executive session in accordance with the New Jersey Sunshine Law.

The purpose of this Executive Session is
1) To discuss Personnel Matters

The matters discussed in Executive session will be disclosed to the Public at such time as action is taken by the Authority or if possible, prior to action being taken if the Authority feels that disclosure can be made without affecting the public interests of the individuals affected.

A motion was made at 8:35 by F. Vogel, seconded by G. Schoenrock to close the executive session and re-open the public portion of the meeting. All in favor: 4-0-0.

A motion was made to adjourn the meeting at 8:40 by F. Vogel; seconded by G. Schoenrock. All in Favor: 4-0-0.