

**MINUTES
HARDYSTON TOWNSHIP
MUNICIPAL UTILITIES AUTHORITY
May 2, 2011**

The meeting of the Hardyston Township Municipal Utilities Authority was held on Monday, May 2, 2011, at the Municipal Building located at 149 Wheatsworth Road. Members present were Mr. Kievit, Mr. Verrilli, Mr. Kula, and Mr. Marples. Absent, Mr. Cicerale. Also present were Mike Vreeland, Mark Hontz, Marianne Smith, and Bob Schultz.

After salute to the flag, Mr. Kievit stated compliance with the Open Public Meetings Act.

Minutes: MOTION was made by Kula and seconded by Verrilli to approve the minutes of the April 4, 2011 meeting. In favor: Kievit, Verrilli, Kula, and Marples.

OLD BUSINESS:

Indian Field:

Corrosion Control – Mike stated the equipment was placed on-line with a low level of chemical dilution rate. The alarms need to be activated. It will then be monitored along with samples taken to see the effect of the induction of the chemicals. It will most likely be a full month before we have stabilized and adjusted the chemicals with the right mix.

Phase II As-Built Plans – Mike stated nothing has been received.

Phase III Conveyance – Mike stating nothing has been received or communicated.

Well #2 – Mike stated AC Schultz hopefully will be scheduling the inspection shortly.

Tank Inspections – We have been working with MBA Associates to obtain a pricing for a contract for the water tank rehabilitation. The quote was presented with specifications for producing the bidding documents and assistance, daily inspections during tank repairs and coating and a first anniversary inspection. A recommendation was made to enter into a service contract with MBA Associates Inc. for Preparation of contract specifications and bidding documents for \$2,500; Bidding Assistance for \$1500.00; Daily inspection during tank repairs and coating at \$750 per day for approximately 30 days at a total cost of \$22,500 as an estimate, and first anniversary inspection at \$2800.

Discussion was held regarding the proposal.

A MOTION was made by Marples seconded by Kula to accept the proposal from Mumford-Bjorkman Associates, Inc. for the Indian Field Water Tank rehabilitation in Preparation of contract specifications and bidding documents in the amount of \$2,500

and bidding assistance in the amount of \$1,500. In favor: Kievit, Kula, Marples; Against: Verrilli.

The daily inspection and first anniversary inspection quote portion will be discussed further at the next regularly scheduled meeting.

Crystal Springs:

Station 6 – Mike stated he believes Ron had some issues with another pump. Between this pump and another pump which broke down earlier. Ron combined parts and ordered the necessary parts.

Bramble Conveyance – Mike stated that Crystal Springs has contacted him indicating all the deficiencies from last fall have been completed. A new inspection will be scheduled within the next week or so. They are anxious to turn the system over to the HTMUA.

Tannery Conveyance – Mike stated a punch list was previously put together for Hovnanian. We will schedule another inspection based on a recent contact from the contractor.

Oaks – Sanitary Man Hole- Mike stated nothing has occurred since the last meeting. The holes were sealed up and there are a couple of additional cracks which need to be taken care of, which will be done at a later date.

Performance/Maintenance Bond – Shotland Bauer expenses – Gail stated some expenses have been incurred for this area which was recently conveyed. We wanted to discuss how the expenses should be handled and the expenses should be sent to Crystal Springs directly or pulled from the Bond. Mike explained that there was a blockage at the main. A sewer service pumping service was called in and Ron's hours are to be covered. Mike will discuss the occurrence Ron and it will be discussed at the next meeting.

High Ridge Properties:

Payment Status – Gail stated The Beaver Run portion is 3 full quarters delinquent with interest calculated through April 30, 2011 for a total of \$17,199.10.

The High Ridge Portion is eleven full and one partial quarter delinquent with interest calculated through April 30, 2011 for a total of \$264,705.95.

Payment has not been received from Beaver Run Properties as required on April 18th.

Beaver Run Properties / Termination of Allocation – Mark recommended convening to executive session for both the allocation termination and civil action.

A MOTION was made by Kula seconded by Verrilli to adjourn to executive session.

Minutes from the executive session will be released at a later time.

A MOTION was made by Verrilli seconded by Marples for notice to be sent by both the secretary and counsel for the HTMUA notifying Beaver Run Shopping Center LLC of breach of Section II, paragraph 6 of the 1992 Developer's Agreement for failing to maintain a \$5,000 escrow account with the HTMUA. Replenishment will be required within 30 days of notice. Developer is also in breach of Section II, paragraphs 4 and 7 of the 1992 Developer's Agreement regarding timely quarterly payments. Developer is delinquent in the amount of \$17,199.10 through April 30, 2011. As per Section III, paragraph 4 of the agreement, failure to make payment within 60 days shall result in the rescission of sewage allocation by the HTMUA from the Developer. In favor: Kievit, Verrilli, Kula, and Marples.

YMCA:

Nothing at this time

Ridgefield Commons Emergency Interconnection:

Mark Hontz recused himself from discussion.

Marianne stated a meeting was held with Aqua regarding contact personnel with regards to emergency situations. Aqua also indicated at that time the need to revise the agreement to update language as it is presently written. Sussex Bank has successfully purchased the property from Sheriff's sale as a holding company, which holds no obligation on their part only to transfer the property. Pegasus will no longer be managing the project.

Gail indicated escrow funds have been replenished, after disbursements of outstanding vouchers the balance remains at \$3,721.

North Church Technical Center

Mike stated a visit was made to inspect the system valves and fire hydrants. No major issues were found with the exception of one hydrant. The generator contractor performed a complete inspection and found no issues and commented that they have been well maintained. They will issue a full report to us shortly. The water supply well was run for a short time and it seems to be that the pump is working correctly. The flow rate will be checked next. A price was received for leak detection inspection to ensure that the pressure is maintained in the pump. It is likely that we have all that is necessary to meet with the property owners and owners of the system prior to the next meeting.

New Business

Nothing at this time

PAYMENT OF BILLS:

A MOTION was made by Verrilli and seconded by Kula to pay the bills as per the bill list. In favor: Kievit, Verrilli, Kula, and Marples.

CORRESPONDENCE:

A MOTION was made by Kula and seconded by Verrilli to accept the correspondence as presented. In favor: Kievit, Verrilli, Kula, and Marples.

OFFICER'S REPORTS:

Nothing at this time.

AT&T LEASE – WATER TOWER:

Mark stated correspondence and telephone calls from Black Dot representatives of AT&T with a proposal to voluntarily reduce the amounts and time periods on our cell tower lease agreement. Mark requested their proposal in writing and it would be presented.

A MOTION was made by Kula seconded to Verrilli to not accept the proposal as presented by Black Dot, representative of AT&T, to change the cell tower lease agreement. In favor: Kievit, Verrilli, Kula, and Marples.

PROFESSIONAL'S REPORTS:

Administrator – Nothing further

Operator – Nothing further

Billing Clerk – Gail stated all the available Agenda's and Minutes of the HTMUA for 2010 and 2011 are now posted on the Hardyston website.

A list of tentative shut off list of customers was presented and discussed.

A MOTION was made by Kula seconded by Verrilli for shut off letters to be mailed on or about May 13, 2011, by the HTMUA counsel, to customers whose accounts are delinquent as presented. In favor: Kievit, Verrilli, Kula, and Marples.

CFO – Not present

Accountant – Not present

Attorney – Mark presented amendments to the executive session minutes as presented. A MOTION was made by Verrilli seconded by Kula to accept the executive session minutes as presented with corrections as noted. Minutes will be released when litigation has been completed. In favor: Kievit, Verrilli, Kula, and Marples.

Engineer – Nothing further

OPEN PUBLIC PORTION:

The meeting was opened to the public.

No comments were heard from the public. The meeting was closed to the public.

There being no further business, A MOTION to adjourn was made by Verrilli, meeting adjourned.

Respectfully submitted,

Gail Hensal
Recording Secretary