

**MINUTES  
HARDYSTON TOWNSHIP  
MUNICIPAL UTILITIES AUTHORITY  
MARCH 4, 2019**

The meeting of the Hardyston Township Municipal Utilities Authority was held on Monday, March 4, 2019 at 7:00 p.m., at the Municipal Building located at 149 Wheatsworth Road. Members present were Mr. Cicerale, Mr. Kula, Mr. Kaminski and Ms. Van Allen. Also present were Carrine Kaufer, Mike Vreeland and Ryan Scerbo.

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

**MINUTES:** A MOTION was made by Van Allen, seconded by Kula to approve the minutes of the February 4, 2019 meeting. In favor, Cicerale, Kula, Kaminski and Van Allen.

**OLD BUSINESS:**

**Indian Field -**

Phase II As-Built Plans – Nothing new to report

Phase III Conveyance – Nothing new to report.

Bonds – Nothing new to report.

**Crystal Springs -**

Shotmeyer Tract/ Bypass – Mike reported the application has been endorsed and sent back to Dykstra Walker. It stills need to be endorsed by SCUMA.

Water Tank – Mike reported the bid opening was held on February 14, 2019. There was a total of five bidders. The low bidder was Brave Industrial Paint with the bid amount of \$599,000.00. The three lowest bid packages were sent for attorney review. All requirements were met.

Irrigation – Mike reported he spoke with NJDEP. They have not reviewed the application. Decision is expected in 75 days.

Ridgefield Commons Emergency Interconnection – Ryan Scerbo stated that he recommends that the MUA accept a bill of sale along with a maintenance bond and payment for operations which will complete the transition and allow the developer to move forward with the development of the project. A resolution authorizing the execution of the bill of sale transferring the interconnection to the MUA is included on the agenda for consideration at tonight's meeting.

**Operational Considerations / Metering / Strategic Planning** – Nothing new to report

**NEW BUSINESS:**

**A. EMERGENCY GENERATOR PREVENTATIVE MAINTENANCE AND ON CALL SERVICES CONTRACT** carried to next meeting.

**B. A RESOLUTION TO AMEND THE FY 2019 WATER CAPITAL BUDGET**

A MOTION was made by Kaminski and seconded by Kula to adopt the Hardyston Township Municipal Utilities Authority Resolution to amend the FY 2019 Water Capital Budget. In favor, Cicerale, Kula, Kaminski and Van Allen.

**C. A RESOLUTION OF THE HARDYSTON TOWNSHIP MUNICIPAL UTILITIES AUTHORITY AUTHORIZING THE AWARD OF A CONTRACT TO BRAVE INDUSTRIAL PAINT, LLC IN CONNECTION WITH THE AUTHORITY'S SOLICITATION OF BIDS FOR THE PAINTING OF THE CRYSTAL SPRINGS WATER TANK**

A motion was made by Kaminski and seconded by Van Allen to adopt the Resolution of the Hardyston Township Municipal Utilities Authority authorizing the award of a contract to Brave Industrial Paint, LLC in connection with the authority's solicitation of bids for the painting of the Crystal Springs water tank. In favor, Cicerale, Kula, Kaminski and Van Allen.

**HARDYSTON TOWNSHIP MUNICIPAL UTILITIES AUTHORITY  
RESOLUTION TO AMEND THE FY 2019 WATER CAPITAL BUDGET**

**WHEREAS**, the Authority's FY 2019 water capital budget for the year ending August 31, 2019 was adopted on the 6<sup>th</sup> day August, 2018, and

**WHEREAS**, the N.J.A.C. 5:31-2.8 provides that all amendments to the FY 2019 water capital budget shall be approved and adopted by resolution of the Authority, passed by not less than a majority of the full membership,

**THEREFORE BE IT RESOLVED**, that the following amendments be made to the FY 2019 water capital budget for the costs of improvements to water tank and meters of the Hardyston Township Municipal Utilities Authority for its year ended August 31, 2019.

	<u>AYE</u>	<u>NAY</u>	<u>ABSTAINED</u>	<u>ABSENT</u>
<b>RECORD VOTE</b>				
Cicerale	X			
Kula	X			
Marples				X
Kaminski	X			
O'Grady				X
Van Allen	X			

<u>WATER CAPITAL</u>	<u>FROM</u>	<u>TO</u>
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Estimated Total Cost:

Improvements to Water Tank and Meters:

Debt Authorized	\$1,400,000	\$ -0-
Renewal and Replacement Reserve	-0-	1,400,000

Estimated Funding Sources:

Debt Authorized	\$ 1,400,000	-0-
Restricted Net Position – Water – Renewal and Replacement	-0-	1,400,000

**BE IT FURTHER RESOLVED**, that two certified copies of this complete amendment and resolution be filed forthwith the Director of the Division of Local Government Services for his certification of the Authority budget so amended.

**CERTIFICATION**

It is hereby certified that this is a true copy of a resolution amending the operating budget, adopted by the governing body on the 4<sup>th</sup> day of March 2019.

\_\_\_\_\_  
Secretary

Dated: \_\_\_\_\_, 2019

Approved: \_\_\_\_\_, 2019

\_\_\_\_\_  
Director of the Division of Local Government Services

**HARDYSTON TOWNSHIP MUNICIPAL UTILITIES AUTHORITY**

**A RESOLUTION OF THE  
HARDYSTON TOWNSHIP MUNICIPAL UTILITIES AUTHORITY  
AUTHORIZING THE AWARD OF A CONTRACT TO BRAVE INDUSTRIAL PAINT,  
LLC IN CONNECTION THE AUTHORITY’S SOLICITATION OF BIDS FOR THE  
PAINTING OF THE CRYSTAL SPRINGS WATER TANK**

**WHEREAS**, the Hardyston Township Municipal Utilities Authority (the “Authority”) owns and operates a water system and wastewater system servicing the residents of Hardyston Township (the “System”); and

**WHEREAS**, the Systems include a water spheroid tank servicing the Crystal Springs development (the “Tank”); and

**WHEREAS**, the Tank is in need of repainting, including a new logo (the “Work”); and

**WHEREAS**, the Authority, via a Resolution, dated January 7, 2019, authorized the solicitation of bids in connection with the Work; and

**WHEREAS**, on February 14, 2019, the Authority received five (5) bid submissions in response to its solicitation, a summary of said bid results is attached hereto as **Exhibit A**; and

**WHEREAS**, Brave Industrial Paint, LLC was determined to be the lowest responsible bidder; and

**NOW, THEREFORE, BE IT RESOLVED** by the Board of the Hardyston Township Municipal Utilities Authority as follows:

1. That Brave Industrial Paint, LLC, with a bid price of \$599,000, is selected as the lowest responsible bidder.
2. That the Administrator, with the advice and counsel of the Authority’s General Counsel and General Consulting Engineer, is hereby authorized and directed to develop and enter into a contract with Brave Industrial Paint, LLC, consistent with Brave Industrial Paint, LLC’s bid submission and the terms and conditions of the bid solicitation.
3. That the Administrator, working with the Authority’s General Consulting Engineer and the General Counsel, is authorized to take all necessary actions and execute all necessary documents and agreements to effectuate the intent of this Resolution.
4. Notice of this Resolution and the contract award shall be posted in the appropriate newspapers and the Authority’s website.
5. That this Resolution shall take effect immediately.

	YES	NO	ABSTAIN	ABSENT
Chairperson Cicerale	X			
Vice Chairperson Kula	X			
Secretary Marples				X
Treasurer Kaminski	X			
O’Grady (alt)				X
Van Allen (alt)	X			

**D. A RESOLUTION AUTHORIZING THE EXECUTION OF A BILL OF SALE WITH SMS HARDYSTON LLC IN CONNECTION WITH RIDGEFIELD COMMONS EMERGENCY INTERCONNECTION FACITLIY**

A motion was made by Kula and seconded by Kaminski to adopt the resolution authorizing the execution of a bill of sale with SMS Hardyston, LLC in connection with Ridgefield Commons emergency interconnection facility. In favor, Cicerale, Kula, Kaminski and Van Allen

**HARDYSTON TOWNSHIP MUNICIPAL UTILITIES AUTHORITY**

**A RESOLUTION OF THE  
HARDYSTON TOWNSHIP MUNICIPAL UTILITIES AUTHORITY  
AUTHORIZING THE EXECUTION OF A BILL OF SALE WITH SMS HARDYSTON  
LLC IN CONNECTION WITH RIDGEFIELD COMMONS EMERGENCY  
INTERCONNECTION FACILITY**

**WHEREAS**, the Hardyston Township Municipal Utilities Authority (the “Authority”) owns and operates a water system and wastewater system servicing the residents of Hardyston Township (the “System”); and

**WHEREAS**, Pottersville Properties Development, LLC and the Authority previously entered into an Agreement for Emergency Water Interconnection, dated April 13, 2006 (the “Interconnection Agreement”); and

**WHEREAS**, Pottersville Properties Development, LLC has been succeeded by SMS Hardyston LLC (“SMS”); and

**WHEREAS**, the Emergency Interconnection Facilities were completed in accordance with the requirements of the Interconnection Agreement; and

**WHEREAS**, SMS, through its predecessor, also entered into an Easement Agreement, dated April 13, 2006, with the Hardyston Township Fire Department for easement across Lot 50, Block 67 (the “Easement”); and

**WHEREAS**, SMS and Hardyston Township Fire Department have entered into an Amended and Restated Easement Agreement for an easement across Lot 50, Block 67 (the “Amended and Restated Easement”) to accurately reflect the location of the Emergency Interconnection Facility; and

**WHEREAS**, SMS desires to sell and the Authority desires to purchase all of SMS’s rights, title and interest in the Emergency Interconnection Facilities in order to properly operate and maintain the Emergency Interconnection Facilities; and

**NOW, THEREFORE, BE IT RESOLVED** by the Board of the Hardyston Township Municipal Utilities Authority as follows:

1. That the Authority Administrator is hereby authorized and directed, with the advice and input of the Authority’s General Consulting Engineer and the Authority’s General Counsel, to execute a Bill of Sale for the Emergency Interconnection Facility in a form substantially similar to the form attached hereto and made a part hereof as **Exhibit A**.
2. That a final copy of the executed Bill of Sale shall be presented to the Board at the Board’s next regularly scheduled board meeting following execution of same.

3. Notice of this Resolution and the contract award shall be posted in the appropriate newspapers and the Authority's website.
4. That this Resolution shall take effect immediately.

	YES	NO	ABSTAIN	ABSENT
Chairperson Cicerale	X			
Vice Chairperson Kula	X			
Secretary Marples				X
Treasurer Kaminski	X			
O'Grady (alt)				X
Van Allen (alt)	X			

**PAYMENT OF BILLS:**

A MOTION was made by Kula and seconded by Kaminski to pay the bills, as per the bill lists of March 4, 2019. In favor: Cicerale, Kula, Kaminski and Van Allen.

**CORRESPONDENCE:**

A MOTION was made by Kula and seconded by Kaminski to accept the correspondence list of March 5, 2019. In favor: Cicerale, Kula, Kaminski and Van Allen.

**OFFICERS' REPORTS**

Nothing to report

**PROFESSIONALS' REPORTS**

Administrator – nothing further

Operator – not present

Billing Clerk – not present

CFO – not present

Accountant – nothing further

Attorney – nothing further

Engineer – Mike Vreeland stated that he has been in contact with Crystal Springs regarding transition of portions of the system from Crystal Springs to the MUA.

**OPEN PUBLIC PORTION:**

The meeting was opened to the public.

As there were no members of the public present, the meeting was closed to the public.

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

Respectfully submitted,

**Patty Egan**  
Recording Secretary