

OCTOBER 23, 2013

The Regular Meeting of the Hanover Sewerage Authority, County of Morris and State of New Jersey, was held on Wednesday, OCTOBER 23, 2013 at 8:30 in the evening, prevailing time, at the Municipal Building, 1000 Route 10, Whippany, New Jersey.

PRESENT: Chairman Schleifer; Members Dittrick, O'Brien and O'Hare; John Ferramosca, Liaison, Silvio Esposito, Treasurer; Michael C. Wynne, P.E., Executive Director; Christopher Falcon, Esq.

ABSENT: Member Galacki

STATEMENT OF PRESIDING OFFICER

Adequate notice of this meeting has been provided in accordance with the Open Public Meeting Act by posting written notice and agenda of the meeting on the Bulletin Board in the Municipal Building, 1000 Route 10, in the Township of Hanover, and by informing the following newspapers:

HANOVER EAGLE/REGIONAL WEEKLY NEWS
MORRIS COUNTY DAILY RECORD

And by filing same with the Township Clerk.

(Signed) Joseph Schleifer,
Chairman

The Executive Director asked for a motion to accept Minutes. Chairman Schleifer made the motion, Member O'Brien seconded, there was unanimous approval.

Absent: Member Galacki

APPROVAL of MINUTES

Organization Meeting: February 6, 2013. Regular Meetings: February 27, April 3, April 24, May 22, June 26, July 24, August 14, and September 23, 2013. Bid Meetings: May 10 (Contract 2013-1), and May 20, 2013 (Contract 2013-2)

COMMUNICATIONS

1. HATCH MOTT MACDONALD

- a. 10/22/2013 Letter re: Contract 24 Payment No. 18

2. OFFICE OF EMERGENCY MANAGEMENT

- a. 10/10/2013 Email re: Hazard Mitigation Grant Program
- 3. **STATE OF NEW JERSEY**
 - a. 10/9/13 Letter re: Hazard Mitigation Grant Program
- 4. **PROOF OF PUBLICATION**
 - a. 10/03/13 Daily Record: Resolution No. 58-13

Member O'Hare offered the following resolution and moved its adoption.

RESOLUTIONS

RESOLUTION NO. 58-13

BE IT RESOLVED by the Hanover Sewerage Authority in the Township of Hanover, County of Morris and State of New Jersey as follows:

- 1. The Chairman is authorized and directed to sign new or revised Service Agreements in the form approved by the Authority with the following as shown on the Tax Map of the Township of Hanover.

<u>OWNER</u>	<u>BLOCK/LOT</u>
White Birch Associates, LLC	4001 / 2, 3, 4
Lasorsa Brothers, LLC	8503 / 7

- 2. **This Resolution shall take effect as provided by law.**

DATED: October 23, 2013

HANOVER SEWERAGE AUTHORITY
 COUNTY OF MORRIS
 STATE OF NEW JERSEY

ATTEST:

Member O'Brien seconded; there was unanimous roll call approval.

AYES: Chairman Schleifer Members Dittrick, Galacki, O'Hare and O'Brien

ABSENT: Member Galacki

Member O'Hare offered the following resolution and moved its adoption.

RESOLUTION NO. 59-13

BE IT RESOLVED by the Hanover Sewerage Authority in the Township of Hanover, County of Morris and State of New Jersey as follows:

1. The Chairman is authorized and directed to sign new or revised Service Agreement, Easement Agreement and Encroachment Agreement in the form approved by the Authority with the following as shown on the Tax Map of the Township of Hanover.

OWNER

BLOCK/LOT

7 Ridgedale Ave Condominium Assoc., Inc. 1103 / 3

2. **This Resolution shall take effect as provided by law.**

DATED: October 23, 2013

HANOVER SEWERAGE AUTHORITY
COUNTY OF MORRIS
STATE OF NEW JERSEY

ATTEST:

Member O'Brien seconded; there was unanimous roll call approval.

AYES: Chairman Schleifer, Members Dittrick, Galacki, O'Hare and O'Brien

ABSENT: Member Galacki

Member O'Hare offered the following resolution and moved its adoption.

RESOLUTION NO. 60-13

WHEREAS, the Hanover Sewerage Authority (hereinafter "the Authority") is authorized by the Sewerage Authorities Law (N.J.S.A. 40A:14-7 (11) to make and enforce rules and regulations for the management and regulation of its business and affairs and or the use, maintenance and operation of the sewerage system and any other of its properties, and to amend the same; and

WHEREAS, the Authority adopted the "Regulations and Specifications and Rate Schedule of the Hanover Sewerage Authority" (hereinafter "the Regulations") on November 30, 1960 and amended the same from time to time including a comprehensive revision dated January 1, 2004; and

WHEREAS, the Authority has reviewed the current Rate Schedule and desires to implement changes in the following areas for the 2014 fiscal year:

- 1) Adjust the user charges.
- 2) Adjust the connection fee
- 3) Adjust the IPP Point Charge

NOW, THEREFORE, BE IT RESOLVED by the Hanover Sewerage Authority as follows effective December 1, 2013:

- 1) Appendix I, Charge Systems and Fees, is proposed to be amended as follows:
 - a) Paragraph 9, Fee Schedule
 - c) Connection Charges

i Basic Connection Charge	\$5,900.00
ii Average Sewerage Flow	190 gpd
 - e) User Charges –

Facilities Charge per ccf	2.16
Volume Charge per ccf	4.24
 - j) Industrial Sewer Discharge Permit Point Charge \$276.02
- 5) The balance of Appendix I shall remain unchanged.
- 6) A copy of this Resolution shall be published in accordance with N.J.S.A. 40:14A-8 and a hearing held thereon on November 26, 2013 at 8:30 p.m. at the Treatment Plant, 40 Troy Road, Whippany, New Jersey.
- 7) If any provision of this Resolution or the application thereof to any person or circumstance is held invalid by a court of competent jurisdiction, such validity shall not affect other provisions of the Resolution and to this end the provisions of this Resolution are declared to be severable.
- 8) This Resolution shall take effect as provided by law.

DATED: October 23, 2013

HANOVER SEWERAGE AUTHORITY
COUNTY OF MORRIS
STATE OF NEW JERSEY

ATTEST:

Member O'Brien seconded; there was unanimous roll call approval.

AYES: Chairman Schleifer, Members Dittrick, Galacki, O'Hare and O'Brien

ABSENT: Member Galacki

Member O'Hare offered the following resolution and moved its adoption.

**RESOLUTION NO. 61-13
TO DECLINE BOND IN SUBSTITUTION
FOR FUNDS SUBJECT TO LIEN ON CONTRACT 24**

WHEREAS, the Hanover Sewerage Authority ("the Authority") and RML Construction, Inc. ("RML") have entered into a contract for the rehabilitation of a pond liner and other miscellaneous improvements at the Authority's treatment plant, known as Contract 24; and

WHEREAS, a Municipal Mechanics Lien has been filed by REMCON, a subcontractor of RML, in the amount of \$30,000.00, pursuant to N.J.S.A. 2A:44-134; and

WHEREAS, RML has offered to post a bond in the amount of \$30,000.00, dated August 26, 2013, in return for release of the liened funds; and

WHEREAS, the Authority has considered the matter and determined in its discretion, according to law, that it shall retain, or if necessary pay into Court, the sums held by it pursuant to the aforesaid Municipal Mechanics Lien rather than accept a bond in place thereof so as to avoid reliance on a bond with the incidental risks associated therewith including but not limited to the possible assertion of defenses by the surety and potential litigation or other costs to recover on a bond;

NOW, THEREFORE, BE IT RESOLVED by the Hanover Sewerage Authority
in the County of Morris and State of New Jersey on the 23rd day of October, 2013, as
follows:

1. The Executive Director is authorized and directed to notify RML
Construction, Inc., of its determination to retain the liened funds and
return the bond offered by it as security for a release of the said funds.
2. This Resolution shall take effect as provided by law.

DATED: HANOVER SEWERAGE AUTHORITY
COUNTY OF MORRIS
STATE OF NEW JERSEY
ATTEST:

Member O'Brien seconded; there was unanimous roll call approval.

AYES: Chairman Schleifer, Members Dittrick, Galacki, O'Hare and O'Brien

ABSENT: Member Galacki

Member O'Hare offered the following resolution and moved its adoption.

RESOLUTION NO. 62-13

**BE IT RESOLVED by the Hanover Sewerage Authority in the Township of
Hanover, County of Morris and State of New Jersey as follows:**

1. The Chairman is authorized and directed to sign new or revised Service
Agreements in the form approved by the Authority with the following as shown on
the Tax Map of the Township of Hanover.

OWNER

BLOCK/LOT

DCT Hanover

601 / 1.01'

2. This Resolution shall take effect as provided by law.

DATED: October 23, 2013

HANOVER SEWERAGE AUTHORITY
COUNTY OF MORRIS
STATE OF NEW JERSEY

ATTEST:

Member O'Brien seconded; there was unanimous roll call approval.

AYES: Chairman Schleifer, Members Dittrick, Galacki, O'Hare and O'Brien

ABSENT: Member Galacki

RESOLUTION NO. 63-13

RESOLUTION TO AMEND BUDGET PURSUANT TO N.J.A.C. 5:31-2.8

WHEREAS, N.J.A.C. 5:31-2.8 provides that the Director of Local Government Services may approve amendments in the budget of any Authority; and

WHEREAS, it is desired to amend said budget; and

WHEREAS, N.J.A.C. 5:31-2.8 provides that all amendments shall be approved and adopted by Resolution of the Authority, passed by not less than a majority of the full membership.

NOW, THEREFORE, BE IT RESOLVED that the following amendments be made to the adopted budget of the Hanover Sewerage Authority for its fiscal year ending November 30, 2013.

BUDGETED APPROPRIATIONS

	CROSS REF.	2013 APPROVED BUDGET	2013 AMENDED BUDGET
ADMINISTRATION			
SALARY AND WAGES		\$ 202,000	\$ 207,000
FRINGE BENEFITS		\$ 101,500	\$ 101,500
OTHER EXPENSES	*	\$ 501,515	\$ 538,515

TOTAL ADMINISTRATION	*	E-1	<u>\$ 805,015</u>	<u>\$ 847,015</u>
COST OF PROVIDING SERVICES	*		* \$1,716,800	* \$1,674,800
OTHER EXPENSES				
TOTAL COST OF PROVIDING SERVICES	*	E-2	<u>* \$ 4,062,200</u>	<u>* \$ 4,020,200</u>
COST OF PROVIDING SERVICES				
NET TOTAL APPROPRIATIONS	*	B-6	<u>* \$6,017,215</u>	<u>\$ 6,017,215</u>

BE IT FURTHER RESOLVED that two (2) certified copies of this complete amendment and Resolution be filed forthwith with the Director of the Division of Local Government Services for his certification of the Authority budget as amended.

DATED: October 23, 2013

HANOVER SEWERAGE AUTHORITY
COUNTY OF MORRIS
STATE OF NEW JERSEY

ATTEST:

Member O'Brien seconded; there was unanimous roll call approval.

AYES: Chairman Schleifer, Members Dittrick, O'Hare, O'Brien

ABSENT: Member Galacki

Chairman Schleifer moved the following reports be accepted and filed as received; Member O'Hare seconded; there was unanimous approval. Absent: Member Galacki

REPORTS

- Plant Operations Report – dated September 18 – October 16, 2013
- Hatch Mott MacDonald Report – dated October 18, 2013
- Collection System Status Report – dated September 18 – October 16, 2013
- Treasurers Report – dated September 30, 2013
- Superintendents Report # 723, dated September, 2013

IPP Report - dated – September 13 – October 18, 2013

Member O'Hare moved the payment of bills be confirmed and authorized as listed; Chairman Schleifer seconded; there was unanimous approval.

Absent: Member Galacki

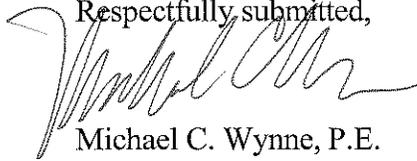
OCTOBER

<u>REVENUE FUND 112</u>	\$ 0.00
<u>REVENUE FUND 113</u>	\$ 88,762.46
<u>REVENUE FUND 201</u>	\$ 0.00
<u>PLANT EXPANSION FUND 301</u>	\$326,055.35
<u>PLAN REVIEW FUND 401</u>	\$ 0.00
<u>PAYROLL</u>	\$ 0.00

OTHER BUSINESS

OPEN TO PUBLIC

ADJOURNMENT The Chairman accepted a motion to adjourn the meeting at 8:56 pm.

Respectfully submitted,

Michael C. Wynne, P.E.
Executive Director