



HMUA MINUTES

REGULAR
MEETING OF

APRIL 8, 2014

ADMINISTRATION BUILDING
424 Hurley Drive
Hackettstown, NJ



REGULAR MEETING APRIL 8, 2014

JACOB GARABED ADMINISTRATION BUILDING

The meeting was called to order by Chairperson Kelly at 8:00 P.M.

Also attending: Counselor Zaiter, Executive Director Smith, and Recording Secretary Palma.

Roll call indicated the following members in attendance: Kelly, Jerry DiMaio Brown and Harper.

Chairperson Kelly announced that adequate notice of this meeting has been given to the area press and the Town of Hackettstown, and shall be convened and conducted in accord with the requirements of the Open Public Meetings Act.

Chairperson Kelly led a salute of the United States Flag.

Chairperson Kelly indicated that approval of the March 11th Regular Meeting to be the next agenda item. A motion to approve the minutes was made by Harper, being seconded by Jerry DiMaio with Kelly, Jerry DiMaio and Harper voting yea and Brown abstaining.

Chairperson Kelly indicated that approval of the March 11th Executive Session be the next agenda item. A motion to approve the minutes was made by Jerry DiMaio, being seconded by Harper with Kelly, Jerry DiMaio and Harper voting yea and Brown abstaining.

John DiMaio entered the meeting.

Chairperson Kelly opened the meeting to public participation and noted that there were no members of the public present.

Chairperson Kelly stated the next agenda item was discussion and possible action regarding any project change orders.

Executive Director Smith stated there were no Change Orders other than items later in the agenda.

Chairperson Kelly stated the next agenda item was discussion and possible action to authorize an emergency purchase for work associated with the sinkhole remediation.

After a brief discussion, the following Resolution #14-2997 was proposed by Jerry DiMaio who moved its adoption.

WHEREAS, an emergency situation meeting the criteria set forth in NJSA 40A:11-6 related to remediation of numerous sinkholes on College View Drive and Ferris Place; and,

WHEREAS, emergency purchases were made by the following for sinkhole remediation:



Bob Viersma & Sons, Inc.	\$3,018.50
County Concrete	\$6,265.00
Earthcore	\$11,800.00

NOW, THEREFORE, BE IT RESOLVED, that the Hackettstown Municipal Utilities Authority hereby authorizes the payments of \$3,018.50 to Bob Viersma & Sons, Inc., \$6,265.00 to County Concrete and \$11,800.00 to Earthcore for the emergency described herein in accordance with NJSA 40A:11-6.

This Resolution was seconded by Brown and upon roll call vote carried: Ayes: Kelly, Jerry DiMaio, John DiMaio, Brown and Harper voting yea.

Chairperson Kelly stated that Resolutions pertaining to financial transactions to be the next order of business.

The following Resolution #14-2998 was proposed by Jerry DiMaio who moved its adoption:

Resolution #14-2998A

BE IT RESOLVED, that the following Operations Expense Requisitions be formally approved:

Dated: March 07, 2014	OEA-1023	SL-07	\$111,091.38
Dated: March 21, 2014	OEA-1024	SL-08	<u>210,498.84</u>
		Total	\$321,590.22

Resolution #14-2998B

BE IT RESOLVED, that the following Construction Aid Fund Requisition #CAF-377 be formally approved:

REQUISITION #CAF-377

DeMaio Electrical Co.	Contract 41W (#2)	\$ 47,772.54
Hatch Mott MacDonald	Engineering Services	6,100.00
Princeton Hydro	Engineering Services	<u>758.25</u>
	Total	\$ 54,630.79

Resolution #14-2998C

BE IT RESOLVED, that the following Renewal and Replacement Fund Requisition #RR-196 be formally approved:



REQUISITION #RR-196

Bevan, Mosca, Giuditta & Zarillo	Harvestone Farms, Inc.	\$ 7,500.00
Bob Viersma & Sons, Inc.	Sinkhole Repairs	3,018.50
County Concrete	Flowable Fill	6,265.00
Earthcore Services	Sinkhole Repairs	11,800.00
Fiedler Real Estate	Reservoir Prop. Auction	12,925.00
Hatch Mott MacDonald	Engineering Services	16,000.00
Kustom Control Solutions	Raw Pump VFD Repairs	5,329.70
Reivax Contracting Corp.	Contract No. 43W (#2)	208,439.26
Tilcon New York, Inc.	Backfill for Sinkholes	3,602.00
Warren Cty. Soil Cons. Dist.	Escrow Replenishment	<u>400.00</u>
	Total	\$ 275,279.46

Resolution #14-2997D

BE IT RESOLVED, that the following Escrow Sub-account Requisition #ESR-241 be formally approved:

REQUISITION #ESR-241

D6 Developments, LLC	D6 Development (Refund)	\$ 2,125.22
Fisher Electrical Contractors	HOGS	<u>140.00</u>
	Total	\$ 2,265.22

The Resolution was seconded by Jerry DiMaio and upon roll call vote carried: Ayes: Kelly, Jerry DiMaio, John DiMaio and Harper voting yea.

Chairperson Kelly stated the next agenda item was discussion and possible action to authorize a change order to increase the amount of water main to be replaced under Contract #43W.

Executive Director Smith stated that since there have been a number of issues in the College View development with the water main, he feels it is essential at this time that all of the old main be replaced. He confirmed that this would be done under the Water Main Project #43W.

After a lengthy discussion, the following Resolution #14-2998 was proposed by Brown who moved its adoption.

WHEREAS, due to the sinkholes issues within the College View area it has been determined to be beneficial to replace additional water mains under Contract 43W within portions of College View Drive, Kenneth Lane and Seymour Road; therefore,

BE IT RESOLVED, the Hackettstown Municipal Utilities Authority authorizes an emergency Change Order to Contract #43W to replace an additional 3,750 feet of water main at an estimated additional cost of \$398,000.

This Resolution was seconded by Harper and upon roll call vote carried: Ayes: Kelly, Jerry DiMaio, Brown, John DiMaio and Harper voting yea.



Chairperson Kelly stated the next agenda item was discussion and possible action to certify the review of the Annual Audit Report for the fiscal year ended November 30, 2013.

It was suggested that this item be deferred until the next meeting in order to give the Board Members sufficient time to review the report. All were in agreement.

Chairperson Kelly requested Executive Director Smith to proceed with his report.

Smith stated he met with the Insurance Inspector and Vatsal Shah this morning to review the property damages at 183 and 185 College View Drive. He confirmed that the Insurance Company is working with the homeowners.

Smith also stated that he and Debbie met with Bob Viersma and Bob Burd to obtain quotes for the sidewalk, driveway and lawn restoration work at 183 and 185 College view Drive.

Smith continued by stating the Water Main Project is moving along well. He confirmed that Hatch Mott MacDonald has changed the inspector on the project and that the signage is also better.

Smith also stated that Harvestone Farms has completed the installation of a 100 GPM well and a check has been forwarded.

Smith continued by stating that yesterday the Authority had two main breaks in Diamond Hill within minutes of each other. We then received a call from MBE Mark III Electric Inc., who was working at Well #8 indicating they had a situation and needed someone to come over. Bud Volkert arrived to find that they had modified a surge relief valve and disconnected a 4" pipe so they could obtain water to power wash the building. At this point, it was determined that this gentleman was turning on and off the valves to fill this tank. This action generated significant water hammer in the water distribution system and caused the main breaks. The main breaks caused approximately 160 feet of roadway to be severely damaged. Smith stated that the Authority filed a police report and MBE Mark III Electric's Insurance Company has been notified. Smith stated that they should be responsible for the repairs to the roadway.

Smith also stated that he has received a request from the owner of 511 W. Plane Street for a refund of sewer charges. Smith explained that the owner converted this home to a one-family home back in 2002, but the Authority was never notified. The Board was in agreement that if the proper documentation could be obtained from the Town they would agree to refund the homeowner. Vice Chairperson Jerry DiMaio also stated he would check with the Town.

Smith also stated that the Authority received a bill for a sewer cleanup for 206 W. Prospect Street in the amount of \$1,314.37. He stated that the blockage was between Vail and W. Prospect Street. The Board agreed if it was the Authority's problem they should pay the claim.



Smith continued by stating that Washington Township held a meeting on April 2nd to discuss the USR Optonix site. He stated that he also had a conversation with Mike Selvaggi regarding water and sewer allocation for this site.

Smith stated that he has emailed Princeton Hydro regarding the survey work that was done last week

Board Member Brown questioned a report he heard on the radio regarding the HMUA dumping in the wetlands in Independence Township. Executive Director Smith stated it was not the HMUA. He confirmed that Reivax Contracting was taking excavated material from the water main project to a property in Independence Township. This is the contractor's responsibility, not the HMUA's.

At this point, it was suggested that the Board convene into Executive Session.

Chairperson Kelly stated he would entertain a motion to convene into Executive Session.

Resolution #14-2999 was proposed by Brown who moved its adoption.

BE IT RESOLVED, on this 8th day of April, by the Hackettstown Municipal Utilities Authority and pursuant to N.J.S.A. 10:4-1 et. Seq., the Authority shall discuss Personnel matters and Potential Litigation in Executive Session.

It is not possible, at this time, for the Authority to determine when and under what circumstances the above referenced items, which are to be discussed in Executive Session, can be publicly disclosed.

A motion to convene into Executive Session was made by Brown and seconded by Harper. Ayes: Kelly, Jerry DiMaio, Brown, John DiMaio and Harper.

THEREFORE, BE IT RESOLVED, on this 8th day of April 2014, by the Hackettstown Municipal Utilities Authority that the matters, as noted above, will be discussed in Executive Session, said session commencing at 9:20 PM.

Jerry DiMaio moved to end Executive Session and re-enter Regular Session, said motion being seconded by John DiMaio and all indicating approval at 10:40 PM. No formal action was taken during Executive Session.

Upon returning from Executive Session, Chairperson Kelly stated he would entertain a motion to create the position of Water Utility Superintendent.

John DiMaio moved to create the position of Water Utility Superintendent. The motion was seconded by Jerry DiMaio with all Board Members voting in favor of the motion.

Board Member John DiMaio moved to promote Charles Volkert to the position of Water Utility Superintendent at an annual salary of \$79,000. The motion was seconded by Jerry DiMaio. All Board Members voted in favor of the motion.

Chairperson Kelly requested Counselor Zaiter to proceed with his report.

Counsel Zaiter stated he had nothing else further to add.



Chairperson Kelly requested whether anyone had business of a general nature to discuss.

There being no additional comments or discussion, Chairperson Kelly declared a motion to adjourn would be in order and was so moved by John DiMaio, seconded by Brown and followed by a unanimous voice vote.

Time – 10:50 P.M.

Bruce D. Smith
Executive Director & Secretary