



**Lambertville Municipal Utilities Authority
Regular Meeting
Monday, November 3, 2014, 6:00 PM
Lambertville Wastewater Treatment Facility,
Lambert Lane Extended
Meeting Minutes**

The meeting was called to order at 6:07 p.m. by the Chairman, Eric Richard with a statement of compliance with the Open Public Meetings Act, providing the required annual legal notice published on Thursday, February 13, 2014 to The Hunterdon County Democrat, also noticed The Trenton Times, and The Beacon News. A copy of the agenda and minutes were posted on the bulletin board and web site of the LMUA and the City of Lambertville.

Roll Call.

Mrs. Ege called the roll as follows:

LMUA Board:

Present: Eric Richard-Chairman, Janine MacGregor-Vice Chairwoman, Robert Hayes-Treasurer, Vincent Uhl-Member, and Joseph Polizzi-Alternate 2

Absent: Frank Kramer-Secretary, Paul Rotondi-Alternate 1

Also Present: Thomas F. Horn, P.E.-Executive Director, Kathy Leary-Chief Financial Officer and C. Gregory Watts-Attorney of Watts, Tice and Skowronek

Pledge of Allegiance.

Mr. Richard led the public in the Pledge of Allegiance.

Minutes.

The regular minutes and the closed session of the October 1, 2014 meeting were approved in a motion made by Mrs. MacGregor and seconded by Mr. Uhl. Followed by a unanimous roll call vote by all members present except for Mr. Hayes who abstained as he was absent at the meeting. MOTION CARRIED.

Public Comment.

There were no members of the public in attendance.

Correspondence.

1. 328 S. Main St. New Hope, PA: Mr. Horn in his letter dated October 9, 2014 confirmed that the Authority had sufficient sewer capacity.
2. Bucks County & Stockton Borough requests for capital projects were sent out for payment October 16, 2014.
3. 80 Wilson St. Subdivision: Mr. Horn had sent a letter to Mr. Shurts the City's Planning Board Attorney confirming three laterals were installed as of October 9, 2014. This further explained that a total of \$15,984.00 would be due in connection fees to the Authority should Planning Board issue approval for

three units. Mr. Shurts shall place the total amount due to the Authority from Talbot Homes, LLC as a condition in the final resolution.

4. WMP Amendment: In a letter dated October 31, 2014 Mr. Horn requesting reimbursement from Hunterdon Medical Center for the Authority's costs for expanding the sewer service area.

Chairman's Report.

Mr. Horn took a moment to review the odor action plan. The Board reviewed the spread sheets he had prepared entitled *Odor Call Summary and Sludge Levels* with the Board for the month of October. Mr. Richard noted that the odor summary sheet showed the Authority did not receive any odor complaints. The sludge level sheet was then reviewed showing the levels are being maintained below the maximum allowable amount.

Employee turkeys: Mrs. MacGregor made a motion to approve the purchase of Thanksgiving turkeys for the LMUA employees. Mr. Hayes seconded the motion. A unanimous roll call vote was taken by all members present. MOTION CARRIED

Engineers Report – CDM Smith, Inc.

There was no activity for the month of October therefore CDM-Smith did not submit a report.

Mr. Matteson continues to work on updating the Operations and Maintenance manual.

Executive Directors Report – Thomas Horn.

November 2014 Operations and Maintenance:

Treatment Facility: Mr. Horn reported that there were no treatment issues this month. The garage doors had been installed and the remainder of the NJ EIT money is now dispersed.

Collection System: There have been no issues with the collection system.

Swan St. Pumping Station: No new development.

Personnel Issues: There are none to report.

Regulatory Issues: Mr. Horn continues to test and monitor the biofilter and carbon unit.

Administrative Issues:

Hurricane Sandy: No new developments.

Hazard Mitigation Grant Program: There have been no new developments.

SHREC: Currently revising the PPA due to contractor changes.

Environmental Commission: There have been no new developments on this.

Audit of FY 2014: The Auditor has begun the annual audit this month and expects to complete his investigation by the end of the week.

SHREC: Mr. Horn advised the Board that a revised PPA agreement had been approved at the SHREC meeting held October 13, 2014 and a resolution will need to be passed accepting the changes. Mr. Horn expressed that this change bears no impact on the LMUA.

Resolution 041-2014 *“Authorizing the Amendment to the Power Purchase Agreement for the South Hunterdon Renewable Energy Cooperative”*

WHEREAS, Swan Creek is assigning the Power Purchase Agreement (PPA) to Marina Energy, LLC (Marina); and

WHEREAS, the effective date of the agreement will change to the date the Amendment is executed; and

WHEREAS, the following members of the SHREC met on Monday, October 13th : David M. DelVecchio – City of Lambertville, Derek Roseman – South Hunterdon Regional School District, George Fisher – Township of West Amwell, and unanimously supported the amendment, with the representative of the LMUA (Thomas Horn) was absent; and

WHEREAS, the members of SHREC have reviewed the amendment agreement, as well as the comments thereto provided by David L. Blank, Esq.; and

WHEREAS, a copy of the amendment agreement as discussed, is attached to this resolution.

NOW THEREFORE BE IT RESOLVED by the Commissioners of the Lambertville Municipal Utilities Authority, State of New Jersey that the Amendment to the Power Purchase Agreement is hereby approved in substantially the form attached hereto.

BE IT FURTHER RESOLVED that a certified copy of this resolution shall be forwarded to the Clerk, City of Lambertville.

ADOPTED: November 3, 2014

Governing Body Member	Recorded Vote			Abstain	Absent
	Aye	Nay			
Eric Richard	X				
Janine MacGregor	X				
Frank Kramer					X
Robert Hayes	X				
Vincent Uhl	X				
Joseph Polizzi	X				

Mr. Richard made a motion to pass Resolution 041-2014 accepting the changes made to the SHREC PPA agreement. Mr. Hayes seconded the motion. A unanimous roll call vote taken in favor of the motion by all members present. MOTION CARRIED

WMP Amendment: Hunterdon County Planning Department is preparing to amend its Water Quality Management Plan to include Frenchtown Borough Wastewater Management Plan Chapter. Mr. Horn explained that this is just a formality that does not impact the LMUA.

Resolution 042-2014 Consenting to the Proposed Water Quality Management (WQM) Plan Amendment Entitled: *“Amendment to the Upper Delaware and Upper Raritan Water Quality Management Plans (WQMP)”*

WHEREAS, the Board of Chosen Freeholders of Hunterdon County desires to provide for the orderly development of wastewater facilities within Hunterdon County; and

WHEREAS, the New Jersey Department of Environmental Protection (NJDEP) requires that proposed wastewater treatment and conveyance facilities and wastewater treatment service areas, as well as related subjects, be in conformance with an approved WQM plan; and

WHEREAS, the NJDEP has established the WQM plan amendment procedure as the method of incorporating unplanned facilities into a WQM plan; and

WHEREAS, a proposed WQM plan amendment noticed in the New Jersey Register on October 20, 2014 for the above Amendment has been prepared by the Hunterdon County Planning Department.

NOW THEREFORE BE IT RESOLVED on this 3rd day of November, 2014, by the Commissioners of the Lambertville Municipal Utilities Authority, State of New Jersey that:

1. The Lambertville Municipal Utilities Authority hereby consents to the amendment entitled “Amendment to the Upper Delaware and Upper Raritan Water Quality Management Plans (WQMP)”, and publicly noticed on October 20, 2014, prepared by the Hunterdon County Planning Department, for the purpose of its incorporation into the applicable WQM plan (s).
2. This consent shall be submitted to the NJDEP in accordance with N.J.A.C. 7:15-3.4.

Governing Body Member	Recorded Vote			Absent
	Aye	Nay	Abstain	
Eric Richard	X			
Janine MacGregor	X			
Frank Kramer				X
Robert Hayes	X			
Vincent Uhl	X			
Joseph Polizzi	X			

Mr. Richard made a motion to pass Resolution 042-2014 approving the plan amendment to WQM Plan. Mrs. MacGregor seconded the motion. A unanimous roll call vote taken in favor of the motion by all members present. MOTION CARRIED

Electrical Savings Study: The Board reviewed the attached report submitted October 23, 2014 by Ed Iuliano from Adirondack Energy Conservation, LLC. The report included a spread sheet showing a similar facility's energy savings based on energy consumption. There is a projected savings between 12-20% when installing a special device directly to the plant's motor facilities. This device should help regulate electricity used in the plant making our equipment more efficient. Mr. Uhl requested that Mr. Horn acquire the technical information on how exactly the device works. Mr. Richard would like Mr. Horn to research the installation process and find out if this could be done in house. The Board discussed the current electrical usage shown for the past year and based on the study they felt this could prove to be beneficial for the Authority. Mr. Polizzi offered to procure a second opinion from a close associate by the next meeting. Finally Mr. Horn will research the Board's requests and organize the information for their review at the December 1st meeting.

Heritage Village at Lambertville:

At this time Mr. Richard requested that this item be discussed in closed session.

Closed Session.

Resolution 043-2014 "Authorizing a Closed Session at the November 3, 2014 Regularly Scheduled Meeting of the Lambertville MUA to Discuss Contractual Matters and Possible Litigation"

WHEREAS, the Board of the Lambertville Municipal Utilities Authority is subject to certain requirements of the Open Public Meetings Act, N.J.S.A. 10:4-6, et seq; and

WHEREAS, the Open Public Meetings Act, N.J.S.A. 10:4-12, provides that a closed session, not open to the public, may be held for certain specified purposes when authorized by N.J.S.A. 10:4-12(b).

NOW, THEREFORE, BE IT RESOLVED that the Board of the Lambertville Municipal Utilities Authority hereby moves to go into closed session on Monday, November 3, 2014 at The LMUA Sewerage Treatment Facility located at Lambert Lane Extended, Lambertville for the purpose of discussing contractual matters and possible litigation regarding Heritage Village at Lambertville.

BE IT FURTHER RESOLVED that the matters discussed in and minutes of the closed session shall be disclosed to the public when the reason for confidentiality no longer exists.

The Resolution was adopted by a call of ayes and nays as follows:

Governing Body Member	Recorded Vote			
	Aye	Nay	Abstain	Absent
Eric Richard	X			
Janine MacGregor	X			
Frank Kramer				X
Robert Hayes	X			
Vincent Uhl	X			

Joseph Polizzi X

Mrs. MacGregor moved the motion to go to closed session due to contractual matters and possible litigation regarding Heritage Village at Lambertville. Mr. Uhl seconded the motion. An affirmative roll call was taken in favor of the motion by all members present. MOTION CARRIED.

The LMUA Board convened in closed session at 6:31 p.m.

The LMUA Board re-convened in regular session at 7:08 p.m.

Having made no decisions during closed session the Board directed Mr. Horn to investigate additional billing options for facilities that would qualify under age restricted, income reduced units by the end of the week.

Chief Financial Officer's Report - Kathy Leary.

Mrs. McGregor made a motion to approve the bill list for October. Mr. Uhl seconded the motion. An affirmation roll call was taken in favor of the motion by all members present. MOTION CARRIED.

Attorney's Report – Greg Watts.

Agreement between Black River & Western Corp. and the State of New Jersey: Mr. Watts reported that he has just received the final settlement documents and once he has finished his review he will forward them over to Mr. Horn for his final approval.

Adjournment.

The meeting adjourned at 7:10 p.m. with a motion made Mr. Richard and seconded by Mrs. MacGregor. An affirmative voice vote was taken in favor of the motion by all members present. MOTION CARRIED.

Respectfully submitted,

Melissa S. Ege

Melissa S. Ege, Administrative Assistant

Approved at the regularly scheduled Lambertville MUA Board meeting held on December 1, 2014.