

Chairman Allmann called the meeting to order.

Flag Salute

Administrative Assistant read the following statement: "My name is Joan Haltigan, Administrative Assistant of the Jackson Township Municipal Utilities Authority. It is 5:30 p.m. and we will commence with the public portion of the regularly scheduled Public Meeting of October 16, 2014."

Chairman Allmann requested a roll call.

The October 16, 2014 Public Meeting of the Jackson Township Municipal Utilities Authority was called to order at 5:30 P.M. Present were Members Blake, Clayton, Glory, Rickabaugh, Chairman Allmann, Alternate Members Cladek and Sturmfels, along with the Assistant Executive Director, James Diaz, Administrative Assistant, Joan Haltigan, Executive Director, David Harpell and Principal Engineer, Earl Quijano. Also in attendance were Authority Engineer, Alan Dittenhofer and Authority Counsel, William Hiering.

As Administrative Assistant, I publicly announce that in compliance with the provisions of the "Open Public Meetings Act," adequate notice of the Public Meeting has been advertised in the manner prescribed by law, and that this statement would be entered in the minutes of this meeting.

1. Approval of the Minutes of the Open Session Public Meeting of September 25, 2014.

Mrs. Blake made a motion to approve the minutes of the Open Session Public Meeting of August 28, 2014. Mrs. Clayton seconded the motion and it was passed unanimously. Mrs. Glory abstained.

2. Questions/Comments from the Public

Present from the public was Mr. Cordts. With no questions or comments from the public, Chairman Allmann closed the public portion of the meeting noting he would reopen it if needed.

3. Review of Executive Director's Report
Engineering Committee Report
Public Relations Committee Report
Administrative Committee Report

Mr. Harpell discussed the following items from the Executive Director's report.

- Mr. Harpell has been in discussions this week with Hudson Energy Solar who is looking to sell their solar portfolio to a subsidiary of SunEdison. SunEdison is a \$2 billion dollar firm with extensive solar experience and the staff believes this firm will be an acceptable assignee for the Solar Power Purchase Agreement (PPA) at the Hyson Road WTP. Mr. Harpell also stated that the Authority does not have to approve of the assignment if the new company does not have adequate "size, financial strength or experience". After extensive discussions, we spoke with Bill Hiering and our only remaining concern is consenting to the assignment prior to closing as

the PPA could then potentially be transferred to a less desirable firm. Mr. Harpell indicated that we have found a solution whereby our consent is contingent upon the assignment to SunEdison. If the Hudson Energy/SunEdison deal does not close, our consent is null and void.

- Mr. Harpell stated that the AEA Annual Meeting is November 18 and 19th noting it is a very interesting program this year. Please let Joan know by next Friday, October 24th if you would like to attend.

Administrative Committee Report

There was no Administrative Committee Meeting this month.

Public Relations Committee Report

There was no Public Relations Committee Meeting this month.

Engineering Committee Report

Mr. Quijano discussed the following:

- The Closeout and Release of Performance Bond for Well No. 9 & 15 Rehabilitation with A.C. Schultes. Mr. Quijano stated they have fulfilled their contractual obligations and have submitted their closeout documents. The staff is recommending the release of the performance bond this evening and closeout of the project.

With no questions, Mr. Quijano concluded the Engineering Report.

DEVELOPER PROJECT

On behalf of Remington, Vernick & Vena Engineers, Mr. Alan Dittenhofer discussed the following:

Mr. Dittenhofer stated that there are no development applications on the agenda this evening but there are three (3) Authority approvals required which are all performance bond releases.

- Advanced Spine Care Office Building. We recommended that performance bond be released in our October 9, 2014 letter to the Board.
- New Prospect Plaza. We recommended that performance bond be released in our October 10, 2014 letter to the Board.
- Concord Village Association, Inc.- We recommended that performance bond be released in our October 10, 2014 letter to the Board. Mr. Dittenhofer stated that the contractor has not quite completed with the work, noting the project will be completed tomorrow. It was noted that formal action can be taken this evening and the letter of credit will be held until we have certified that it is complete. Chairman Allmann noted that on the engineering side, once it's complete will release the check so the paving can be completed before the winter.

4. Assistant Executive Director's Report
Finance Committee Report
Personnel Committee

Mr. Diaz stated that the Finance Committee met on Tuesday, October 14, 2014. The total amount presented on the bill list was \$550,984.45 and will be drawn from the following funds:

1. Capital Reserve Fund in the amount of \$135,310.86 for Capital Projects
2. Escrow Funds in the amount of \$3,851.54 for Developer Work;
3. Revenue General Fund in the amount of \$411,822.05 for Operating Expenses.

The operating expense includes \$200,000.00 for funding the payroll account. Mr. Diaz noted that a subsequent bill list may be required to pay for utility invoices not yet received due to the timing of this month's meeting. We are reviewing invoices now and if there are any remaining we will present the subsequent bill list to the Commissioners for pre-approval and ratify next month if necessary.

- Mr. Diaz stated that the Tax Sale for the 2013 took place and completed on October 1, 2014, noting only \$31,000 from about 50 accounts went to sale. Mr. Diaz discussed the bank initiative related to delinquent customer accounts toward the end of the process, noting they are the ones that pay on behalf of the customers, which reduces the numbers considerably.
- Mr. Diaz discussed the resolution on the agenda approving the 2015 proposed budget noting that a copy was previously sent to the Board. Mr. Diaz stated that we have been able to keep the appropriations increase to a minimum of about 1.5% due to some of the capital initiatives that have helped to run the water/sewer systems more efficiently. If there are no questions or objections will request approval of the proposed budget this evening. Chairman Allmann stated a great job was done on the budget. Mr. Diaz stated that he has prepared the rates of which we will present next month for advertising. Lastly, Chairman Allmann noted the questionnaire sent out to the Commissioners needs to be filled out and returned to Mr. Diaz by email.

Personnel

Mr. Diaz discussed the following Personnel items:

- Mr. Diaz discussed the promotion on the agenda this evening. Mr. Diaz stated that Mr. Daniel Kourris who presently works in the Billing/Customer Service Department has applied for the open position for Safety and Regulatory noting that Mr. Kourris is doing a great job for the Authority. The Personnel Committee has reviewed this promotion which is from Clerk 1 to Clerk 2 and if there is are no objections, would recommend approval for this promotion for Daniel Kourris.
- Mr. Diaz stated with Mr. Kourris' promotion, there is a vacant position in the Billing/Customer Service Department. Mr. Diaz stated that there have been two temporary employees helping out in this department over the last few months and would like to offer this new hire to one of the temporary employees, Megan Heiss, who we believe is a good candidate for this position. The Personnel Committee has reviewed and if there are no objections, would recommend approval to hire of Megan Heiss in the title of Clerk 1.

At this time, Chairman Allmann asked Mr. Cordts if he had any questions. Mr. Cordts had a question with regard to the effect of Hudson Energy selling their solar fields. Mr. Harpell stated that Hudson would probably not be a bidder in future solar PPA's. There are still quite a few bidders out there but Hudson is not looking to be in that business any longer. Mr. Harpell stated that SunEdison is looking to get into New Jersey and noted that everything in the agreement remains the same.

5. Consent Resolutions:

- 2014-113 Resolution Ratifying Cash Management Report for September 2014.
- 2014-114 Resolution Granting a Sewer and Water Performance Bond Release for Advanced Spine Care Office Building, Block 8201, Lots 30 & 31, on the Tax Map of the Township of Jackson.
- 2014-115 Resolution Granting a Sewer and Water Performance Bond Release for New Prospect Plaza, Block 6801, Lot 37, on the Tax Map of the Township of Jackson.
- 2014-116 Resolution Granting a Sewer Performance Guarantee Release for Concord Village Association, Inc., Block 21801, Lots 1 & 1.01 – 1.46, on the Tax Map of the Township of Jackson.

Mrs. Blake made a motion to approve Resolutions 2014-113 through 2014-116. Mrs. Gory seconded the motion and it was passed unanimously.

6. Resolutions Offered:

- 2014-117 Resolution Ratifying Payment of Vouchers, Deposit Refunds and Payroll.

Mrs. Rickabaugh made a motion to approve Resolution 2014-117. Mrs. Clayton seconded the motion and it was passed unanimously. Mrs. Glory abstained from check #20589

- 2014-118 Resolution Authorizing Closeout and Release of Performance Bond for Well No. 9 & 15 Rehabilitation, Contract No. C3-00059, with A.C. Schultes, Inc.

Mrs. Blake made a motion to approve Resolution 2014-118. Mrs. Rickabaugh seconded the motion and it was passed unanimously.

- 2014-119 Resolution Consenting to the Assignment of the Solar Power Energy Services Agreement to TerraForm Hudson Energy Solar, LLC which is a subsidiary of SunEdison Holdings Corporation

Mrs. Clayton made a motion to approve Resolution 2014-119. Mrs. Blake seconded the motion and it was passed unanimously.

- 2014-120 Resolution Authorizing Approval of the 2015 JTMUA Sewer/Water Operating Capital Budget – State Version.

Mrs. Clayton made a motion to approve Resolution 2014-120. Mrs. Glory seconded the motion and it was passed unanimously.

- 2014-121 Resolution Authorizing the Promotion of Daniel Kourris to Clerk 2.

Mrs. Rickabaugh made a motion to approve Resolution 2014-121. Mrs. Blake seconded the motion and it was passed unanimously.

2014-122 Resolution Approving the Provisional Hiring of Megan Heiss.

Mrs. Clayton made a motion to approve Resolution 2014-122. Mrs. Blake seconded the motion and it was passed unanimously.

There was no closed session.

7. Other Matters

Chairman Allmann noted that the next two public meetings will be held on the third Thursday, November 20th and December 18th.

If anyone has the opportunity to attend the AEA, there is a lot of good information offered.

With no further matters to discuss, Mrs. Clayton made a motion to adjourn. Mrs. Rickabaugh seconded the motion and it was passed unanimously. Chairman Allmann declared the October 16, 2014 Public Meeting adjourned.

End of Minutes