

BORDENTOWN SEWERAGE AUTHORITY
MEETING MINUTES
October 18, 2010

The meeting was called to order by the Vice Chairman, Zigmont Targonski, at 6:15 p.m. in the Conference Room of the Authority located at 954 Farnsworth Avenue, Bordentown, New Jersey.

In compliance with the Open Public Meetings Act, adequate notice of this meeting was provided in the following manner:

- a. posting written notice on the Official Bulletin Boards of the City of Bordentown, Township of Bordentown and Bordentown Sewerage Authority on February 20, 2010,
- b. by mailing written notice to THE TIMES, REGISTER-NEWS and BURLINGTON COUNTY TIMES on February 19, 2010; and
- c. filing written notice with the Clerks of the City of Bordentown and Township of Bordentown and mailing written notice to all persons who requested and paid for same on February 19, 2010.

The following persons were in attendance: James E. Lynch, Zigmont Targonski, Nancy A Liberman, and Joseph R. Malone III. Also in attendance were: Richard D. Eustace, Judith W. Klim, Edward Kondracki, and Richard Czekanski. Ronald L. Marino and Stephen Monson were absent.

On motion by Malone, seconded by Lynch, it was moved to approve the minutes of the September 20, 2010 regular meeting as submitted.

Recorded vote:

| | |
|------------|------------------------------------|
| Ayes: | Lynch, Targonski, Liberman, Malone |
| Nays: | None |
| Abstained: | None |
| Absent: | Marino, Monson |

On motion by Malone, seconded by Lynch, it was moved to adopt Resolution 2010-055, approving the October payment of bills from the Operating Fund in the amount of \$201,509.74, of which \$98,101.10 is a payroll transfer and \$34,269.73 is a capital expense.

Recorded vote:

| | |
|------------|------------------------------------|
| Ayes: | Lynch, Targonski, Liberman, Malone |
| Nays: | None |
| Abstained: | None |
| Absent: | Marino, Monson |

10-042

On motion by Malone, seconded by Lynch, it was moved to adopt Resolution 2010-056, approving the payment of October bills from the Escrow Fund in the amount of \$2700.00.

Recorded vote:

| | |
|------------|------------------------------------|
| Ayes: | Lynch, Targonski, Liberman, Malone |
| Nays: | None |
| Abstained: | None |
| Absent: | Marino, Monson |

AGENDA ITEMS FOR DISCUSSION AND/OR ACTION:

A. ADOPTION OF FY 2011 BUDGET

On motion by Lynch, seconded by Liberman, it was moved to adopt Resolution 2010-057, approving the adoption of the BSA's FY 2011 Operating and Capital Budgets.

Recorded vote:

| | |
|------------|------------------------------------|
| Ayes: | Lynch, Targonski, Liberman, Malone |
| Nays: | None |
| Abstained: | None |
| Absent: | Marino, Monson |

B. LOCUST STREET REPAIRS

1. Presentation of Remington and Vernick's proposal for engineering services related to Locust Street repairs.
2. On motion by Malone, seconded by Liberman, it was moved to adopt Resolution 2010-058, ratifying emergency contract in the amount of \$6,206.00 to Woolston Construction Company for Locust Street repairs.

Recorded vote:

| | |
|------------|------------------------------------|
| Ayes: | Lynch, Targonski, Liberman, Malone |
| Nays: | None |
| Abstained: | None |
| Absent: | Marino, Monson |

C. STORMWATER PREVENTION, CONTROL & COUNTERMEASURE PLAN (SPCCP)

Presentation of Remington & Vernick's proposal for engineering services for SPCCP.

D. RESOLUTION 2010-059:

On motion by Malone, seconded by Lynch, it was moved to adopt Resolution 2010-059, approving sale of the 1999 Mack Rollback truck and two dumpsters used with the truck to the City of Bordentown.

Recorded vote:

| | |
|------------|------------------------------------|
| Ayes: | Lynch, Targonski, Liberman, Malone |
| Nays: | None |
| Abstained: | None |
| Absent: | Marino, Monson |

E. BOND RATING:

Discussion and explanation of the Authority's current Bond Rating from Standard and Poor's.

PROFESSIONAL REPORTS

A. EXECUTIVE DIRECTOR

Mr. Eustace reported that the Authority was in the process of filling the vacancy created when James Vickers retired. Mr. Eustace noted that the Authority received approximately 60 applications and he and Mr. Dansbury have narrowed those down to 15 possible candidates. Interviews will be scheduled. Mr. Eustace reported that he met with Converge and that the Authority would extend our contract with them through May 2014 with respect to participation in the energy abatement program. Mr. Eustace informed the Board that he met with Mr. Maley regarding a presentation of potential rate increase scenarios. Mr. Eustace further reported on his meeting with representatives of Home2Suites to discuss their current project. Lastly, Mr. Eustace explained to the Board

that there is a direct correlation between the Authority's new Bond Rating and the Authority's current rate increase discussion.

10-044

GENERAL COUNSEL

Mr. Kondracki discussed the refinancing of the Authority's Series E Bonds and the current Bond Rating. Mr. Kondracki also discussed the D.R. Horton Cost Sharing Agreement and the issues with the current infrastructure, specifically the conveyance system. Mr. Kondracki indicated that a meeting of those involved in the Cost Sharing Agreement was cancelled but a new date is now being set. Mr. Kondracki further reported on the month's activities as they pertain to the Authority.

C. ENGINEER
Report Attached.

PUBLIC PARTICATION:

Thomas Latizia, Attorney at Law, representing Bordentown Investments attended the meeting to discuss the Home2Suites project and the D.R. Horton Cost Sharing Agreement.

On motion by Lynch, seconded by Liberman, it was moved to adopt Resolution 2010-060, to meet in Executive Session for the discussion of litigation and/or personnel issues.

Recorded vote:

| | |
|------------|------------------------------------|
| Ayes: | Lynch, Targonski, Liberman, Malone |
| Nays: | None |
| Abstained: | None |
| Absent: | Marino, Monson |

On motion by Liberman, seconded by Lynch, it was moved to go out of Executive Session.

Recorded vote:

| | |
|-------|------------------------------------|
| Ayes: | Lynch, Targonski, Liberman, Malone |
| Nays: | None |

Abstained: None
Absent: Marino, Monson

On motion by Lynch, seconded by Malone, it was moved to adopt Resolution 2010-060A to reconvene in Executive Session for the discussion of litigation and/or personnel issues.

Recorded vote:

Ayes: Lynch, Targonski, Liberman, Malone
Nays: None
Abstained: None
Absent: Marino, Monson

10-045

On motion by Malone, seconded by Liberman, it was moved to reconvene in Regular Session.

Recorded vote:

Ayes: Lynch, Targonski, Liberman, Malone
Nays: None
Abstained: None
Absent: Marino, Monson

On motion by Lynch, seconded by Malone, it was moved to adjourn the meeting at approximately 7:30 p.m.

Respectfully submitted,

APPROVED ON:

November 15, 2010

Nancy A. Liberman, Secretary

10-046