

BORDENTOWN SEWERAGE AUTHORITY
MEETING MINUTES
February 22, 2011

The meeting was called to order by the Chairman, Ronald Marino, at 6:00 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: Ronald L. Marino, James E. Lynch, Zigmont Targonski, Nancy A Liberman, Joseph R. Malone III and Stephen Monson. Also in attendance were: Richard D. Eustace, Judith W. Klim, Edward Kondracki, and Richard Czekanski.

SWEARING OF NEW BOARD MEMBERS

Mr. Kondracki swore in Ronald Marino and Zigmont Targonski.

REORGANIZATION

On motion by Malone, seconded by Lynch, it was moved to nominate the 2010 slate of officers for 2011.

On motion by Liberman, seconded by Targonski, it was moved to close nominations for the slate of officers.

Recorded vote:

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

On motion by Targonski, seconded by Malone, it was moved to cast one unanimous ballot for the slate of officers as nominated.

Recorded vote:

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

The members established the meeting dates for the next year. On motion by Lynch, seconded by Liberman, it was moved to adopt Resolution 2011-008, designating meeting dates and time:

Monday, March 21, 2011	6:00 p.m.
Monday, April 18, 2011	6:00 p.m.
Monday, May 16, 2011	6:00 p.m.
Monday, June 20, 2011	6:00 p.m.
Monday, July 18, 2011	6:00 p.m.
Monday, August 15, 2011	6:00 p.m.
Monday, September 19, 2011	6:00 p.m.
Monday, October 17, 2011	6:00 p.m.
Monday, November 21, 2011	6:00 p.m.
Monday, December 19, 2011	6:00 p.m.
Tuesday, January 17, 2012	6:00 p.m.
Tuesday, February 21, 2012 (Reorganization)	6:00 p.m.
Monday, March 19, 2012	6:00 p.m.

Recorded vote:

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

On motion by Liberman, seconded by Malone, it was moved to adopt Resolution 2011-009 A-H, designating signatories for the Authority's bank accounts at Roma Bank.

Recorded vote:

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

11-006

On motion by Lynch, seconded by Monson, it was moved to adopt the latest edition of Robert's Rules of Order as the parliamentary guide of the Authority.

Recorded vote:

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

On motion by Targonski, seconded by Liberman, it was moved to continue with the Authority's rules and regulations as previously adopted.

Recorded vote:

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

On motion by Lynch, seconded by Targonski, it was moved to approve Resolution 2011-010, adopting the Authority's FY 2011 Cash Management Plan for the period December 1, 2010 through November 30, 2011.

Recorded vote:

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

On motion by Lynch, seconded by Targonski, it was moved to approve the minutes of the January 17, 2011 regular and executive sessions as submitted.

Recorded vote:

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

Abstained: None
Absent: None

11-007

On motion by Monson, seconded by Liberman, it was moved to adopt Resolution 2011-011, approving the February payment of bills from the Operating Fund in the amount of \$368,104.66, of which \$299,983.26 is a payroll transfer and \$4,717.60 is a capital expense.

Recorded vote:

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

On motion by Targonski, seconded by Liberman, it was moved to adopt Resolution 2011-012, approving the payment of February bills from the Escrow Fund in the amount of \$10,363.40.

Recorded vote:

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

AGENDA ITEMS FOR DISCUSSION AND/OR ACTION:

A. APPOINTMENT OF PROFESSIONALS

On motion by Targonski, seconded by Lynch, it was moved to adopt Resolution 2011-013, approving Contract 2011-C2, appointing John J. Maley, Jr. as auditor for the Authority for the one year period commencing on March 1, 2011.

Recorded vote:

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

On motion by Liberman, seconded by Targonski, it was moved to adopt Resolution 2011-014, approving Contract 2011-C3, appointing the Law Office of Edward A. Kondracki, L.L.C. as counsel for the Authority for the one year period commencing on March 1, 2011.

Recorded vote:

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

11-008

On motion by Lynch, seconded by Targonski, it was moved to adopt Resolution 2011-015, approving Contract 2011-C4, appointing Remington, Vernick & Arengo as engineering consultant for the Authority for a period of one year commencing on March 1, 2011.

Recorded vote:

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

On motion by Targonski, seconded by Liberman, it was moved to adopt Resolution 2011-016, approving Contract 2011-C5, appointing Capehart & Scatchhard, P.A. as bond counsel for the Authority for a period of one year commencing on March 1, 2011.

Recorded vote:

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

B RISK MANAGEMENT AND INSURANCE CONSULTANT

On motion by Lynch, seconded by Liberman, it was moved to adopt Resolution 2011-017, approving Contract 2011-C6 for Extraordinary, Unspecifiable Services of EJA/ Capacity Insurance Agency, LLC as risk management and insurance consultant for the Authority for a period of one year commencing on March 1, 2011.

Recorded vote:

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

C. DRIVER SUBSTANCE ABUSE AND ALCOHOL MISUSE TESTING

On motion by Lynch, seconded by Liberman, it was moved to adopt Resolution 2011-018, approving Contract 2011-C7 for Extraordinary, Unspecifiable Services of Interstate Mobile Care, Inc. for driver substance abuse and alcohol misuse testing for the Authority for a period of one year commencing on March 1, 2011.

Recorded vote:

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

11-009

D. FINANCIAL ADVISOR

On motion by Lynch, seconded by Liberman, it was moved to adopt Resolution 2011-019, approving Contract 2011-C8 for Extraordinary, Unspecifiable Services of Acacia Financial Group, Inc. as financial advisor for the Authority for a period of one year commencing on March 1, 2011.

Recorded vote:

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

Mr. Monson cast a nay vote for each professional because he believes the “Request for Proposal” process should be such that it encourages more participation by other firms. Mr. Monson, however, stated his belief in the ability and expertise of the Authority’s General Counsel and Auditor.

E. ANTI-HARASSMENT POLICY

On motion by Lynch, seconded by Targonski, it was moved to adopt Resolution 2011-020, approving the re-adoption of the Authority’s Anti-Harassment Policy.

PROFESSIONAL REPORTS

A. EXECUTIVE DIRECTOR

Mr. Eustace provided an update to the Board regarding the Team Campus Project. He noted that the Authority is in tandem with the City and Township of Bordentown. Mr. Eustace reported that he and Judy Klim attended an Authority Budget and Contracting

seminar. Mr. Eustace informed the Board of a minor accident to a resident during the initial work on Locust Road. Mr. Eustace noted that he handled the situation by speaking with the resident as well as the contractor to be certain they would meet the requests of the injured resident. Mr. Eustace further noted that the Authority was granted an Affirmative Defense stemming from a minor lab error. Mr. Eustace advised the Board that the Authority had now made the switch to Verizon which allows for instant communication with the local Police Departments. Finally, Mr. Eustace told the Board that our FY 2010 audit was complete.

.B. GENERAL COUNSEL

Mr. Kondracki noted that he is waiting to receive settlement documents from B&B. Mr. Kondracki also provided a timeline of events with respect to the Home2Suites project. Mr. Kondracki further reported on the month's activities.

11-010

C. ENGINEER

Mr. Czekanski discussed the current contract out to bid for capital improvements to the Authority. Mr. Czekanski also reported on the Locust Road project and the Township requirements with respect to the construction project. The Engineer's Report is attached.

LOCUST ROAD PROJECT

On motion by Targonski, seconded by Malone, it was moved to grant approval to RTW to extend each of the first two deadlines for 30 days through May 3, 2011 for completion of required work on Locust Road.

Recorded vote:

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

INTENT TO AWARD CONTRACT

On motion by Lynch, seconded by Targonski, it was moved to adopt Resolution 2011-022, signifying intent to award Contract No. 2 Wastewater Treatment Plant and Collection System Modifications to Eagle Construction Company.

Recorded vote:

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

PUBLIC PARTICATION:

Mr. Bhagat and Mr. Pody, representing the Home2Suites project, attended the meeting. Mr. Bhagat presented the Board with the current situation from his perspective with respect to the necessary improvements to Rising Sun Road. Mr. Bhagat and Mr. Pody asked the Board's help in moving forward with this development. The Board is in favor of assisting Mr. Bhagat and the development process in as much as they are able to do so.

11-011

On motion by Liberman, seconded by Lynch, it was moved to adopt Resolution 2011-021, to meet in Executive Session for the discussion of litigation and/or personnel issues.

Recorded vote:

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

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

Recorded vote:

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

On motion by Targonski, seconded by Liberman, it was moved to deny all FY 2011 requests in light of the current economic climate in the State of New Jersey for all employed and unemployed individuals alike.

Recorded vote:

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

On motion by Lynch, seconded by Monson, it was moved to adjourn the meeting at approximately 8:30 p.m.

Respectfully submitted,

APPROVED ON:

March 21, 2011

Nancy A. Liberman, Secretary

11-012