

Plumsted Municipal Utilities Authority Minutes
October 20, 2015

Chairman Walter Bronson called the October 20, 2015 Plumsted Municipal Utilities Authority Meeting to order and asked everyone to stand for the Flag Salute. Attorney McGuckin read the Open Public Meetings Act.

Those in attendance were Walter Bronson, Edward Weirsky, Robert Minter, Ronald Dancer, Harry Miller, Richard Brown and Anthony Esposito. Committeemen Wysong was also in attendance.

Bill List: On motion of Mr. Minter, seconded by Mr. Weirsky, the Bill List for October 20, 2015 was approved as submitted. Roll Call Vote: All Ayes

Treasurer's Report: The balance as of October 20th in the Regular Account was \$24,974.33, with operating expenses of \$40,835.26, deposits of \$29,137.11 and an ending balance of \$44,998.04. On motion of Mr. Weirsky, seconded by Mr. Miller, the Treasurer's Report was approved as submitted. Roll Call Vote: All Ayes

Minutes:

Regarding the Minutes of August 18th, Mr. Weirsky noted that regarding the Energy Aggregation section the amount should be .08752.

On motion of Mr. Weirsky, seconded by Mr. Minter, the August 18th Minutes were approved as amended. Roll Call Vote: All Ayes.

Regarding the Minutes of September 15th, Mr. Minter stated the Opening Balance should be \$46,309.57 with deposits of \$4,930.18, operating expenses of \$26,265.42 with an ending balance of \$24,974.33.

On motion of Mr. Miller, seconded by Mr. Minter, the September 15th minutes were approved as amended. Roll Call Vote: All Ayes with Mr. Dancer abstaining.

Executive Director's Report: Mr. Ylvisaker noted with the adoption of the Resolutions related to the budget we will be current with our reporting to the State on the budget. The Audit for 2015 will be submitted when the Auditor receives information from the State needed to finish the audit.

Energy Aggregation: Mr. Ylvisaker said JCP&L has notified all Verde customers of the impending expiration of the contract. He has distributed information to advise residents of this change and to stay the course if they want to continue with the Township program. He said he received several calls regarding the changeover from Verde to TriEagle and noted that everyone seemed to understand they will be returned to JCP&L in November and that in March 2016 they will be picked back up with the new contract with TriEagle. He felt the transition will go smoothly. He said he will keep the public informed with notices issued in the New Egypt News newsletter and Township email alerts.

Solid Waste and Recycling: Mr. Ylvisaker said there was a Committee report with regard to a resolution awarding a contract to Waste Management. He also noted there was a Resolution to amend the Rules and Regulations governing Solid Waste and Recycling Collection.

Ocean County Wastewater Management Plan: Mr. Ylvisaker said the State and County had noticed the public hearing on the Ocean County Wastewater Management Plan. The hearing will be held on November 16th at the Ocean County Library in Toms River at 7PM.

New Jersey Environmental Infrastructure Trust: Mr. Ylvisaker said the closing for the NJEIT design and planning loan is scheduled for October 28th. He hoped to then have a Certificate of Availability of Funds from the Township CFO at which point we can authorize T&M to begin Task I, preliminary engineering, of their contract. Mr. Dancer questioned if any of this funding could be used towards Mr. Ylvisaker's salary with respect to the Redevelopment Project. Mr. Ylvisaker said his understanding from discussions with Bond Counsel was no and that was why we had asked for \$1.25 million and not the full amount of \$1.5 million from NJEIT. NJEIT will only allow costs for engineering, design and permitting costs in their planning and design loan. Expenses for bond counsel and administrative are not allowed.

Mr. Dancer mentioned when the Township issues a BAN the first debt service payment obligation is not due until the following year. He said no principal payment is required for the first two years, but interest payments are required. In a conversation with the Redeveloper, a question was asked if they would be willing to work out an arrangement for the interest payments because the Township is trying to draw down its debt service payment to have a balanced budget. Mr. Ylvisaker stated that LENNAR has agreed to advance the costs of Bond Counsel for the loan application work that they have done to this point with the understanding that it will be reimbursed by the Township when a BAN is issued. He felt that LENNAR wanted to help but did not want to be our bank. They have been very helpful up to this point. There was a question regarding filling the gap in the PMUA Budget. Mr. Ylvisaker explained for this year's budget we would be good until July without much surplus at year's end if nothing is received from the Township. If we do receive funds from the Township our surplus increases but he wasn't sure if it would be enough get us through the next budget year entirely. He said at some point a BAN may need to be sold by the Township to cover some of the PMUA's costs. Mr. Dancer said as long as there is an agreement with the Developer so the Township does not have to raise taxes to increase debt service until the third year for the sale of the serial bond, he felt the Township would be in good shape.

Redevelopment Project: Mr. Ylvisaker distributed the Concept Plan to the Board Members for their review and reviewed some comments he had drafted. He wanted to send his comments to Lennar before their presentation at the Land Use Board's November meeting. Mr. Dancer asked Mr. Ylvisaker if he checked with the amended Redevelopment Plan with respect to the Open Space requirements. Mr. Ylvisaker said that 40% is required for open space and that Lennar's site plan provided more than this. It will be up to the Land Use Board to determine whether Lennar's plans are compliant with the Redevelopment Plan.

There was a question with respect to who owns which portion of Province Line Road. Mr. Dancer commented that he and Mr. Ylvisaker had met with Mayor Jim Durr of North Hanover Township. Mayor Durr indicated North Hanover owns the road from Route 528 to Route 537. Mr. Dancer said he had also talked to Township Engineer Jack Mallon to determine if an applicant needed to meet with two Planning Boards for an application on property in Plumsted Township. Mr. Mallon noted that the applicant need not be referred to two Planning Boards but the engineers from both municipalities would consult and bring forth an agreement for

improvements to North Hanover roads by the developer. There was discussion regarding what and how this should be done. It was also noted that this should be noted in the comments that Mr. Ylvisaker was forwarding to Lennar.

New Jersey American Water: Mr. Ylvisaker said he was back in touch with them as there was a change in an email address. He noted that NJAW were back working on the site. It will be several weeks before they get their well testing back as to what the flow rates were and whether they can support the fourth well on the site. He said they were up to a full year behind to get the well in place and operational, which would be August of 2017. He said Lennar's schedule for the first house was in September of 2018. There was discussion regarding the third well and/or fourth well and Lennar getting approvals to start building. It was noted that this is a priority and it is important to keep on top of this.

Solid Waste Committee Report: Mr. Ylvisaker, Mr. Minter and Mr. Weirsky met to review the bids. He noted that Waste Management had the lowest bid for Option 4 for Trash and Option 6 for Recycling. The option for trash has the trash transported to Morrisville, PA with a fixed price for the five year contract period. The disposal costs are less than what it was at the Ocean County Landfill. The collection schedule did not change for trash and recycling. There was one issue regarding pricing for extra containers which was explained.

Mr. Ylvisaker said a cost analysis was done of expenses based upon the Waste Management Bid at pricing of \$74, \$76, \$78 and \$80 per quarter. The price of \$74 per quarter for the first year of this contract can be supported at this time.

Mr. Ylvisaker said that after review of the bids by the subcommittee, their recommendation was to award the contract to Waste Management as the lowest responsible bidder. Option 4 was selected for Solid Waste and Option 6 for Recycling. It was agreed to negotiate the charge for extra containers. The term is for one year with four one year automatic renewals at the option of the MUA.

On motion of Mr. Minter, seconded by Mr. Miller, Resolution No 2016-14 awarding a contract to Waste Management of New Jersey for the provision of Solid Waste, Recycling and Bulky Waste Collection within the PMUA Service Area was adopted. Roll Call Vote: All Ayes

Mr. Bronson opened the meeting for public comment. There was no public comment.

Resolutions:

Before voting on the Shared Service Agreement with the Township, Mr. Ylvisaker explained that the following agreement was similar to the agreement adopted in 2009 which had expired. The following agreement is basically the same agreement as in 2009 and has been reviewed and adopted by the Township Committee. It is in place to reflect an agreement between the Township and the MUA regarding funding the next level of the wastewater project. It is an agreement the Local *Finance* Board and NJEIT want in place for their financing of the project.

Mr. Bronson offered several comments regarding Exhibit A, one of which was with respect to the capacity of the sewer plant being 300,000 gallons per day not 600,000 per day. These items were discussed and a decision was made to adopt the Resolution as amended with the recommended changes.

On motion of Mr. Weirsky, seconded by Mr. Minter, Resolution No. 2016-11, authorizing an Interim Shared Services Agreement with the Township of Plumsted was adopted as amended to reflect changes. Roll Call Vote: All Ayes.

On motion of Mr. Minter, seconded by Mr. Miller, Resolution No. 2016-12 regarding the Plumsted Municipal Utilities Authority 2015/2016 Adopted Budget was adopted as amended to insert page CB2. Roll Call Vote: All Ayes.

On motion of Mr. Minter, seconded by Mr. Miller, Resolution No. 2016-13 regarding the delayed approval of the 2015/2016 Authority's Annual Budget was adopted. Roll Call Vote: All Ayes.

Mr. Ylvisaker said Resolution 2016-15 amends the Solid Waste and Recycling Collection rules and regulations for chronic late payers who are two quarters in arrears to add a \$25 late fee charge.

On motion of Mr. Weirsky, seconded by Mr. Minter, Resolution No. 2016-15 amending the Rules and Regulations Governing Solid Waste and Recycling Collection was adopted. Roll Call Vote: All Ayes

Mr. Bronson asked for any old or new business. There was none.

A motion was made by Mr. Minter and seconded by Mr. Miller, to adjourn the meeting. Roll Call Vote: All Ayes. The next meeting is scheduled for November 17, 2015 at 6:30PM.

Respectively submitted by:

Nancy Hendrickson, Secretary