

DRAFT

REGULAR MEETING, AUGUST 21, 2008

The Regular Meeting of the Gloucester Township Municipal Utilities Authority was held on Thursday, August 21, 2008, at 7:00 P.M. at the Gloucester Township Municipal Building, Chews-Landing Road, Chews Landing, New Jersey.

The following members were present: Mr. Calabrese, Mr. Simiriglia, Mrs. Tarves, Ms. Paffenroth, Mr. Siler, Mr. Edgar, and Ms. Guevara.

Also present were Mr. Long, Mr. Brickley, Mr. Benson, Ms. Tarves and Mrs. Cartwright.

Council Liaison Glen Bianchini was also present.

The Recording Secretary read the commencement statement noting that the meeting was advertised in the Courier Post, and Record Breeze Newspaper, and notice was placed on the bulletin board of the Township of Gloucester, and the Gloucester Township Municipal Utilities Authority; the meeting is being recorded.

On motion of Mr. Simiriglia, second by Mrs. Tarves, the Minutes of the Regular Meeting of July 17, 2008 were approved.

AYE: Mrs. Tarves, Ms. Paffenroth, Mr. Siler, Mr. Simiriglia and Mr. Calabrese.

On motion of Ms. Paffenroth, second by Mrs. Tarves, the Minutes of the Executive Session of July 17, 2008 were approved.

AYE: Mrs. Tarves, Ms. Paffenroth, Mr. Siler, Mr. Simiriglia and Mr. Calabrese.

R-08-08-90 – Resolution to pay bills out of the Operating Fund.

On motion of Mr. Simiriglia, second by Mrs. Tarves, the above resolution was adopted on a roll call vote.

AYE: Mrs. Tarves, Ms. Paffenroth, Mr. Siler, Mr. Simiriglia and Mr. Calabrese.

R-08-08-91 – Resolution to pay bills out of the Renewal and Replacement Account.

On motion of Mrs. Tarves, second by Ms. Paffenroth, the above resolution was adopted on a roll call vote.

AYE: Mrs. Tarves, Ms. Paffenroth, Mr. Siler, Mr. Simiriglia and Mr. Calabrese.

R-08-08-92 – Resolution to pay bills out of the Accu Track Account.

On motion of Ms. Paffenroth, second by Mrs. Tarves, the above resolution was adopted on a roll call vote.

AYE: Mrs. Tarves, Ms. Paffenroth, Mr. Siler, Mr. Simiriglia and Mr. Calabrese.

R-08-08-93 – Resolution to pay bills out of the Plans & Specifications Account.

On motion of Mr. Simiriglia, second by Mrs. Tarves, the above resolution was adopted on a roll call vote.

AYE: Mrs. Tarves, Ms. Paffenroth, Mr. Siler, Mr. Simiriglia and Mr. Calabrese.

PUBLIC PORTION

Tanya Brown, 1101 Elena Court, Terrestria, addressed the Board, and stated she was there as a follow-up and to see if any progress was made in regard to the sewer issue in Terrestria. Ms. Brown stated that they have not heard anything from their attorney. Ms. Brown stated that she knows they have 45 days as far as whatever service can be performed.

Chairman Calabrese stated that he will have Mr. Long report on the status.

Mr. Long stated that for informational purposes there has been progress. Mr. Long stated that at the direction of the Board, Mr. Long forwarded a routine maintenance hold harmless agreement to their counsel. Mr. Long stated that they are in a position to go in there for routine

maintenance; basically he has gotten some authorization to extend that a short period of time. Mr. Long stated that he has been trying to set up some meeting dates. Mr. Long stated that he has been asked by the Council President, who has been very active in dealing with our Chairman and himself, and we have identified some issues that were out there, and we have some input from the DEP. Mr. Long stated that we have a meeting set up with the Homeowners Association to try to reach some common ground the first week of September. Mr. Long stated that we are going to try to work hard to make sure that this works for everyone. Mr. Long stated that we are an environmental authority, and he knows that we have certain environmental obligations, and there are obligations that private individuals have as well. Mr. Long stated that he is hopeful that we can reach a common ground so the residents are protected. Mr. Long stated that we have some expertise, and we understand that, and the residents do not have a lot of expertise in that area, but the DEP has suggested that it is a private system, so Mr. Long stated that he believes there are some things we can try to accomplish, and he hopes to do that very shortly. Mr. Long stated that he thinks that it is good news and there is indeed progress.

Ms. Brown stated that she assumes that their association will let them know about the meeting.

Mr. Long stated that he would hope they would. Their association representatives are coming; they really need to sit down and talk about some technical details. Their attorney is coming and they have asked some members of their association.

Francis Doucette, 1109 Elena Court, Terrestria, addressed the Board, and stated that all the Board members appointed to this Board were appointed by Township Council, and asked if they received a salary.

Chairman Calabrese stated that they do.

Ms. Doucette stated that she feels that they are doubling paying for something. They pay their association a fee who has hired a lawyer, to be in touch with the MUA lawyer who she assumes, when they pay their \$41.00 fee every quarter, some of the fee goes to the cost of the MUA lawyer, and now they have two lawyers that she feels Terrestria residents are paying for, and as Mr. Long just stated, maybe they are making some progress.

Ms. Doucette said that the other thing she wanted the Board to know is that she is a 25 year resident, and we have a 30 year resident, and someone said the GTMUA has never serviced our sewers, which they disagree with, because they have people who have requested service, and

they have come out. All of a sudden, about three or four years ago, something stopped. They have heard all kinds of reasons why. They owe the MUA money, they are not dedicated. Ms. Doucette said that they would like this clarified, and hopefully, when they get their meeting together it will be resolved what they have to do to get service back in Terrestria.

Chairman Calabrese stated that they will follow the guidelines, and they will discuss it.

Ms. Doucette stated that the reason that she says that is that they, as an association, don't keep a record of when the MUA comes into their area and service it, but she is sure that the MUA workers must have to put in a detailed work report.

Chairman Calabrese stated that they do.

Ms. Doucette stated that if it is needed, do we have to have the MUA research their records to see if the MUA has come to take care of their problems.

Mr. Long stated that is why we are having this meeting. We are trying to get past all that they discussed for two hours the last time that they met and look to solutions. Mr. Long stated he hoped that they would give us the opportunity to try and work that out.

Ms. Doucette stated that she is looking for assurance from the MUA that they can resolve this when they get together. Ms. Doucette stated that she appreciated their listening to her, and she hoped this would be resolved as soon as possible.

Mr. Long stated that the Authority also hoped for a resolution as soon as possible.

There was no one else wishing to speak, so the Public Portion was closed.

ENGINEER'S REPORT

Mr. Brickley stated that his report stands as presented in the Work Shop Portion of the meeting, and he had no resolutions.

CONFLICT ENGINEER

Nothing to report.

SOLICITOR'S REPORT

Mr. Long stated that his report stands as reported in the Work Shop Portion of the meeting.

During the Work Shop Portion, Mr. Long reported on the new pension system that is called Defined Contribution Retirement Program. Mr. Long stated that this is predicated upon the legislation that has come out of Trenton relative to what individuals can be members of PERS, Public Employees Retirement System, and who cannot be members of PERS. The new PERS (DCRP, Defined Contribution Retirement Program) provides that certain members go into that system, which results in a significantly lower contribution on behalf of the governmental entity. Mr. Long stated that it is pretty all encompassing. For the last five to six years, Mr. Long has had a retainer agreement, which under the terms of his contract, pays him a salary and allows him to be a member of PERS, and the MUA is given a credit for the amount he is paid against his bill every month. Mr. Long stated that he is permitted by law to do that, and it is routine to have that type of retainer. This law precludes Mr. Long from doing that further in his next contract. Mr. Long is not permitted to be a member of PERS, nor is he permitted, because he is a professional contractor, to even be in this DCRP system. Mr. Long stated that in addition it affects new members of the Authority. When someone has not been enrolled in PERS as of July 1, 2007, and they are appointed to this Authority, regardless of other titles that they may have, Board Members of Council who were not in PERS prior to July 1, 2007, or who were in PERS, but had a two year gap in enrollment, they are eligible to enter into this new DCRP System, which is a much significantly reduced benefit than we now see in PERS. Mr. Long stated that in addition, certain other managerial positions are also covered. For instance, it doesn't affect Mr. Benson's or Ms. Tarves' position in any way, because they were enrolled in PERS prior to July 1, 2007, but if we brought someone in from the private sector, as our Executive Director, that person would not be permitted to enroll in PERS if they had not previously been in PERS. They would have to join the new system. Mr. Long stated that he is out and Mr. Brickley is out, and the new Mr. Benson and the new Ms. Tarves would be out, and the new Commissioners would be out. Day to day employees can still enroll in PERS. New members of Council will be out. Mr. Long stated that what we are required to do under the state law is certify to the State of New Jersey, what positions within the Authority would qualify for the new DCRP Pension System, and in this case, having reviewed the positions of the Authority, the only positions that he has determined would be the Executive Director, the Commissioners, and the Administrative Secretary who would commence service on or after July 1, 2007, and were not enrolled in PERS on or after

July 1, 2007. Those types of employees will forever be out of PERS. It doesn't affect anyone existing, except Mr. Brickley and Mr. Long. That is the law and we are obligated to pass this resolution and implement these changes, as is the Township. Mr. Long stated that it affects all department heads in township government. Mr. Long stated that some of these department heads do not receive the greatest salaries, and now in Mr. Long's opinion, it will be difficult to attract quality candidates, because a lot of these people worked in public service because of the benefits that they received -- the pension and the medical.

R-08-08-94 – Resolution Dealing with the Defined Contribution Retirement Program by the Local Finance Board.

On motion of Mr. Simiriglia, second by Ms. Paffenroth, the above resolution was adopted on a roll call vote.

AYE: Mrs. Tarves, Ms. Paffenroth, Mr. Siler, Mr. Simiriglia and Mr. Calabrese.

R-08-08-95 – Resolution Authorizing Participation in the Camden County Cooperative Purchasing Agreement for Copy and Computer Paper and Envelopes Commencing September 1, 2008, for Six-Months with an option for an Additional Six Months.

On motion of Mr. Simiriglia, second by Mrs. Tarves, the above resolution was adopted on a roll call vote.

ABSTAIN: Ms. Paffenroth

AYE: Mrs. Tarves, Mr. Siler, Mr. Simiriglia and Mr. Calabrese.

There was no need for an Executive Session; therefore R-08-08-96 was not adopted.

Chairman Calabrese stated that last month we gave Terrestria 45 days, and we said that if more time was needed we would extend it, and he would like to extend it another 30 days, and hopefully some kind of resolution will come up.

Mr. Long stated that just the authorization from the Chairman was enough assuming there were no objections. There were none.

EXECUTIVE DIRECTOR'S REPORT

R-08-08-97 – Resolution Authorizing Advertising for Insurance Proposals for January 1, 2009 – January 1, 2010. Bid opening to be held November, 2008.

On motion of Mr. Simiriglia, second by Mrs. Tarves, the above resolution was adopted.

AYE: Mrs. Tarves, Ms. Paffenroth, Mr. Siler, Mr. Simiriglia and Mr. Calabrese.

SECRETARY'S REPORT

Ms. Tarves had nothing.

PUBLIC PORTION

There was no one present wishing to speak.

Chairman Calabrese stated that Mr. Bianchini was very instrumental in getting this meeting put together and had some recommendations that we will discuss, and a full report will be given at the next meeting.

COMMENTS FROM COUNCIL LIAISON

Mr. Bianchini stated that he wanted to thank the Chairman and Mr. Long, and the Commissioners for assisting the residents of Terrestria.

COMMENTS AND RECOMMENDATIONS FROM THE BOARD

Ms. Guevara had no comments.

Mr. Siler wished everyone a Happy Labor Day Weekend.

Ms. Paffenroth wished everyone a Happy Labor Day.

Mrs. Tarves and Mr. Simiriglia had no comments.

Chairman asked for a motion for adjournment.

On motion of Mr. Simiriglia, second by Ms. Paffenroth, the meeting adjourned.

All signified their approval by stating aye.

Kathryn E. Cartwright
Kathryn E. Cartwright, Recording Secretary

APPROVED
AUGUST 18, 2008 REGULAR MEETING



consulting engineer services

Engineers, Planners, and Land Surveyors

Henry J. Haley, PE, PP, CME
President

Norman K. Rodgers, III, PE, PLS, CME
Vice President - Engineering

Joseph T. Brickley, PE, CME
Vice President - Municipal Services

Margaret Kulik, PLS
Vice President - Surveying

James M. Colangelo, Jr., PE, PP, CME
CEO Emeritus

ENGINEER'S REPORT GLOUCESTER TOWNSHIP M.U.A.

August 14, 2008

1. Bids for the New Administration Building and Compost Facility Replacement Equipment will be received on September 3rd with anticipated appropriate recommendations for the Authority's September meeting. The remaining projects will be advertised and bid after the Authority's Trust Loan closes in November.
2. CES continues to assist the Authority in matters to proceed with acceptance of the Williamstown Road (aka. Lakeside Business Park) Pumping Station.
3. CES continues to assist the Authority in matters associated with odor control complaints.
4. CES continues to assist the Authority in matters associated with Terrestria HOA.
5. CES continues to assist the Authority in matter associated with the torque vector drives.
6. CES continues to assist the Authority in matters of the Compost Facility site expansion.
7. CES has received emergency quotes for installation of replacement power to the Compost Facility screener. CES has recommended issuance of a contract to ABS Electric to perform the work. A formal report has been issued under separate cover.
8. The Cherrywood Pumping Station emergency generator was damaged as the result of a direct to ground "short". The generator is out of warranty. The Authority notified our insurance carrier. Based on the amount of the claim, the emergent nature of being without a generator and agreements made with Penn Power System to credit previous service costs, I have recommended that the Authority proceed with replacing the damaged equipment and not submit a claim. Work is expected to begin on or about August 25th. A full report has been provided under separate cover.
9. The Pine Run Pumping Station's replacement generator has been ordered and work will begin when the generator's anticipated delivery date is known.

End of Report

150 Delsea Drive, Suite 1, Sewell, NJ 08080

856-228-2200 Fax 856-232-2346 design@ces-1.com www.ces-1.com

NJ Certificate of Authorization #GA276725