

**MINUTES OF RE-ORGANIZATION AND REGULAR MEETING OF THE
ROCKLEIGH SEWERAGE AUTHORITY
BOROUGH HALL, 26 ROCKLEIGH ROAD, ROCKLEIGH, NJ
MARCH 7, 2016 AT 7:00 PM.**

Mr. Cumiskey called the meeting to order and following the Pledge of Allegiance, the Opening Statement was read. It was announced that the meeting of this date was held in compliance with the Open Public Meetings Act of the State of New Jersey, and that adequate notice of same was given in writing to *The Record*, and that notice was also posted on the Borough Hall bulletin board as required.

Mr. Regan administered the Oath of Office to Frank Cumiskey who was re-appointed as a Member to a five year term to expire on January 31, 2020. The Oath of Office was also administered to Claire Feulner who was appointed as a Member to a five year term to expire on January 31, 2020. Congratulations were offered.

The Secretary called the Roll Call of the Rockleigh Sewerage Authority:

Present– Chairman Cumiskey, Authority Member Pontone, Authority Member Schaffer, Authority Member Feulner and Authority Member Photiadis.

Absent: Authority Administrator William J. McGuire

Also Present –Robert T. Regan, Esq., Authority Attorney; Gregory J. Polyniak, Authority Engineer; Marcella Giampiccolo, RSA Secretary; and Authority CFO, Kunjesh Trivedi.

At this time Nominations for the position of Chairman were made. Mr. Cumiskey was nominated by Mr. Schaffer and seconded by Mr. Photiadis for Mr. Cumiskey to continue as the RSA Chairman. No other nominations were made. All Members present voted in the affirmative for Mr. Cumiskey to remain the RSA Chairman.

The floor was opened for nominations for the Vice Chairman position. Mr. Schaffer nominated Mr. Pontone, seconded by Mr. Cumiskey. No other nominations were made for Vice Chairman. All Members present voted in the affirmative for Mr. Pontone to remain the RSA Vice Chairman.

The appointment and Motion for Marcella Giampiccolo for the position of RSA Secretary was offered by Mr. Pontone and seconded by Mr. Cumiskey. All Members present voted in the affirmative for Mrs. Giampiccolo to remain the RSA Secretary.

**RESOLUTION (RSA 2016-1) OF THE ROCKLEIGH SEWERAGE
AUTHORITY AUTHORIZING THE AWARD OF CONTRACTS FOR
PROFESSIONAL SERVICES PURSUANT TO N.J.S.A. 19:44A-20.5**

WHEREAS, the Rockleigh Sewerage Authority has a need for professional services from various professionals as set forth below to be provided in accordance with contracts pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, the Rockleigh Sewerage Authority's Chief Financial Officer has determined and certified in writing that the value of the services to be provided by each of the professionals may exceed \$17,500.00 for each professional; and

WHEREAS, the anticipated term of each professional's contract is one year; and

WHEREAS, Robert T. Regan, Esq., Rogut McCarthy LLC, Neglia Engineering Associates, and Lerch, Vinci & Higgins have submitted proposals setting forth that each will provide its services at a cost as set forth in each one's proposal previously forwarded to the Secretary of the Rockleigh Sewerage Authority:

Robert T. Regan, Esq., as Authority Counsel
Rogut McCarthy LLC, as Authority Bond Counsel
Neglia Engineering as Authority Engineer
Lerch, Vinci & Higgins as Authority Auditor

WHEREAS, each of said professionals has completed and submitted a Business Entity Disclosure Certification which certifies that it has not made any reportable contributions to a political or candidate committee or to an elected official in the Borough of Rockleigh in the previous one year, and that each contract will prohibit it from making any reportable contributions through the term of the contract; and

WHEREAS, as set forth in the Certification of Funds from the Authority's Chief Financial Officer, funds are available for this purpose.

NOW, THEREFORE, BE IT RESOLVED by the Rockleigh Sewerage Authority as follows:

1. The aforementioned recitals are incorporated herein as though fully set forth at length.

2. The Rockleigh Sewerage Authority hereby authorizes the Chairman to enter into a contract with each of the following professionals as described herein.

Robert T. Regan, Esq., as Authority Counsel
Rogut McCarthy LLC, as Authority Bond Counsel
Neglia Engineering as Authority Engineer
Lerch, Vinci & Higgins as Authority Auditor

3. The Business Disclosure Entity Certification and the Determination of Value for each professional be placed on file with this Resolution.

4. A copy of this Resolution shall be available for public inspection at the offices of the Borough of Rockleigh.

5. This resolution shall take effect immediately.

A Motion was offered by Mr. Schaffer to appoint the Professionals listed on RSA 2016-1. The Motion was seconded by Mr. Pontone. The Roll Call vote was recorded as follows:

AYES: Cumiskey, Pontone, Schaffer, Photiadis, Feulner

NAYS: None

ABSENT: None

ABSTAIN: None

The Motion passed.

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MINUTE APPROVAL:

Minutes of the December 7, 2015 Regular Meeting were presented for approval. No discussion took place. A Motion was offered by Mr. Schaffer, seconded by Mr. Cumiskey and approved with all Members present voting in the affirmative, except Mr. Pontone who abstained from the vote, to accept the December 7, 2015 Minutes as presented. The Motion passed.

Mr. Regan stated that the Rockleigh Planning Board resolution of February 8, 2016 granting Final Site Plan approval to MCP 8 King Road LLC requires that sewer modifications be submitted to the RSA for review and approval. Mr. Regan noted the applicants for MCP 8 King Road LLC (David Fiore and Helen Mauch, Esq.) were in attendance at tonight's meeting to seek approval from the RSA to satisfy that condition. Following Mr. Regan's comment, Mr. Polyniak, RSA Engineer, commented on this possibility that that 8 King Road may need to seek permission from Orangetown Sewer department. Mr. Polyniak added that MCP 8 King Road LLC provided a Grading and Utility Plan that illustrates the sewer connections.

Discussion took place regarding the spur location (new and existing). In addition, a synopsis of the Applicant's site plan approval process with the Borough was discussed. A concern was raised as to the Applicant following the proper procedure pertaining to the spur location as detailed in the Sewer Authority Engineer's letters. At the conclusion of that discussion, Mr. Polyniak recommended that the RSA grant approval to the Applicant, MCP 8 King Road LLC this evening. A Motion was offered by Mr. Photiadis to grant approval of the As Built Survey to MCP 8 King Road LLC with the condition that the Applicant, seek approval by submitting a certified letter to Orangetown Sewerage Authority. The Motion continued. If the Applicant received no response within "a reasonable time", 30 days, from Orangetown Sewer Department, that the Applicant, MCP 8 King Road LLC shall deem their request approved and accepted by Orangetown Sewerage Authority. Motion seconded by Mr. Pontone. The Roll Call vote was recorded as follows:

AYES: Cumiskey, Schaffer, Pontone, Photiadis

NAYS: Feulner

ABSENT: None

ABSTAIN: None

The Motion passed.

OLD BUSINESS:

RSA Resolution 2016-4 was presented.

**ROCKLEIGH SEWERAGE AUTHORITY
County of Bergen
State of New Jersey**

Re: RESOLUTION RESCINDING A RESOLUTION DATED DECEMBER 7, 2015 WHICH AUTHORIZED A CONTRACT WITH STEWART & STEVENSON POWER PRODUCTS d/b/a ATLANTIC POWER SYSTEMS

WHEREAS, by resolution dated December 7, 2015, the Rockleigh Sewer Authority ("Authority") authorized entering into a Contract with Stewart & Stevenson Power Products d/b/a Atlantic Power Systems for the 2016 calendar year; and

WHEREAS, the Authority has yet to execute the Contract and has located a vendor who will perform the service for a sum substantially less than the proposed annual charge of \$1,746.00.

NOW THEREFORE BE IT RESOLVED that the Authority hereby rescinds its resolution dated December 7, 2015 which previously authorized the aforesaid Contract.

Dated: March 7, 2016

Brief discussion took place. A Motion offered by Mr. Pontone, second by Mrs. Feulner to approve Resolution RSA 2016-4. All Members voted in the affirmative. The Motion passed.

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Resolution RSA 2016-5 was presented.

ROCKLEIGH SEWERAGE AUTHORITY
County of Bergen
State of New Jersey

Re: RESOLUTION AUTHORIZING CONTRACT WITH ELECTRICAL POWER SYSTEMS, INC. FOR THE 2016 CALENDAR YEAR.

WHEREAS, the Rockleigh Sewer Authority ("Authority") desires to enter into a Contract for services relating to a preventative maintenance program for the Authority's generator; and

WHEREAS, the Authority wishes to enter into a Contract for the 2016 calendar year for maintenance of said generator designated as PE5030L100989 60kw located at the Paris Avenue pump station with Electrical Power Systems, Inc., P.O. Box 114, Emerson, New Jersey; and

WHEREAS, the Authority's Chief Financial Officer has determined that funds are available for such service as set forth in the budget of the Authority at Line 09-2010-20-1302-08 (Cost of Providing Service – Generator Maintenance & Repairs).

NOW THEREFORE BE IT RESOLVED by the Authority that it does hereby enter into a Contract with Electrical Power Systems, Inc. for the 2016 calendar year for the sum of \$619.95 in accordance with a proposal provided by said vendor which provides for three (3) site visits and one (1) maintenance visit during the calendar year; and

BE IT FURTHER RESOLVED that Authority Chair Frank Cumiskey and Secretary Marcella Giampiccolo be and are hereby authorized to execute such Contract for the 2016 calendar year.

Dated: March 7, 2016

Motion offered by Mr. Pontone, seconded by Mrs. Feulner to approve RSA 2016-5. The Roll Call vote was recorded as follows:

AYES: Cumiskey, Schaffer, Pontone, Feulner, Photiadis

NAYS: None

ABSENT: None

ABSTAIN: None

The Motion passed.

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NEW BUSINESS:

The Members agreed to hold a Special Meeting on April 4, 2016 to discuss the 2015 RSA Audit Report and the 2016 Sewer Rate Study since the RSA Auditor will be in attendance for the Mayor and Council meeting that evening. The Secretary will speak with the Auditor to confirm how much time will be needed and advertise accordingly. The majority of Members confirmed their attendance.

FINANCIAL BUSINESS/ PAYMENT OF CLAIMS:

RSA Resolution 2016-2 regarding Designation of Official Depository was presented.

**ROCKLEIGH SEWERAGE AUTHORITY
COUNTY OF BERGEN
STATE OF NEW JERSEY**

BE IT RESOLVED, the following banking institution be designated as official depository for the monies of the Rockleigh Sewerage Authority during the year 2016, and that the Chairman, Secretary and Treasurer/CFO be authorized as signatory for the accounts therein, and that the Mayor of Rockleigh be designated to sign checks in the absence of any one of the above signatories, and further that the signatories for the Rockleigh Sewerage Payroll Account be designated as the Secretary, or in her/his absence, the Rockleigh Sewerage Authority Treasurer/CFO:

- The Bank of New Jersey, Harrington Park, New Jersey

Motion offered by Mr. Schaffer, seconded by Mrs. Feulner to approve RSA Resolution 2016-2. The Roll Call vote was recorded as follows:

AYES: Cumiskey, Schaffer, Pontone, Feulner

NAYS: None

ABSENT: None

ABSTAIN: Photiadis

The Motion Passed.

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The Bill Lists for February 2016 and March 7, 2016 were presented for discussion. Discussion took place regarding the invoices received from Rapid Pump & Services, Inc. during January – March 2016. Following that discussion, Mr. Regan offered the suggestion to address the RSA concerns regarding pump maintenance is for the RSA to issue a certified letter to the Rockleigh Country Club, as the sole users of the pump station, and advise them of the recent

repairs the RSA has made to the pump station and voice the RSA concerns regarding the amounts of grease being sent thru the system possibly causing further damage to the system. Mr. Polyniak will forward some guidelines for grease trap maintenance for further reference.

At the conclusion of the review of the Bill Lists, a Motion was offered by Mr. Photiadis, seconded by Mr. Schaffer to approve the Bill Lists for February 2016 and March 7, 2016 representing the RSA contractual obligations in the amount of \$4,481.08. The Roll Call vote was recorded as follows:

AYES: Cumiskey, Pontone, Schaffer, Feulner, Photiadis

NAYS: None

ABSENT: None

ABSTAIN: None

The Motion passed.

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The meeting was opened to the public by a Motion offered by Mr. Pontone, seconded by Mrs. Feulner. All Members present voted in the affirmative. The Motion passed. Marilyn Bresnak, 1 Rockleigh Road, came forward to make a suggestion that the previously discussed correspondence (to be drafted) to the Rockleigh County Club and also remind them that time is of the essence regarding the pump operations. A Motion to close the meeting to the public was offered by Mr. Pontone seconded by Mr. Schaffer. All Members voted in the affirmative. The Motion passed.

At this time Mr. Regan briefly commented that his correspondence to the RSA dated February 25, 2016 which stated there is no litigation to report for the 2015 RSA Audit.

With no further business to come before the RSA, a Motion was offered by Mr. Pontone, seconded by Mr. Schaffer to adjourn the meeting. All Members present voted in the affirmative to adjourn the meeting. The Motion passed.

Respectfully submitted,



Marcella Giampiccolo, Secretary
Rockleigh Sewerage Authority