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RARITAN TOWNSHIP MUNICIPAL UTILITIES AUTHORITY  
REGULAR MEETING MINUTES

FEBRUARY 21, 2013

365 Old York Road, Flemington, New Jersey  
(908) 782-7453 Office (908) 782-7466 Fax

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1. **MEETING CALLED TO ORDER AT 5:00 PM**

The meeting of the Raritan Township Municipal Utilities Authority (RTMUA) was called to order stating that the meeting had been advertised in accordance with the Open Public Meetings Act setting forth the time with the RTMUA office as the place of said meeting. It was further stated that a copy of the Agenda was posted on the RTMUA office bulletin board.

2. **ATTENDANCE ROLL CALL:**

Chair Del Vecchio	Here
Dr. Dougherty	Here
Mr. Kendzulak, Jr.	Here
Mr. Kinsella	Here
Mr. Tully	Here

Also present were Bruce Miller, RTMUA Executive Director; Greg LaFerla, RTMUA Chief Operator; Regina Nicaretta, RTMUA Executive Secretary; James Coe, PE, Hatch Mott MacDonald; C. Gregory Watts, Esquire, Watts, Tice & Skowronek.

3. **PLEDGE OF ALLEGIANCE**

4. **APPLICATIONS:**

None

5. **RESOLUTIONS:**

***REORGANIZATION***

Mr. Watts - At this point in the meeting, we will conduct our Reorganization. I will open up to the members the nomination for the position of Chairperson.

Resolution #2013 - 03      Appointment of Chairperson

Mr. Kinsella made a motion to appoint Michael Del Vecchio as Chairperson. Dr. Dougherty seconded the motion. All were in favor, Mr. Del Vecchio abstained.

Resolution #2013 - 04      Appointment of Vice - Chairperson

Mr. Del Vecchio made a motion to appoint Edward Dougherty as Vice – Chairperson. Mr. Tully seconded the motion. All were in favor, Dr. Dougherty abstained.

Resolution #2013 - 05      Appointment of Secretary

Mr. Tully made a motion to appoint Peter Kinsella as Secretary. Mr. Kendzulak, Jr. seconded the motion. All were in favor, Mr. Kinsella abstained.

Resolution #2013 - 06      Appointment of Treasurer

Dr. Dougherty made a motion to appoint John Kendzulak, Jr. as Treasurer. Mr. Tully seconded the motion. All were in favor, Mr. Kendzulak, Jr. abstained.

Resolution #2013 – 07      Appointment of Assistant Secretary / Assistant Treasurer

Mr. Kinsella made a motion to appoint John Tully as Assistant Secretary / Assistant Treasurer. Mr. Kendzulak, Jr. seconded the motion. Mr. Tully abstained.

Resolution #2013 – 08 Establishment of Meeting Dates

Mr. Tully made a motion to approve Resolution #2013 – 08, Mr. Kendzulak, Jr. seconded the motion. All were in favor.

Resolution #2013 – 09 Designation of Depositories

Mr. Miller – These are the banks we do business with. I understand that there is another bank Mr. Kinsella would like to add.

Mr. Kinsella – Two things...I had a question about Fulton Bank, where are they from?

Mr. Watts – Skyland Bank was part of Fulton Bank but they assumed the Fulton Bank of New Jersey name. Fulton Bank of New Jersey has offices all over the State. They also took over a bank called The Bank.

Mr. Kinsella – I'd like to make an amendment to this resolution by adding Unity Bank. The reason is they are a local bank; they do a lot of good local things. I'm not aware of all their rates, I assume they are competitive. I do need to say that I do not have a single penny in Unity Bank. I like how they seem to do business and they're proactive in the community.

Mr. Del Vecchio – Okay, so adding the Unity Bank and amending the resolution; do I have a motion?

Mr. Tully made a motion to approve Resolution #2013 – 09, Dr. Dougherty seconded the motion. All were in favor.

Resolution #2013 – 10 Authorization of Signatories

Mr. Tully made a motion to approve Resolution #2013 – 10, Mr. Kendzulak, Jr. seconded the motion. All were in favor.

Resolution #2013 – 11 Designation of Official / Legal Newspapers

Mr. Tully made a motion to approve Resolution #2013 – 11, Dr. Dougherty seconded the motion. All were in favor.

Resolution #2013 – 12 Appointment of Certifying Officer

Mr. Kendzulak, Jr. made a motion to appoint Mrs. Pamela A. Struening as Certifying Officer, Mr. Kinsella seconded the motion. All were in favor.

Resolution #2013 – 13 Appointment of Auditors

Mr. Miller – Two things here, the auditors and the accountants. The auditor has been Withum Smith + Brown and Bowman & Company has done everything else except the audit.

Mr. Kinsella made a motion to appoint Withum Smith & Brown as the Auditors to perform the annual audit and Bowman & Company as the Auditors for special projects Dr. Dougherty seconded the motion. All were in favor.

Resolution #2013 – 14 Appointment of Consulting Engineer

Dr. Dougherty made a motion to appoint Hatch Mott MacDonald as the Consulting Engineer. Mr. Kinsella seconded the motion. All were in favor.

Resolution #2013 – 15 Appointment of Legal Counsel

Mr. Kinsella made a motion to appoint Watts Tice & Skowronek as Legal Counsel. Mr. Tully seconded the motion. All were in favor.

**END OF REORGANIZATION**

Resolution #2013 – 16 Renewal of Insurance Services

Mr. Miller – There's two resolutions here, 16A and 16B. 16A would be if we renew with Selective and 16B would be if we go with the JIF. Would you like to say anything, Mr. Newland?

Mr. Newland – My name is Bob Newland and I'm with McPherson and Newland Insurance on Bloomfield Avenue. Mike Sabbagh from G. R. Murray and I have been handling your insurance for quite a while now. In the process of sending this to the New Jersey Joint Insurance Fund (NJJIF or JIF); they only allow one broker to represent each account and the decision was made that I would handle the insurance going forward with the JIF. We shopped it aggressively and went to both the NJJIF and the Somerset County JIF as well as three different insurance companies and narrowed it down to Selective and NJJIF; offering the two most viable options. I've summarized them, I believe you have a copy, with what we came up with as pros and cons with both and the premium differential between the two. I'm not sure how much time you would like me to spend discussing this.

Dr. Dougherty – I have a couple of questions. First of all, thank you for doing the analysis; it's quite detailed. So the difference between them is \$4,191.89, the first year but that's only the first year. If you take into consideration that we had the dividend reimbursement for the Authority from the Selective public entity group, it averages out to \$24,686.36 for five years. I know it didn't pay in some years but it averages out to \$4,811.00 per year for five years in a row. You started in 2008 with zero, 2009 was \$3,544.76, 2010 was \$21,141.60, zero for 2011 and zero for 2012; which comes out to the \$24,686.36. Then if you take the Workman's Compensation return premium, which, as a business owner myself I'm quite familiar with the Workman's Comp and the headaches you have with that and the demands put on us by the State, if we take the JIF, is it correct we start at zero again and we pay at the highest rate?

Mr. Newland – The JIF does not use experience modifications so you are correct, yes, you are losing that experience modification credit that you've built up with Selective. But the JIF's don't use the same rates that insurance companies do. They do not follow the same State guidelines and that's why over the last few years JIFs have become more and more competitive because the State rates have been going up and up.

Dr. Dougherty – At the same time you have the returns that you just demonstrated in this addendum for five years which comes out to \$11,068.00. If you divide that up it's about \$2,213.00; you add that to the \$4,811.00 and you save the Authority \$7,024.00 on the average of the five year period. So if you take that and you compare the one year increase of \$4,000.00, the difference if we went with the JIF instead of what we already have; a known entity with a known track record and no known problems, and having our insurance covered, just on the factual basis, on the basis of validity, it looks like a wash if not better off staying where we are.

Mr. Newland – I agree that the numbers are very close and I follow your rationale with the dividends. I'm trying to be fair to both parties though I am a fan of Selective, I think they are a great company but at the same time the JIF has its values too. The JIF is also including the pollution coverage that Selective does not include. I've tried to test the waters in the past week to get you a pollution quote to go along with the Selective renewal quote and I was not able to get it done by today.

Dr. Dougherty – How about our history? We had a problem here about fifteen years ago; we had an overflow problem down here with possible pollution and I believe the insurance company covered our total costs for the cleanup. Do you know that history?

Mr. Coe – I remember the occasion but not where the money came from.

Mr. Watts – We got money from the insurance company but also from the government.

Mr. Newland – Pollution is specifically excluded under the Selective policy.

Dr. Dougherty – So that would be an additional premium; do we have any idea what that would cost?

Mr. Newland – I was saying to Mr. Kendzulak, Jr. that my gut feeling says in the \$5,000.00 to \$10,000.00 range but that's just my best guess.

Dr. Dougherty – Now with the problems we've had with Hurricane Sandy and how it's affected some of these Authority's, have their insurance demands been figured out or calculated and how is it going to affect the premiums in the next year or so?

Mr. Newland – I spoke with the NJJIF at length about it and they feel that they weathered through it pretty well and are not anticipating their surplus being much involved.

Dr. Dougherty – We are locked in for three years whether they raise the premiums or lower the premiums.

Mr. Newland – Yes, that's the big concern and the experience modification that you had with Selective is lost if you leave and go into the JIF and eventually come out of the JIF. You would lose that modification.

Mr. Kendzulak, Jr. – I've been working with Mr. Newland and want to commend him for going through all of this and comparing them fairly and putting this together as far as what the benefits and cons associated with the JIF or the Selective policy that we have and I think he did a very good job. One of the questions I had was whose part of the NJJIF? In the past we never talked about the NJJIF, just the Somerset County JIF. But the NJJIF is made up of Authority's throughout the State and in going back and looking at the research that Mr. Miller did, there's a list that was attached to this packet that lists all of the Authority's that are associated with this and when I went through it, I was familiar with some of them from Hunterdon and Somerset Counties; Bernards Township SA, Clinton Township SA, Franklin Township SA, Hillsborough MUA, Lambertville MUA, Readington – Lebanon SA, Somerset – Raritan Valley SA, just to name a few that are in the area. I'm not aware of any Authority in this area that is not part of the JIF. I asked Mr. Miller to get feedback from some of them and ask some general questions. Mr. Miller asked if they were happy and satisfied. There's training that comes with the JIF, I know Mr. LaFerla is happy with the training we get and I think it came to almost \$10,000.00. The other big concern I had was with the pollution insurance; it's not part of our Selective policy and I can see whether it's human error or mechanical error, if something happens and there's a release into the South Branch, I could see that costing quite a lot of money. The JIF covers the pollution; it's part of it. If you go through and look at what Mr. Miller did, everyone is very happy with the JIF; a lot of them have been with it from inception or shortly after. There are meetings to go to, it doesn't seem you

have to go to them but everyone encourages you to go because there's good stuff that comes out of them. If we join the JIF, we're not eligible for any kind of dividend reimbursement until we have three or four years into the program. After we're in there, we can enjoy dividends if they do issue them. My understanding is dividends are fairly constant. Looking at Hackettstown MUA, their premium was \$90,000.00 and they got a dividend of \$7,000.00.

Mr. Newland – Dividends are based on a percentage of your premium relative to other JIFs and is relative based on your length of time in the JIF.

Mr. Kendzulak, Jr. – So, these guys are in their fourth year.

Mr. Newland – So they are probably receiving their first dividend.

Mr. Kendzulak, Jr. – They are happy with the JIF, it's great, they saved a lot of money and they had been with Selective. It seems like all the players in the Authority world or most of them are all part of this JIF and we're one of the few entities that are not. A big thing I see here is the pollution insurance; by going with this JIF we get that. We're picking up liability insurance, safety training, and that underground insurance we talked about. I'm in support of moving from Selective to the JIF for those reasons.

Mr. Kinsella – Mr. Watts, I know you're involved with Lambertville and Clinton Township; what do they think?

Mr. Watts – They are very happy. There's a risk manager that's appointed who is a liaison with the JIF and also comes and helps you with any issues and the JIF pays the salary or stipend for that person. The two other Authorities I represent are very happy with their coverage.

Dr. Dougherty – The arguments are very persuasive, however, I also understand that there is a variable which we don't know, they have to come and audit our plant before the final premium is determined. Is that correct?

Mr. Newland – Yes.

Dr. Dougherty – Have we ever had an audit before so we can compare it?

Mr. Newland – It's not so much an audit as an inspection, a safety inspection. I understand that in all they've done, there's never been one that has come back and caused a major issue, there might be something small here or there but nothing of any significance.

Mr. LaFerla – They came through last year for our insurance. Just so you know; there are a lot of classes that we have to take that are listed but there are some that aren't and just so all of you are aware there might be some we have to pay for.

Dr. Dougherty – Who is the governing body of the JIF? Who are they? How are they selected? Are they voted members or appointed? Are they selected by the participating agencies? How independent is this? Does anyone know anything about the structure?

Mr. Newland – I can't answer that to any great length other than it's an appointed body that oversees everything.

Dr. Dougherty – And who appoints them?

Mr. Newland – I believe it's on an internal level.

Mr. Watts – They are made up of representatives from the Authority's.

Mr. Kendzulak, Jr. – Whenever I've talked to Mr. Pietrefesa, he was always happy with the Somerset County JIF but remember, that's a different JIF.

Mr. Del Vecchio – The difference in the first years cost, it's nothing, its two percent. I thank Dr. Dougherty for talking about what we get back but what we've had with Selective, we get something back one year and the next we don't, so there's nothing guaranteed there. My thought is there are advantages to going with the JIF. The pollution insurance with the JIF is one of the big things. As far as the safety inspection, I'd rather have someone find something and tell us and we fix it and get it over with. I can't imagine that there's anything down there of any consequence that would affect the dollars. If there are no other comments we have a choice to either go with 16A which is staying with Selective or 16B which is switching to the JIF. Do I have a motion to approve 16A? (silence) Do I have a motion to approve 16B?

Mr. Kendzulak, Jr. made a motion to approve Resolution #2013 – 16, Mr. Kinsella seconded the motion.

Roll Call Vote:	Mr. Del Vecchio	-	Yes
	Dr. Dougherty	-	Yes
	Mr. Kendzulak, Jr.	-	Yes
	Mr. Kinsella	-	Yes
	Mr. Tully	-	Yes

Resolution #2013 – 17      Approval of Proposal for Lawn Maintenance Services

Mr. Kendzulak, Jr. made a motion to approve Resolution #2013 – 17, Mr. Tully seconded the motion.

Roll Call Vote:	Mr. Del Vecchio	-	Yes
	Dr. Dougherty	-	Yes
	Mr. Kendzulak, Jr.	-	Yes
	Mr. Kinsella	-	Yes
	Mr. Tully	-	Yes



Resolution #2013 – 18      Award of Bid for Building Demolition Project

Mr. Kendzulak, Jr. – Is Flemington Borough aware of this?

Ms. Nicaretta – Yes, they received the packet from last month and it was under the Discussion Section.

Mr. Kendzulak, Jr. – Okay, as long as they are in the loop.

Dr. Dougherty made a motion to approve Resolution #2013 – 18,      Mr. Tully seconded the motion.

Roll Call Vote:	Mr. Del Vecchio	-	Yes
	Dr. Dougherty	-	Yes
	Mr. Kendzulak, Jr.	-	Yes
	Mr. Kinsella	-	Yes
	Mr. Tully	-	Yes

Resolution #2013 – 19      Approval of Change Order for SCADA Phase II and Main Treatment Plant Blower Replacement

Mr. Coe – As I explained last month, this has to do with various items of work that needed to be done or modified and it's a change order in the amount of \$66,213.01.

Mr. Tully – I have a question that I should have asked last month; initially the eight and twelve inch difference, shouldn't somebody have noticed that before we bought the new blowers as opposed to the old blowers? Whose responsibility was it to check that it connected properly?

Mr. Coe – I think we were relying on some record drawings that were here, it hadn't been picked up before the bid; if it had been the bid probably would have been higher.

Mr. Kinsella – I have to agree with Mr. Tully, I think that's a major oversight. When there's a site inspection done during a job definition or whatever you want to call it, unless the pipe is that inaccessible, somebody should have seen that right away.

Mr. Del Vecchio – I'll take it a step further; I think it's something Hatch Mott MacDonald should have picked up. I know you guys used record drawings but record drawings doesn't mean As-Builts, that's why they're called record drawings. When we are doing something of this magnitude, we are depending on you. That's one thing; the other thing is there was obviously a walk through with the contractor and to be here at this point with this, is not good.

Mr. Coe – Let me get more detail on the actual conditions and I'll certainly provide a better observation. If the Board feels there is something that Hatch Mott MacDonald should contribute to this, we'll see that it happens.

Mr. Del Vecchio – We'll defer this until next month.

Mr. Coe – I don't know that it changes the fact that the contractor has already done some of the work.

Mr. Del Vecchio – Motion to approve? (silence)

Dr. Dougherty – I think legally, if we don't approve it and don't pay them we could be sued.

Mr. Watts – It's a change order, has the work been done?

Mr. Coe – It has to get done.

Mr. LaFerla – Some of it has been done.

Mr. Kinsella – What percentage of number one is the whole load here?

Mr. Coe – I'll get that information for you, I don't know offhand.

Dr. Dougherty – It's going to cost that amount no matter where we get the money. If we want to get this job done, we have to put this to rest.

Mr. Tully – Especially if Mr. LaFerla says some of the piping is already changed.

Mr. LaFerla – The air piping is done.

Mr. Watts – The resolution speaks for itself. It should be approved and Mr. Coe said he'd give you a further report as to what happened, why it happened and the Board can take that into consideration with discussions with Hatch Mott MacDonald afterwards. This should probably be approved because it stands on its own.

Dr. Dougherty made a motion to approve Resolution #2013 – 19, Mr. Tully seconded the motion.

Roll Call Vote:	Mr. Del Vecchio	-	Yes
	Dr. Dougherty	-	Yes
	Mr. Kendzulak, Jr.	-	Yes
	Mr. Kinsella	-	Yes
	Mr. Tully	-	Yes

Resolution #2013 – 20      Authorizing Application for a Loan from the New Jersey Environmental Infrastructure Financing Program

Mr. Kendzulak, Jr. made a motion to approve Resolution #2013 – 20, Mr. Kinsella seconded the motion. All were in favor.

Resolution #2013 – 21      Authorization to Endorse NJDEP Treatment Works Application and Submission of Land Use Regulation Program Permits for Woodside Farms Pump Station Rehabilitation

Mr. Kinsella made a motion to approve Resolution #2013 – 21, Mr. Kendzulak, Jr. seconded the motion. All were in favor.

Resolution #2013-22      Authority    Adopted    Sewer    Budget    Resolution  
(replacing Resolution 2012-68)

Mr. Miller – This is replacing Resolution 2012-68; which needs to be rescinded. The resolution had the wrong number in it; the budget packet itself had all the correct numbers but not the resolution. This is correcting it.

Mr. Tully made a motion to approve Resolution #2013-22, Mr. Kinsella seconded the motion.

Roll Call Vote:	Mr. Del Vecchio	-	Yes
	Dr. Dougherty	-	Yes
	Mr. Kendzulak, Jr.	-	No
	Mr. Kinsella	-	Yes
	Mr. Tully	-	Yes

**6. Approval of Minutes:      Minutes of January 17, 2013**

Mr. Kendzulak, Jr. – Mr. Kinsella, did you talk with Mr. Frank Bell?

Mr. Kinsella – Yes, today finally, after three visits to the County building and I don't know how many phone calls. He assured me by next month everything will be resolved. They're putting it on the agenda for the Freeholders meeting. By next month it will be done. It was very hard to get a hold of him.

Mr. Kendzulak, Jr. made a motion to approve the minutes from the January 17, 2013 meeting. Mr. Kinsella seconded the motion. All were in favor. Mr. Del Vecchio abstained.

**7. Treasurer's Report / Payment of Bills:**

Mr. Kendzulak, Jr. - The bills totaled \$975,620.60. It's fairly large this month but there are two items to note, one is for Coppola Services in the amount of \$60,172.00 and one is for DeMaio Electrical in the amount of \$458,835.31. They are both NJEIT so we will get reimbursed for them.

Mr. Tully made a motion to approve the payment of bills. Mr. Kinsella seconded the motion.

Roll call vote:	Chair Del Vecchio	-	Yes
	Dr. Dougherty	-	Yes
	Mr. Kendzulak, Jr.	-	Yes
	Mr. Kinsella	-	Yes
	Mr. Tully	-	Yes

**8. Citizens' Privilege:**

None

**9. Adjourn into Closed Session by Motion, if Needed**

**10. Adjournment of Regular Meeting:**

Dr. Dougherty made a motion to adjourn the Regular Meeting. Mr. Kendzulak, Jr. seconded the motion. All were in favor.

RARITAN TOWNSHIP MUNICIPAL UTILITIES AUTHORITY  
WORK SESSION MINUTES

February 21, 2013

365 Old York Road, Flemington, New Jersey  
(908) 782-7453 Office

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1. **The Work Session** of the Raritan Township Municipal Utilities Authority will be called to order upon the adjournment of the Regular Meeting.

2. **Correspondence:**

a) William Tauriello for Richard Creter to Bruce Miller of RTMUA Regarding Block 27 Lot 30.01

Mr. Miller – This is for Mr. Dick Creter; the long and short of the whole thing is originally there was a Block 27 Lot 30 that belonged to Johnson – Amritt that was subdivided into three lots, the Lot 30.01, Lot 30.02 and Lot 30.03. Lot 30.01 and Lot 30.03 were retained by Johnson – Amritt. Lot 30.01 had capacity when it was split off – 3 EDUs; and Lot 30.02 had 2 EDUs which now belongs to Mr. Creter. Mr. Creter sent us a letter saying he wanted to buy Lot 30.03 and we said our policy is unless there have been Certificate of Occupancy issued for all of the lots created out of the Mother Lot we won't issue more capacity. But in speaking with Ms. Sunyak, she said one, there shouldn't have been a lot created without capacity and two, is today Lot 30.01 had a Pre-Construction meeting which means there will be a Certificate of Occupancy very shortly so I see no reason to not give the 3 EDUs of capacity.

Mr. Creter – Will that be a resolution at the next meeting?

Ms. Nicaretta – Yes, because we have to do a Reservation Agreement for the capacity.

3. **Unfinished Business:**

a) Robin Hill Pump Station Lighting

To be discussed in Closed Session

4. **New Business:**

None

**5. Professional Reports:**

- a) Attorney - none
- b) Engineer – ok

**6. RTMUA Reports:**

- a) Administrative Report –

Mr. Miller – Mr. Watts sent me a letter basically saying that by February 1<sup>st</sup> you have to have certain things on your website. I do and it's attached. The one thing I didn't have time to run by you was the Mission Statement. Does anyone have an objection to what I have? (no objections)

- b) Operations Report

Mr. LaFerla – The Union Contract expires this year so you need to start thinking about it.

- 1. Chief Operator's Report - ok
  - i) Overtime Recap - ok
  - ii) Septage / Greywater Recap - ok
- 2. Laboratory Summary - ok
- 3. Maintenance Summary - ok
- 4. Readington Flows - ok

- c) Commissioner's Comments:

Mr. Kendzulak, Jr. – As far as the Flemington Borough Agreement goes, I sent it off to Mr. Phil Velella at Flemington Borough. He contacted me to say he has it but hasn't had a chance to go through it yet. We're in a standby mode with that.

7. **Discussion:**

a) FWWF Settling Tank Improvements Bid Results

Mr. Coe – We've provided a bid report and we recommend awarding to J. P. Smith who had a price of \$67,700.00 and he was the low bidder. We have checked their references and they are good and a copy of this bid report has gone to Flemington Borough.

Mr. Del Vecchio – Okay, that will be a resolution next month.

b) Waiver of Sewer Use Fees for Community Building – Food Pantry and Unknown Tenant at Raritan Town Square (Block 16.01 Lot 35; Bldg. J)

Mr. Miller – This is the building with the Food Pantry. What this resolution 1994-10 says is the Police Building, the Municipal Building and the Public Works is exempt and they are specifically named. It's up to you folks how you want to handle it.

Mr. Del Vecchio – I thought we talked about this a couple of meetings ago.

Mr. Miller – We did.

Mr. Del Vecchio – We agreed we would exempt them.

Ms. Nicaretta – At the meeting it was discussed at, was to waive the Connection Fee, not the billing.

Mr. Miller – I think the question is what about the other half of the building? We don't know. If the Falcons go in there, should we charge them rent?

Mr. Del Vecchio – What are we talking about? Around 3 EDUs? It's not going to make or break us. I would tell them we'll waive it provided the building is used for the community and not for commercial in the other half; nonprofit etc.

Mr. Watts – We should reserve the right to assess that fee in the future should it change.

Mr. Kendzulak, Jr. – This is a Township owned building, correct? They maybe leasing it to the Food Pantry and the Pioneers or at least letting them use it, maybe they're not charging them.

Mr. Kinsella – What if the other football thing has a problem with that.

Mr. Kendzulak, Jr. – This is a Township building, it's different.

Mr. Kinsella – Does the Township definitely own this building?

Mr. Del Vecchio – The developer had to build that building and give it to the Township. I think the Township owns it.

Mr. Kendzulak, Jr. – Good point, I think we're under the impression that the Township does own it, that's what is distinguishing it from the Falcon's building somewhere else. If the Township owns it and they're letting the Food Pantry and the Pioneers use it with no charge, that's their business and I'm okay

with that. I'd feel more comfortable knowing the Township definitely does own it though.

Ms. Nicaretta – They do own it, Mrs. Crown said it's a separate account.

Mr. Del Vecchio – If it owns that piece of property and there's no commercial gain from it. If the Township starts leasing it to a full profit enterprise then we'll speak up.

- c) Board of Commissioners Authorization for Mr. LaFerla, Ms. Loudon, Mr. Miller and Mr. Schneider to Attend NJWEA Annual Conference on May 13 – 17, 2013 in Atlantic City.

Ms. Nicaretta – This is for permission from the Commissioners for Mr. LaFerla, Mr. Miller, Mr. Schneider and Ms. Loudon to attend the NJWEA Conference May 13 – May 17, 2013. Mrs. Struening needs a yes or no.

Mr. Kendzulak, Jr. – It's budgeted for?

Ms. Nicaretta – Yes; then you are okay with it? I'll tell Mrs. Struening.

- d) AEA Conference in Atlantic City March 12 - 13, 2013; Attendee Confirmation

Ms. Nicaretta – This is asking which Commissioner's would like to go but Mrs. Struening needs to know tonight. (no Commissioners are able to attend)

- e) Signing of Documents (Signatories Sheet)

**8. Adjourn into Closed Session by Motion, if Needed**

Mr. Watts – We will be going into Closed Session to discuss Personnel Issues, Contractual Matters and Potential Litigation. I don't believe any formal action will be needed to be taken by the Authority.

Mr. Kinsella made a motion to adjourn into Closed Session for the above stated purpose and Mr. Tully seconded the motion. Closed Session was from 6:03 pm – 7:15 pm.

**9. Adjournment of Work Session:**

Mr. Tully made a motion to adjourn the Work Session. Mr. Kendzulak, Jr. seconded the motion. All were in favor. The Meeting ended at 7:16 pm.