

FEBRUARY 28, 2018

The Regular Meeting of the Hanover Sewerage Authority, County of Morris and State of New Jersey, was held on Wednesday, February 28, 2018 at 8:30 in the evening, prevailing time, at the Municipal Building, 1000 Route 10, Whippany, New Jersey.

PRESENT: Chairman Dittrick; Members Byrne, Corona, Fashano and Kuehner; Michael C. Wynne, P.E., Executive Director; Christopher Falcon, Esq.; Silvio Esposito, Treasurer and Brian Cahill, Township Liaison

ABSENT: None

STATEMENT OF PRESIDING OFFICER

Adequate notice of this meeting has been provided in accordance with the Open Public Meeting Act by posting written notice and agenda of the meeting on the Bulletin Board in the Municipal Building, 1000 Route 10, in the Township of Hanover, and by informing the following newspapers:

HANOVER EAGLE/REGIONAL WEEKLY NEWS
MORRIS COUNTY DAILY RECORD

(Signed) Chairman
Dennis Dittrick

Chairman Dittrick opened the meeting to the public at 8:30 pm. A public hearing was held on the adoption Resolution No. 28-18 Rate Schedule Change for IPP fees for 2018 fiscal year. There were no comments made by the public after the Resolution was public noticed. The Executive Director closed the public comment period. The Executive Director read the Resolutions onto the record. The Executive Director asked for a motion to approve Resolution No 28-18. A motion was made by Member Corona.

RESOLUTION NO. 28-18

WHEREAS, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq., authorizes the use of shared services among local government entities; and

WHEREAS, the Madison-Chatham Joint Meeting (the "MCJM") has the need for water quality laboratory services to analyze phosphorous (influent and effluent) levels for the Molitor Water Pollution Control Facility subject to the terms and conditions set forth herein; and

WHEREAS, the Hanover Sewerage Authority (the "Authority") has the ability to provide such phosphorus analysis; and

WHEREAS, the MCJM and the Authority wish to enter into a Shared Services Agreement setting forth the terms and conditions upon which said services will be provided to the MCJM by the Authority; and

NOW, THEREFORE, BE IT RESOLVED by the Hanover Sewerage Authority in the County of Morris and State of New Jersey on this 28th day of February, 2018 as follows:

1. The Authority authorizes and approves a Shared Services Agreement pursuant to N.J.S.A. 40A:65-5.
2. The Executive Director is authorized and directed to execute a Shared Services Agreement with Madison Chatham Joint Meeting in the form approved by the Authority Attorney.
3. This Resolution shall take effect as provided by law.

DATED: February 28, 2018

HANOVER SEWERAGE AUTHORITY
COUNTY OF MORRIS
STATE OF NEW JERSEY

Ayes: Chairman Dittrick, Member Byrne, Corona and Kuehner . Nays: None.

The Executive Director, Michael Wynne, noted that the following correspondence was received:

COMMUNICATIONS

1. MOTT MACDONALD

- a. 01/23/2018 Letter re: Payment No. 47 Contract 38
- b. 01/23/2018 Letter re: Payment No. 14 Contract No. 40
- c. 02/08/2018 Letter re: Barclay's
- d. 02/12/2018 Letter re: Mack-Cali
- e. 02/26/2018 Letter re: Payment No. 15 Contract 40
- f. 02/26//2018 Letter re: Payment No. 48 Contract 38
- g. 02/27/2018 Letter re: Payment No. 9 Contract 41

2. NJDEP

- a. 02/06/2018 Letter re: NJPDES Permit Fees
- b. 02/06/2018 Letter re: Pretreatment Program Annual Report Administrative Review
- c. 02/12/2018 Letter re: Pretreatment Program Annual Report Technical Review
- d. 02/12/2018 Letter re: Pretreatment Program Annual Report Technical Review

3. PROOF of PUBLICATION

- a. 02/13/2018 Star Ledger Resolution No. 48-17 Rate Change Introduction

The Executive Director asked for a motion to approve the following Resolution. Member Corona made the motion

RESOLUTION 26-18

WHEREAS, on November 25, 2008, after public bidding in accordance with the requirements of the Local Public Contracts Law, N.J.S.A. 40:11-1 et seq., the Authority executed Hanover Sewerage Authority Utility Upgrade Design Contract No. 36, Project No. 02910.002 (hereinafter Contract No. 36) in the bid amount of \$3,086,100 with GDS and a Notice to Proceed with the work was issued to GDS thereafter; and

WHEREAS, during the course of the work, certain issues arose and the Authority issued GDS a Three Day Notice to Contractor for refusing to continue the work pursuant to Contract No. 36, Article XXI, on January 11, 2013 due to, among other things, boiler oil leaks, roof leaks, expiration of the builders risk insurance policy, and alignment issues with Pump No. 1; and

WHEREAS, thereafter, GDS stopped the work in May, 2013, entitling the Authority to charge GDS for the completion of work in accordance with Article LV of Contract No. 36; and

WHEREAS, GDS has been paid \$2,868,649.00 for work completed prior to its stoppage of the work and GDS is not entitled to any further payment under Contract No. 36; and

WHEREAS, the parties desire to enter into this Settlement Agreement to fully resolve any and all claims between the parties with respect to Contract No. 36.

NOW, THEREFORE, BE IT RESOLVED by the Hanover Sewerage Authority in the County of Morris and State of New Jersey on this 28th day of February, 2018 as follows:

1. The Chairman is authorized and directed to execute the Settlement Agreement by and between the Hanover Sewerage Authority and GDS Mechanical, Inc. in substantially the form attached hereto.

2. This Resolution shall take effect as provided by law.

DATED:

HANOVER SEWERAGE AUTHORITY
COUNTY OF MORRIS
STATE OF NEW JERSEY

Member Kuehner seconded. Ayes: Chairman Dittrick, Member Byrne, Corona and Kuehner . Nayes: None.

The Executive Director asked for a motion to approve the following Resolution. Member Corona made the motion

RESOLUTION NO. 27-18

WHEREAS, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq., authorizes the use of shared services among local government entities; and

WHEREAS, the Madison-Chatham Joint Meeting (the “MCJM”) has the need for water quality laboratory services to analyze phosphorous (influent and effluent) levels for the Molitor Water Pollution Control Facility subject to the terms and conditions set forth herein; and

WHEREAS, the Hanover Sewerage Authority (the “Authority”) has the ability to provide such phosphorus analysis; and

WHEREAS, the MCJM and the Authority wish to enter into a Shared Services Agreement setting forth the terms and conditions upon which said services will be provided to the MCJM by the Authority; and

NOW, THEREFORE, BE IT RESOLVED by the Hanover Sewerage Authority in the County of Morris and State of New Jersey on this 28th day of February, 2018 as follows:

4. The Authority authorizes and approves a Shared Services Agreement pursuant to N.J.S.A. 40A:65-5.
5. The Executive Director is authorized and directed to execute a Shared Services Agreement with Madison Chatham Joint Meeting in the form approved by the Authority Attorney.
6. This Resolution shall take effect as provided by law.

DATED: January 24, 2018

HANOVER SEWERAGE AUTHORITY
COUNTY OF MORRIS

STATE OF NEW JERSEY

Member Kuehner seconded. Ayes: Chairman Dittrick, Member Byrne, Corona, Fashano and Kuehner .
Nayes: None.

Member Corona moved the following reports be accepted and filed as received; Member Kuehner
seconded. Ayes: Chairman Dittrick, Member Byrne, Corona, Fashano and Kuehner . Nayes: None.

REPORTS

- Plant Operations Report – dated January 17 – February 21, 2018
- Mott MacDonald Report – dated February 23, 2018
- Collection System Status Report – dated January 17 – February 21, 2018
- Treasurers Report – dated January 31, 2017
- Superintendents Report No. 775 – dated January, 2018

Member Corona moved the payment of the following bills be approved or confirmed; Member Kuehner
seconded; there was roll call approval. Absent: None

JANUARY 2018

<u>REVENUE FUND 117</u>	\$34,878.08
<u>REVENUE FUND 201</u>	\$73,376.38
<u>PLANT EXPANSION FUND 301</u>	\$49,699.88
<u>PLAN REVIEW FUND 401</u>	\$ 0.00
<u>PAYROLL</u>	\$211,374.50

February bills will be confirmed in March.

OTHER BUSINESS

OPEN TO PUBLIC

ADJOURNMENT The Chairman accepted a motion to adjourn the meeting at 8:45 pm

Respectfully submitted,

Michael C. Wynne, P.E.
Executive Director