

Regular Meeting - Agenda

Wednesday, October 15, 2014

5:30 PM

Mayor's Conference Room

Egg Harbor Township MUA
3515 Bargaintown Road
Egg Harbor Township, NJ 08234
(609) 926-2671

Opening Statement Pursuant to the Open Public Meetings Act

Roll Call

General Public Discussion

Applications / Project Status

~Resolution #65 – 2014

Block 2118, Lot 1 [Egg Harbor Associates, LLC]

~ Resolution #66 – 2014

Block 1502, Lot 6 [Harbor Landing] Preliminary & Final Approval

Ratification of Administrative Action

Resolution Memorialization

Engineer Report

~Resolution # 67 – 2014

Certification of Funds – Wet Well Cleaning Contract

~Resolution # 68 – 2014

Change Order – Delaware Avenue Video Contract

Attorney Report

Treasurer's Report

~Resolution # 69 – 2014

Approve Bill List for Operating Account

~ Resolution # 70 – 2014

Approve Bill List for Developer Account

~Resolution # 71 – 2014

Authorize Application to Local Finance Board

Authority Clerk

~ Resolution # 72 – 2014

September 2014 Adjustments

Other Business (not listed on the Agenda)

Closed Session (If Necessary)

Adjournment

Formal action may or may not be taken.

Egg Harbor Township Municipal Utilities Authority
3515 Bargaintown Road
Egg Harbor Township, NJ 08234

October 15, 2014
Meeting Minutes

Chairman Davis read the Opening Statement pursuant to the Open Public Meetings Act and called the meeting to order at 5:30 PM.

Roll Call:	Nathan Davis, Chairman	present
	Michael Duffy, Vice-Chairman	present
	H. Chris Schwemm, Treasurer	present
	Theresa Prendergast, Secretary	present
	Charles Pfrommer, Commissioner	present
	Theresa Moschetto, Alt Commissioner	absent

Vincent Polistina, Engineer, John Ridgway, Solicitor and Elaine Super, Authority Clerk were also in attendance. Mrs. Moschetto called in advance and was excused from this meeting.

General Public Discussion

There was no one present from the public, therefore a motion was made by Mr. Schwemm, seconded by Mr. Duffy to close the public portion of the meeting. All voted yes.

Applications / Project Status

~ **Resolution #66 – 2014** [Harbor Landing] Preliminary & Final Extension Review
Block 1502, Lot 6 – 6020 Delilah Road

Attending the meeting on behalf of Harbor Landing was Attorney Jack Plackter. Kevin Dixon and Jim Boyle were also present. Mr. Polistina shared the project details; 204 market rate apartments and multiple buildings on the property are proposed with an expected flow of 38,200 gpd. An on-site, private pump station is also proposed with a force main being tied into a manhole in Delilah Road. A capacity study of the IBM and Country Air pump stations has been completed, revealing insufficient capacity at the Country Air station. The approximate costs to upgrade the station is \$65,400. If this projects moves forward, those funds must be deposited into an escrow account prior to construction. The Authority will then oversee the upgrades. If the costs exceed the estimate, the applicant will be required to provide the additional funding. There are 22 homes within a 200' radius of the project, six of which are without sewer. Due to the immediate expense to the developer as well as the on-going expense to the Authority, it was agreed that it will not be feasible to sewer those homes, at this time. A motion was made by Mrs. Prendergast, seconded Mr. Pfrommer to grant preliminary and final approval. All voted yes except Mr. Schwemm who voted no. Mr. Plackter acknowledged that the \$65,400 will be put into an

escrow account within the next sixty days and the approvals are conditioned upon those pump station upgrades.

~ **Resolution #65 – 2014** [Egg Harbor Associates, LLC]

Block 2118, Lot 1 – Black Horse Pike & Fire Road

Attending the meeting on behalf of the applicant was Bill Dion and Keith Davis.

Mr. Davis made a request for a one (1) year extension of the NJDEP approval for this project. Mr. Davis recapped the prior approval dates, the Permit Extension Act dates as well as the on-going litigation with Wal-Mart. Further, he acknowledged that there are a couple of outstanding issues that need to be satisfied, however, he added that due to circumstances out of their immediate control, a funding agreement would not be finalized nor could an escrow account be funded at this time. Mr. Schwemm once again expressed his concern over the lack of a funding agreement. Mr. Davis and Mr. Dion both stated that this project will not be built if they are unsuccessful in their litigation and there isn't any one entity involved that will put up \$89,000 on a project that may never move forward. Without the upgrades to the pump station, they'll never get their final approvals from the Authority so at some point, they'll have to put up that money or they will not receive a final approval from the Authority to commence construction. Motion Mr. Duffy second Mrs. Prendergast to grant a one (1) year extension until June 30, 2016. All voted yes.

Engineer Report ~ The written engineer's report is attached and is a part of these minutes.

~ **Resolution #67 – 2014** [Wet Well Cleaning Contract]

Bids were received on October 15th for this contract. Our current contractor, Caproni Family Septic, was the lowest responsive bidder with an amount of \$186,800.00. Motion Mrs. Prendergast second Mr. Pfrommer to award the contract in that amount. All voted yes.

~ **Resolution #68 – 2014** [Change Order – Contract #78]

Additional video was required on Washington Avenue, thus increasing the cost by an additional \$496.26. Motion Mr. Schwemm second Mrs. Prendergast to authorize this increase. All voted yes.

A live demonstration of the new GIS system is expected to be provided at the next MUA meeting. As this is a web based program, Mrs. Super will be given access to it by the end of this week.

Treasurer's Report

~ **Resolution #69 – 2014**

Motion Mr. Schwemm, seconded by Mrs. Prendergast to approve the bill list for the Operating Account. All voted yes.

~ Resolution #70 – 2014

Motion Mr. Schwemm, seconded by Mrs. Prendergast to approve the bill list for the Developer Account. All voted yes.

~ Resolution #71 – 2014

In order to apply for the NJ Environmental Infrastructure Trust loan, the Authority must apply to and obtain approval from the Local Finance Board. Adoption of this resolution will authorize the Bond Counsel and Financial Advisor, as well as Authority representatives, to proceed with the application to the Local Finance Board. Motion Mr. Schwemm second Mr. Pfrommer to authorize this resolution and proceed with the application. A roll call vote resulted in all members present voting in favor of the resolution.

The Treasurer's report, provided by Mr. Schwemm, was accepted by the Authority.

Authority Clerk Report

~ Resolution #72 – 2014

Motion Mr. Schwemm, seconded by Mrs. Prendergast to approve the September 2014 account adjustments. All voted yes.

Motion Mr. Duffy second Mr. Schwemm to approve the September 2014 meeting minutes. All voted yes.

Attorney's Report

Mr. Ridgway met with Mrs. Veloso and Mrs. Super last week to discuss the payroll processes. Mrs. Veloso then provided a summary addressing the concerns raised at the September meeting. Mr. Ridgway provided a brief recap of her summary and advised the board that he would like to obtain additional information prior to making a recommendation regarding future processes.

Mr. Ridgway advised the Commissioners that counsel for Crossing M.H.C. recently wrote a letter and submitted a sewer easement plan in connection with the Clayton/Brangan/Gauta project. The Authority professionals will review the submissions and respond as necessary.

A motion to adjourn the meeting was made by Mr. Schwemm, seconded by Mr. Duffy at 7:00pm. All voted yes.

Theresa Prendergast, Secretary

Prepared by Elaine Super, Authority Clerk

Date Approved: November 19, 2014

Engineer's Report
Egg Harbor Township MUA
October 15, 2014

Engineering Projects

1. **Emergency Maintenance Contract**

Kline Construction responded to several emergencies within the last month. They replaced a broken manhole casting located in front of 15 Morning Glory Court that was cracked. Kline assisted in the repair of the common force main located along the east side of Fire Road that was damaged during utility pole relocations. Kline also repaired the eight-inch force main from the IBM station which was hit along English Creek Avenue between William and Brown Avenues by Verizon during a utility pole installation.

We have recommended a payment in the amount of \$8,983.84 from the Operating Account for the work completed.

2. **ACUA Contract Administration**

The maintenance logs from the ACUA during the past month have been normal overall. There are several stations operating with a single pump. The replacement pumps for the Cardiff station are expected to be delivered within the next week. One of the pumps from the Trailer Park station requires replacement seals. The County has been instructed to complete the work. We received a seal failure alarm for one of the pumps from the Beaver station late last week so it will be sent out for repair sometime this week.

The IBM station has been experiencing electrical issues over the past month that have affected the operation of the station. The issues appear to be caused by a worn meter socket that created minor power outages and possibly permitted an electrical surge. One of the soft starts that operate the pumps failed and was removed, and the main PLC appears to have been damaged. We are looking into the cost to replace the damaged equipment.

3. **Wet Well Cleaning Contract Administration**

Caprioni Family Septic completed the normal monthly basket and wet well cleaning over the past month. They installed new security hasps at the Joanne and Crystal Lakes stations and secured the guiderails at the Anchorage Poynt station.

Caprioni assisted with bypassing the flow from the IBM station while the force main was repaired by Kline Construction.

We have recommended a payment in the amount of \$10,931.90 from the Operating Account for the work completed in September.

The current wet well cleaning contract expires at the end of this month. The Authority will receive bids for the 2014-2015 Pump Station Maintenance and Wet Well Cleaning Contract on Wednesday, October 15, 2014. We will provide a report of the bids at the meeting.

4. Spills

The Authority had two spill incidents within the past month, both occurring on September 30th. The first occurred off of Fire Road between Almo Pools and Weinstein Plumbing. The two-inch common force main was hit during the pole relocations being completed as part of the intersection improvements for Mill and Fire Roads. The Authority Licensed Operator was on-site during the break to assist in locating the force main, but since the records of its location are very poor the line was hit during the pole installation. All water was contained within the hole, and the Authority Emergency Contractor, Kline Construction, was dispatched to repair the force main. Less than 500 gallons was estimated to be lost during the break.

The second spill resulted from Verizon installing a replacement utility pole in front of 3056 English Creek Avenue. They damaged the eight-inch force main conveying flow from the IBM station. We dispatched both Kline Construction, to repair the damaged pipe, and Caprioni Family Septic, to bypass the IBM station while it was shut down. Caprioni also removed all residual wastewater along the edge of the roadway and applied lime. We estimate approximately 1,000 gallons was lost during the spill.

5. FAA Pump Station Upgrades

We are waiting for the Pinelands Commission to complete their review of the Amended Application and issue their approval for the revised improvements.

We are continuing to work with the NJDP EIT in order to proceed with the project.

6. Miami Pump Station Elimination

We are continuing to review the possible alternate options to extending the gravity main across the Black Horse Pike.

7. Brookside Odor Control

We are waiting on pricing to determine the feasibility of placing an air scrubbing unit at the Brookside station. Since the station is located very close to wetlands the unit will need to be raised and secured.

8. GIS System - As-Built

We are continuing with updating the GIS system and completing modifications as recommended by Elaine. We will be setting the system up in the Authority office later this week. We anticipate providing a demonstration to the Authority Commissioners at the November meeting.

9. Landscaping Contractor

The Authority Landscape Contractor completed their normal monthly maintenance at each station.

We have recommended a payment in the amount of \$2,299.08 from the Operating Account for the work completed in September.

10. Delaware Avenue Video Inspection

The contractor completed the video inspection of all the mains within the scope of work along Delaware Avenue and Martin Avenue and the additional work along Washington Avenue.

We have recommended a final payment in the amount of \$8,916.26 from the Operating Account for the work completed.

There was also an invoice from the EHTPD for traffic control services during the completion of the video inspection work along Delaware. We have recommended a payment in the amount of \$3,750.00.

Developer Projects

Extension Applications

There are no developer funded sanitary system expansion projects currently underway.

Connection Applications

No applications were submitted.

Change of Use Applications

1. **Salvatore Valentino - 6572 Mill Road**

The applicant has submitted an application to reopen an existing restaurant as a deli, sandwich and pizza shop.

Vince Polistina
Authority Engineer

**EGG HARBOR TOWNSHIP MUNICIPAL UTILITIES AUTHORITY
EXTENSION OF SEWERAGE APPROVAL
RESOLUTION #65 of 2014**

**APPLICANT – Egg Harbor Associates, LLC
PROJECT - Wal-Mart Store & Retail Development
Block 2118, Lots 1, 16-21
EHTMUA Application #03-40**

The Egg Harbor Township Municipal Utilities Authority (referred to as “Authority” or “EHTMUA”) is a duly formed and authorized public body created under the Municipal and County Utilities Authorities Law, as set forth in Chapter 183 of the Laws of New Jersey of 1957 as amended for the purposes of overseeing the provision and development of sewerage facilities and services within Egg Harbor Township, New Jersey, as more particularly set forth in the Act.

Egg Harbor Associates, LLC is the Applicant in connection with this matter involving Block 2118, Lots 1, 16-21. By Resolution No. 35 of 2011 the Applicant was granted Amended Preliminary & Final Approval by the Authority (the “Approval”). On October 15, 2014 at the regularly scheduled meeting of the Authority, the Applicant’s request for an extension of its Approval was heard. The Applicant’s representatives, Keith Davis, Esquire, and Bill Dion were in attendance. At that time the Authority was presented with details and information concerning the project status and the Applicant's request for extension of the Authority's Approval as well as the State of New Jersey Department of Environmental Protection Treatment Works Approval.

FACTS PRESENTED

The Applicant requested an extension to June 30, 2016 of the Approval and requested the Authority to request a corresponding extension of the State of New Jersey, Department of Environmental Protection Treatment Works Approval. The Applicant and Commissioners discussed the on-going litigation affecting the project and the outstanding conditions of the

**EGG HARBOR TOWNSHIP MUNICIPAL UTILITIES AUTHORITY
FINAL SEWERAGE EXTENSION APPLICATION
RESOLUTION #65 of 2014
APPLICANT – Egg Harbor Associates, LLC
Block 2118, Lots 1, 16-21
EHTMUA Application # 03-40**

Approval including the status of the Funding Agreement related to sewer system upgrades triggered in part by the project.

The Authority’s Engineer recommended that the extension be granted.

AUTHORITY ACTION

Based upon the above facts developed at the time of the hearing and as otherwise set forth in the application materials, Commissioner Mike Duffy made a motion to grant the Applicant’s request for an extension to June 30, 2016 of the Approval and to request the New Jersey Department of Environmental Protection to extend the Treatment Works Approval for the same period subject to the condition that the Applicant be responsible for all applicable fees to the Authority, the New Jersey Department of Environmental Protection, and professional escrows, and Commissioner Prendergast seconded the motion to subject to those conditions. The Commissioners voted unanimously in favor of granting the extension and Application request as follows:

Chairman Davis:	Affirmative
Commissioner Duffy:	Affirmative
Commissioner Schwemm:	Affirmative
Commissioner Prendergast:	Affirmative
Commissioner Pfrommer:	Affirmative
Commissioner Moschetto:	Absent

CONDITIONS AND LIMITATIONS OF AUTHORITY ACTION

**EGG HARBOR TOWNSHIP MUNICIPAL UTILITIES AUTHORITY
FINAL SEWERAGE EXTENSION APPLICATION
RESOLUTION #65 of 2014
APPLICANT – Egg Harbor Associates, LLC
Block 2118, Lots 1, 16-21
EHTMUA Application # 03-40**

The Authority's action set forth above is conditional. The Authority reserves the right to administratively amend, suspend or revoke the above action through the Authority Clerk in the event of any of the following:

1. A material change of any plan(s) submitted by the applicant.
2. Local, County, State or Federal law, plan, regulation, agreement, assessment, obligation or other matter which directly or indirectly affects this project, the sewer plan, capacity, feasibility, the number of building units, or the Authority's action concerning the project.
3. Any moratorium or other State, County or local action preventing the approval.
4. Any action outside of the control of the Authority which affects the capacity and feasibility of the Applicant's proposed developments. This includes the denial of an easement or other access right necessary for the routing or placement of sewer improvements as set forth in the application materials.
5. The approval is specifically subject to and conditioned upon the permitting and approval of the plans and the development by the Atlantic County Utilities Authority and the New Jersey Department of Environmental Protection.
6. Final approval is not an allocation of sewer capacity nor is it authorization to commence construction of any sewer related improvement. Sewer related construction may not commence until the Authority issues a final permit after receipt of proper County and State permits.

EGG HARBOR TOWNSHIP MUNICIPAL UTILITIES AUTHORITY
FINAL SEWERAGE EXTENSION APPLICATION
RESOLUTION #65 of 2014
APPLICANT – Egg Harbor Associates, LLC
Block 2118, Lots 1, 16-21
EHTMUA Application # 03-40

7. Any and all “downstream” or other required sewage facilities within or outside the control of the applicant, must be permitted and constructed prior to the applicant taking any action in connection with the development.

8. Notwithstanding the approval, the applicant must still comply with all rules and regulations of the Authority and Egg Harbor Township, and shall be required to pay all applicable fees, assessments or service charges to the appropriate governmental entity including the appropriate sewer connection fee(s).

9. It is the Applicant’s responsibility to determine whether this project is subject to a prior developer’s repayment agreement rights. In the event such repayment agreements are involved, all applicable fees must be paid prior to the applicant taking further action. Further, it the Applicant’s responsibility to apply for recapture rights for subsequent developer’s use of the improvements installed by the Applicant. If the Applicant fails to apply for recapture rights within sixty (60) days of the meeting granting final approval, the right to seek recapture rights shall be automatically and permanently waived by the applicant. The Authority shall have no obligation to notify the applicant of its right to secure recapture rights or of the applicant’s waiver of those rights.

10. Authority approval shall only be valid for two (2) years of the Authority meeting granting such approval, unless the Authority's approval is specified to be a shorter time period in the body of the Resolution. The Authority shall have no obligation to extend any approval. The applicant may request the Authority to extend this final sewage approval prior to the expiration

EGG HARBOR TOWNSHIP MUNICIPAL UTILITIES AUTHORITY
FINAL SEWERAGE EXTENSION APPLICATION
RESOLUTION #65 of 2014
APPLICANT – Egg Harbor Associates, LLC
Block 2118, Lots 1, 16-21
EHTMUA Application # 03-40

of two (2) years in accordance with the Authority's Rules and Regulations. However, if the Authority does not grant an extension of an approval within two (2) years after the date of Authority action, this resolution and final approval shall automatically expire and be deemed revoked without further notice from the Authority. All extensions of the New Jersey DEP Construct and Operate Treatment Works Approval must be filed by and through the Authority's office at the applicant's request.

11. In the event the subject application has been tabled by action of the Authority, such application must be reheard within six (6) months of the date of the Authority action tabling the application in order to maintain any prior preliminary or final application approval in active status. If the tabled application is not reheard and acted upon by the Authority within six (6) months from the time of Authority action tabling it, all prior preliminary and/or final approvals shall be deemed null and void and the application must be resubmitted to the Authority including all application and review fees for any further action.

12. A denied Application must be reheard within six (6) months of the action in order to remain active. Otherwise, a new Application and all applicable fees must be submitted for further Authority action.

13. An Applicant that disagrees with the Authority's actions as set forth in this Resolution or in connection with an application shall have the right to seek reconsideration of the Authority's action. Reconsideration must be sought by submitting written notice of the request for reconsideration to the Authority Clerk within thirty (30) days of the Authority action together

**EGG HARBOR TOWNSHIP MUNICIPAL UTILITIES AUTHORITY
FINAL SEWERAGE EXTENSION APPLICATION
RESOLUTION #65 of 2014
APPLICANT – Egg Harbor Associates, LLC
Block 2118, Lots 1, 16-21
EHTMUA Application # 03-40**

with a detailed report stating what actions are challenged and setting forth the applicant’s basis for disagreeing with the Authority’s actions. All facts, plans, information, statements and reports of professionals supporting the request must be submitted to the Authority at the time the request is made. The Authority will act upon such reconsideration requests within sixty (60) days of receipt of the Applicant’s request for reconsideration and report. The applicant’s failure to request reconsideration within the thirty (30) days set forth above shall constitute an acceptance of the Authority’s action.

14. In the event the Permit Extension Act of 2008 as amended (the “Act”) applies to this development/project, the suspension, tolling and/or extension of an “Approval” as that term is defined in the Act, is specifically contingent upon the availability of sufficient sewer capacity on the part of the Authority and those entities accepting and treating sewerage flow from the Authority to accommodate the flow generated from the subject development/project pursuant to N.J.S. 40:55D-136.4(e).

I, Theresa Prendergast, Secretary for the Egg Harbor Township Municipal Utilities Authority do hereby certify that the foregoing Resolution was duly approved at the regular meeting of the Egg Harbor Township Municipal Utilities Authority held the 15th day of October, 2014, at the Municipal Building, Egg Harbor Township, New Jersey, at 5:30 p.m.

Theresa Prendergast, Secretary

**EGG HARBOR TOWNSHIP MUNICIPAL UTILITIES AUTHORITY
PRELIMINARY AND FINAL SEWERAGE EXTENSION APPLICATION
RESOLUTION #66 of 2014**

Applicant: Franklin Realty Development Corporation
Project: 6020 Delilah Road
Block 1502, Lot 6
EHTMUA Application # 14-18

The Egg Harbor Township Municipal Utilities Authority (referred to as "Authority" or "EHTMUA") is a duly formed and authorized public body created under the Municipal and County Utilities Authority's Law, as set forth in Chapter 183 of the Laws of New Jersey of 1957 as amended for the purposes of overseeing the provision and development of sewerage facilities and services within Egg Harbor Township, New Jersey as more particularly set forth in the Act.

BC Thatcher Real Estate, LLC is the owner of Block 1502, Lot 6 in Egg Harbor Township, New Jersey. The property is approximately 27.87 acres of land and is situated with frontage along Delilah Road and bounded by the Atlantic City Expressway to the north and immediately to the west of the Country Aire Major Subdivision.

On October 15, 2014, at the regularly scheduled meeting of the Authority, the Applicant's request for Preliminary and Final Approval was heard. The Applicant's representatives, Jack Plackter, Esquire and Kevin Dixon, P.E., were in attendance. At that time, the Authority was presented with plans, specifications and other information concerning the application as set forth below and as otherwise provided in the application materials and the Memorandum of the Authority's Engineers, Polistina and Associates, dated October 14, 2014. A copy of the Engineer's Report is attached and incorporated into this Resolution by reference. Likewise, the details and specifications of the plans submitted to the Authority at the time of the hearing are incorporated into this Resolution by reference.

**EGG HARBOR TOWNSHIP MUNICIPAL UTILITIES AUTHORITY
PRELIMINARY AND FINAL SEWERAGE EXTENSION APPLICATION
RESOLUTION #66 of 2014**

Applicant: Franklin Realty Development Corporation
Project: 6020 Delilah Road
Block 1502, Lot 6
EHTMUA Application # 14-18

FACTS PRESENTED

The Applicant is proposing to construct an on-site sanitary sewer gravity conveyance system, which will direct the projected wastewater flow to a proposed privately owned pumping station to be located on the project site. The proposed infrastructure will provide sanitary sewer service to two-hundred and four (204) proposed apartments. The sanitary sewer extension will discharge a total of 38,200 gallons per day (gpd) of waste into the existing and proposed infrastructure.

The proposed flow for the project is broken down as follows:

3,996 SF Clubhouse:	400 gpd
108 1- Bedroom Apartments:	16,200 gpd
96 2- Bedroom Apartments:	21,600 gpd

The anticipated flow from the project site will be collected via the on-site gravity conveyance system and discharged to the proposed pumping station. The wastewater flow will then be conveyed via a force main to a proposed gravity main extension to be constructed along Delilah Road, which will discharge the flow to a manhole adjacent to the EHTMUA Country Aire pump station.

The Applicant proposes to own and maintain the on-site gravity sewer system and pump station. The Authority will have no responsibility with regard to the on-site conveyance and pumping station and as a result no easements in favor of the Authority are required.

**EGG HARBOR TOWNSHIP MUNICIPAL UTILITIES AUTHORITY
PRELIMINARY AND FINAL SEWERAGE EXTENSION APPLICATION
RESOLUTION #66 of 2014**

Applicant: Franklin Realty Development Corporation
Project: 6020 Delilah Road
Block 1502, Lot 6
EHTMUA Application # 14-18

Currently, the Country Aire pump station has insufficient capacity to accept the proposed sewer flow from the project. The Applicant has agreed to be responsible for the cost of the necessary upgrades as determined by the Authority Engineer. The Engineer has estimated the upgrades will cost approximately \$65,400.00 and the Applicant has agreed to deposit this amount with the Authority within sixty (60) days from the date of approval to be held in escrow and used to fund the Authority's upgrades to the Country Aire pump station. The Applicant acknowledged that the escrowed funds represent an estimate of the cost of the required upgrades and that the costs could be more at the time of completion.

The Authority Engineer and Commissioners discussed the feasibility of the developer providing cleanouts to the homes within 200 feet of the property. The Applicant shall not provide clean outs to those homes.

The Authority Engineer recommended granting Preliminary and Final Approval of the Application.

AUTHORITY ACTION

Based upon the above facts developed at the time of the hearing and as otherwise set forth in the application materials, Commissioner Prendergast made a motion to Grant Preliminary and Final Approval of the application subject to the following conditions:

1. The Applicant shall own and be responsible for the on-site gravity sewer system and pump station. The Authority will have no responsibility with regard to the on-site

**EGG HARBOR TOWNSHIP MUNICIPAL UTILITIES AUTHORITY
PRELIMINARY AND FINAL SEWERAGE EXTENSION APPLICATION
RESOLUTION #66 of 2014**

Applicant: Franklin Realty Development Corporation
Project: 6020 Delilah Road
Block 1502, Lot 6
EHTMUA Application # 14-18

conveyance and pumping station and as a result no easements in favor of the Authority are required.

2. The Applicant shall be responsible for the cost of the upgrades necessary to the Country Aire pump station and shall deposit \$65,400.00 representing an estimate of the costs of the upgrades within sixty (60) days of the date of this approval to be held in escrow and used to fund the Authority's upgrades to the Country Aire pump station. In the event the actual cost of the upgrade exceeds the estimated amount held in escrow, the Applicant shall be responsible to fund the additional amount up to the actual cost of the upgrades.

Commissioner Pfrommer seconded the motion to grant Preliminary and Final Approval subject to those conditions. The Commissioners voted in favor of granting Preliminary and Final Approval as follows:

Chairman Davis:	Affirmative
Commissioner Duffy:	Affirmative
Commissioner Schwemm:	Negative
Commissioner Prendergast:	Affirmative
Commissioner Pfrommer:	Affirmative
Commissioner Moschetto:	Absent

**EGG HARBOR TOWNSHIP MUNICIPAL UTILITIES AUTHORITY
PRELIMINARY AND FINAL SEWERAGE EXTENSION APPLICATION
RESOLUTION #66 of 2014**

Applicant: Franklin Realty Development Corporation
Project: 6020 Delilah Road
Block 1502, Lot 6
EHTMUA Application # 14-18

CONDITIONS AND LIMITATIONS OF AUTHORITY ACTION

The Authority's action set forth above is conditional. The Authority reserves the right to administratively amend, suspend or revoke the above action through the Authority Clerk in the event of any of the following:

1. A material change of any plan(s) submitted by the applicant.
2. In the event the Permit Extension Act of 2008 as amended (the "Act") applies to this development/project, the suspension, tolling and/or extension of an "Approval" as that term is defined in the Act, is specifically contingent upon the availability of sufficient sewer capacity on the part of the Authority and those entities accepting and treating sewerage flow from the Authority to accommodate the flow generated from the subject development/project pursuant to N.J.S. 40:55D-136.4(e).
3. Local, County, State or Federal law, plan, regulation, agreement, assessment, obligation or other matter which directly or indirectly affects this project, the sewer plan, capacity, feasibility, the number of building units, or the Authority's action concerning the project.
4. Any moratorium or other State, County or local action preventing the approval.
5. Any action outside of the control of the Authority which affects the capacity and feasibility of the applicant's proposed developments. This includes the denial of an easement or other access right necessary for the routing or placement of sewer improvements as set forth in the application materials.

**EGG HARBOR TOWNSHIP MUNICIPAL UTILITIES AUTHORITY
PRELIMINARY AND FINAL SEWERAGE EXTENSION APPLICATION
RESOLUTION #66 of 2014**

Applicant: Franklin Realty Development Corporation
Project: 6020 Delilah Road
Block 1502, Lot 6
EHTMUA Application # 14-18

6. The approval is specifically subject to and conditioned upon the permitting and approval of the plans and the development by the Atlantic County Utilities Authority and the New Jersey Department of Environmental Protection.
7. Final approval is not an allocation of sewer capacity nor is it authorization to commence construction of any sewer related improvement. Sewer related construction may not commence until the Authority issues a final permit after receipt of proper County and State permits.
8. Any and all "downstream" or other required sewage facilities within or outside the control of the applicant, must be permitted and constructed prior to the applicant taking any action in connection with the development.
9. Notwithstanding the approval, the applicant must still comply with all rules and regulations of the Authority and Egg Harbor Township, and shall be required to pay all applicable fees, assessments or service charges to the appropriate governmental entity including the appropriate sewer connection fee(s).
10. It is the applicant's responsibility to determine whether this project is subject to a prior developer's repayment agreement rights. In the event such repayment agreements are involved, all applicable fees must be paid prior to the applicant taking further action. Further, it the Applicant's responsibility to apply for recapture rights for subsequent developer's use of the improvements installed by the Applicant. If the Applicant fails to apply for recapture rights within sixty (60) days of the meeting granting final approval, the right to seek recapture rights shall be automatically and permanently waived by the applicant. The Authority shall have no

**EGG HARBOR TOWNSHIP MUNICIPAL UTILITIES AUTHORITY
PRELIMINARY AND FINAL SEWERAGE EXTENSION APPLICATION
RESOLUTION #66 of 2014**

Applicant: Franklin Realty Development Corporation
Project: 6020 Delilah Road
Block 1502, Lot 6
EHTMUA Application # 14-18

obligation to notify the applicant of its right to secure recapture rights or of the applicant's waiver of those rights.

11. Authority approval shall only be valid for two (2) years of the Authority meeting granting such approval. The Authority shall have no obligation to extend any approval. The applicant may request the Authority to extend this final sewage approval prior to the expiration of two (2) years in accordance with the Authority's Rules and Regulations. However, if the Authority does not grant an extension of an approval within two (2) years after the date of Authority action, this resolution and final approval shall automatically expire and be deemed revoked without further notice from the Authority. All extensions of the New Jersey DEP Construct and Operate Treatment Works Approval must be filed by and through the Authority's office at the applicant's request.

12. In the event the subject application has been tabled by action of the Authority, such application must be reheard within six (6) months of the date of the Authority action tabling the application in order to maintain any prior preliminary or final application approval in active status. If the tabled application is not reheard and acted upon by the Authority within six (6) months from the time of Authority action tabling it, all prior preliminary and/or final approvals shall be deemed null and void and the application must be resubmitted to the Authority including all application and review fees for any further action.

**EGG HARBOR TOWNSHIP MUNICIPAL UTILITIES AUTHORITY
PRELIMINARY AND FINAL SEWERAGE EXTENSION APPLICATION
RESOLUTION #66 of 2014**

Applicant: Franklin Realty Development Corporation
Project: 6020 Delilah Road
Block 1502, Lot 6
EHTMUA Application # 14-18

13. A denied Application must be reheard within six (6) months of the action in order to remain active. Otherwise, a new Application and all applicable fees must be submitted for further Authority action.

14. An Applicant that disagrees with the Authority's actions as set forth in this Resolution or in connection with an application shall have the right to seek reconsideration of the Authority's action. Reconsideration must be sought by submitting written notice of the request for reconsideration to the Authority Clerk within thirty (30) days of the Authority action together with a detailed report stating what actions are challenged and setting forth the applicant's basis for disagreeing with the Authority's actions. All facts, plans, information, statements and reports of professionals supporting the request must be submitted to the Authority at the time the request is made. The Authority will act upon such reconsideration requests within sixty (60) days of receipt of the Applicant's request for reconsideration and report. The applicant's failure to request reconsideration within the thirty (30) days set forth above shall constitute an acceptance of the Authority's action.

I, Theresa Prendergast, Secretary for the Egg Harbor Township Municipal Utilities Authority do hereby certify that the foregoing Resolution was duly approved at the regular meeting of the Egg Harbor Township Municipal Utilities Authority held the 15th day of October, 2014 at the Municipal Building, Egg Harbor Township, New Jersey at 5:30 p.m.

THERESA PRENDERGAST
SECRETARY

MEMORANDUM

October 14, 2014

TO: EHTMUA
Egg Harbor Township

FROM: Polistina & Associates
Vincent J. Polistina
Authority Engineer

RE: EHTMUA No. 14-18
Franklin Realty Development Corporation
BC Thatcher Real Estate, LLC
PA No. 8122.2

LOCATION: 6020 Delilah Road
Block 1502, Lot 6

STATUS: Sewer Extension – Preliminary and Final Review

USE: Residential - Apartments

JURISDICTIONAL AREA: Pinelands Regional Growth Area

The materials submitted and subject to review are as follows:

NO.	TITLE	PREPARED BY	DATE	REVISION
14-18	Preliminary and Final Application for Extension of Existing Sewer System	Applicant	07/30/14	
	Harbor Landing Proposed Pump Station and Sanitary Sewer Extension	Dixon Associates	07/29/14	
	Harbor Landing Site Plan	Dixon Associates	04/03/14	
	Engineer's Cost Estimate	Dixon Associates	10/01/14	
	Technical Specifications	Dixon Associates	10/02/14	
	NJDEP Treatment Works Forms	Dixon Associates	10/02/14	
	Correspondence	Dixon Associates	10/07/14	

DESCRIPTION: BC Thatcher Real Estate, LLC is the owner of approximately 27.87 acres of land otherwise known as Block 1502, Lot 6. The proposed project site is situated with frontage along Delilah Road and bounded by the Atlantic City Expressway to the north and immediately to the west of the Country Aire Major Subdivision. Franklin Realty Development Corporation is the applicant identified on the Preliminary and Final Applications for the proposed sanitary

sewer extension. The project site was formerly the location of the Olde Masters Golf Center.

The applicant is proposing to construct an on-site sanitary sewer gravity conveyance system, which will direct the projected wastewater flow to a proposed privately owned pumping station to be located on the project site. The proposed infrastructure will provide sanitary sewer service to two-hundred and four (204) proposed apartments. The sanitary sewer extension will discharge a total of 38,200 gallons per day (gpd) of waste into the existing and proposed infrastructure.

The proposed flow for the project is broken down as follows:

3,996 SF Clubhouse:	400 gpd
108 1-Bedroom Apartments:	16,200 gpd
96 2-Bedroom Apartments:	21,600 gpd

The anticipated flow from the project site will be collected via the on-site gravity conveyance system and discharged to the proposed pumping station. The wastewater flow will then be conveyed via a force main to a proposed gravity main extension to be constructed along Delilah Road, which will discharge the flow to a manhole adjacent to the EHTMUA Country Aire pump station.

PRELIMINARY REVIEW CRITERIA:

1) Capacity:

The proposed on-site gravity conveyance system has been designed by the applicant's engineer to accommodate the proposed wastewater flow to be generated from the project site. The on-site pumping station and the associated force main will also be sized to adequately handle the projected wastewater flow.

The submitted plans show the wastewater flow from the project site being conveyed from the on-site pumping station via the on-site force main to a proposed gravity main to be constructed across Delilah Road which will discharge the flow to a manhole adjacent to the EHTMUA Country Aire pump station. The proposed and existing wastewater flows are directed from the Country Aire Pump Station to the existing ten-inch (10") diameter sanitary sewer gravity main located off of the Black Horse Pike (U.S. Route 40 / 322), which then will direct the flow to the IBM Pump Station. The IBM Pump Station directs its wastewater flow via force and gravity mains to the ACUA West Jersey Regional Pumping Station located near the intersection of West Jersey and English Creek Avenues.

Since it was unknown whether there is sufficient capacity available at the current Country Aire Pump Station and at the IBM Pump Station to convey the projected flow from the project site, the

applicant posted funds for the EHTMUA to undertake the required capacity studies.

Based on our analysis, the IBM pump station has sufficient capacity to handle the additional flow from the project.

The Countryaire pump station does not have sufficient capacity to handle the proposed flow. Based on our analysis, the required upgrades will consist of new pumps, a control panel and communications system for the pump station. Including the engineering and soft costs, we estimate that these upgrades will cost approximately \$65,400.00, broken down as follows:

Pumps	\$13,550.00
Control Panel	\$21,350.00
Communications System	\$3,500.00
Labor	\$15,000.00
Engineering / Soft Costs	\$12,000.00

This amount does not include provisions for a permanent generator at the site.

The developer will be required to post this money with the MUA and the MUA will prepare the plans and specifications required to go to public bid on the project.

2) Feasibility:

The applicant is proposing to construct an on-site gravity conveyance system encompassing 1,674 linear feet of eight-inch (8") diameter sanitary sewer gravity main and eight (8) on-site manholes. The proposed on-site gravity main will direct the wastewater flow to a proposed on-site pumping station.

The proposed on-site sanitary sewer gravity main and force main, along with the proposed pump station will be located on-site and shall be operated and maintained by the applicant and eventual land owner.

The applicant has provided topography of the project site and approximate invert elevations of the proposed facilities. The information provided by the applicant demonstrates that there will be adequate cover over the sanitary sewer.

The depth of the excavations for the proposed on-site gravity main shall range from approximately six feet (6') deep to ten feet (10') deep.

The depth of the gravity sewer along Delilah Road on the site plan submission is approximately eight (8') feet deep. The force main is expected to be approximately four (4') feet deep.

As there is sufficient cover and the applicant will be constructing an on-site pump station, the project is feasible as designed.

3) Homes within 200':

The applicant has provided a copy of the tax assessor's adjacent property list of properties within the 200-foot radius of the project site. There are a total of twenty-two (22) improved properties located within the 200-foot radius of the project site.

Sixteen (16) of the existing improved properties have sanitary sewer service or access to service. These properties are identified as follows: Block 1501, Lots 6, 8, 9 and 11; Block 1507, Lots 2.34 to 2.43; and Block 1509, Lots 5 & 6.

The remaining six (6) properties currently do not have access to sanitary sewer service. All of these properties are classified as residential and are identified as follows: Block 1502, Lots 3, 4; Block 1507, Lots 7 and 8/9 (listed together on tax records) and Block 1508, Lots 1, 4.

The applicant has provided a conceptual plan illustrating the provision of sanitary sewer service to the six (6) improved properties located within the 200-foot radius currently without sewer service.

The applicant has also provided a cost estimate for undertaking the proposed work to connect the homes within 200-feet of the project site. We concur with the applicant's estimate of \$61,000.00 to provide the gravity sewer necessary to service the existing homes.

Should the EHTMUA require the connection of home in the manner proposed, the MUA will have to consider the proposed pump station being converted to a public pump station. This would involve the relocation of the pump station to Delilah Road in order to be accessible to EHTMUA personnel and constructing the pump station as an EHTMUA pump station including a building, generator, communications system, etc. We estimate that these additional improvements will be approximately \$95,000.00 for a total overall cost of \$156,000.00 to sewer the six (6) homes.

The EHTMUA will have to decide whether to require the connection of the homes within 200-feet in conjunction with final approval.

4) Easements:

Based on the plans provided, the acquisition of a utility easement is not required by the EHTMUA for the construction of the proposed sanitary sewer facilities. All of the proposed facilities to be located on-site will be privately owned. The off-site sanitary sewer gravity main will be constructed within the County right-of-way.

Should the MUA require the connection of homes within 200 feet into the proposed pump station, the MUA would have to secure an easement from the applicant and take over the operation of the proposed pump station.

We have analyzed how the improved properties within 200 feet could be provided public sanitary sewer if the applicant is not required to provide sewer for them. The sewer at the Country Aire pump station is deep enough to allow for the construction of a gravity conveyance system along Delilah Road in order to provide service.

5) Administrative Issues:

The Preliminary and Final Applications for the extension of the existing sanitary sewer system were found to be administratively complete.

6) Recapture:

We are not aware of any recapture agreements that the proposed development would be subject to.

RECOMMENDATIONS:

Polistina & Associates recommends that this application be granted preliminary and final approval pending the discussion regarding capacity and the connection of existing improved properties within 200-feet of the project site.

Should there be any questions regarding the contents of this report, please feel free to contact this office.

Cc: John Ridgway, via fax (609) 927-1867 (Authority Solicitor)

**Egg Harbor Township
Municipal Utilities Authority**

**CERTIFICATION OF AVAILABILITY
OF FUNDS
FOR
AWARD OF CONTRACT**

In accordance with regulations of the Local Finance Board, I hereby certify that funds are available for the following:

Date	October 15, 2014
Resolution #	67 – 2014
Contract #	79 2014–2015 Pump Station Maintenance & Wet Well Cleaning
Vendor	Caprioni Family Septic
Amount	\$ 186,800.00
Reason	Annual contract
Time Period	November 1, 2014 – October 31, 2015
Budget Line Item	Operations & Maintenance: Repair & Maintenance

Henry C. Schwemm, Treasurer

Theresa Prendergast, Secretary

**Egg Harbor Township
Municipal Utilities Authority**

**CERTIFICATION OF AVAILABILITY
OF FUNDS
FOR
CHANGE ORDER**

In accordance with regulations of the Local Finance Board, I hereby certify that funds are available for the following:

Date	October 15, 2014
Resolution #	68 – 2014
Vendor	Video Pipe Services
Contract	#78 Delaware Avenue & Martin Avenue Video Inspection
Amount	\$ 496.26
Reason	Additional video work needed
Time Period	2014
Budget Line Item	Repair & Maintenance

Henry C. Schwemm, Treasurer

Theresa Prendergast, Secretary

EGG HARBOR TOWNSHIP
MUNICIPAL UTILITIES AUTHORITY

RESOLUTION # 69 – 2014

Resolution authorizing payment of all bills out of the Operating Account

BE IT RESOLVED, by the Municipal Utilities Authority that all bills as enumerated on the attached list of bills are hereby authorized to be paid.

Dated: October 15, 2014

Theresa Prendergast, Secretary

Egg Harbor Township Municipal Utilities Authority

Checks Written - Operating Account

As of October 15, 2014

Num	Name	Memo	Amount
Operating Account			
		November Payroll Transfer	-31,394.95
TEPS	State of NJ Health Benefits	October Health Benefits	-12,025.43
8979	Egg Harbor Township - Dental	Dental Benefits - October 2014	-509.55
8980	American Water Capital Corp	Customer No. 305657	-291.63
8981	Barber Consulting Services LLC	Invoice # 625	-213.75
8982	Crystal Springs	Invoice #3228663 100114	-30.08
8983	Edmunds Direct Mail, Inc.	Invoice # 102014033-13	-150.00
8984	Egg Harbor Township	Municipal Appropriation - FY15 Budget	-240,000.00
8985	Mossman's Business Machines	Invoice #135408	-13.32
8986	Office Basics, Inc.	Acct. # 09272303	-92.34
8987	Signal Graphics	Invoice # 27736	-189.00
8988	Treasurer, State of NJ/1985 PFL	#PFL-93-3	-7,302.00
8989	US Bank Cust. For BV001 Trust	Refund Lien Holder payment 7556-0	-62.57
8990	ACE Hardware	Customer #552303	-70.13
8991	CARQUEST of Egg Harbor Township	Customer No. 0210381	-236.96
8992	CW Sales Corporation	Acct. # EGGHAR	-3,630.95
8993	Egg Harbor Township Police Department	Invoice #446	-3,750.00
8994	Joe & Jack's Auto Repair	10/03/14 oil change	-44.45
8995	Johnson & Towers, Inc.	Customer # 15971	-815.49
8996	One Call Concepts, Inc.	Account # 12-EGC	-344.52
8997	AT & T	Acct. # 020 595 7994/5499	-101.33
8998	Atlantic City Electric	multiple accounts	-11,975.47
8999	New Jersey American Water Co.	multiple accounts	-418.54
9000	South Jersey Gas	Acct: 11341704119 & 11338452912	-24.45
9001	Verizon	Acct. #201 Z42 0142 999 78 Y	-371.33
9002	Verizon Wireless	Acct. # 200702280-00001	-131.48
9003	All-Green Turf Management, Corp.	Account No. 3341	-2,299.08
9004	Caprioni Family Septic	Account # 1448	-10,931.90
9005	Kline Construction Co. Inc.	Account No. 1417	-8,983.84
9006	Video Pipe Services, Inc.	Contract No. 78 - Pay Estimate No. 1 - Final	-8,916.26
9007	Polistina & Associates, LLC	September 2014	-38,651.25
9008	Ridgway & Ridgway	September 2014	-12,500.50
Total Operating Account			<u>-396,472.55</u>
TOTAL			<u>-396,472.55</u>

EGG HARBOR TOWNSHIP
MUNICIPAL UTILITIES AUTHORITY

RESOLUTION # 70 – 2014

Resolution authorizing payment of all bills out of the Developer Account

BE IT RESOLVED, by the Municipal Utilities Authority that all bills as enumerated on the attached list of bills are hereby authorized to be paid.

Dated: October 15, 2014

Theresa Prendergast, Secretary

10:17 AM

10/15/14

Accrual Basis

Egg Harbor Township Municipal Utilities Authority
Checks Written - Developer Account
As of October 15, 2014

<u>Num</u>	<u>Name</u>	<u>Memo</u>	<u>Amount</u>
CB Developer Account			
3156	Brysko Enterprises, LLC	Re-issue escrow refund check - project #05-75 comp...	-566.11
3157	Somerset Lakes, LLC	Refund escrow for preparation of recapture agreeme...	-1,000.00
3158	Polistina and Associates	September 2014	-3,588.75
	Total CB Developer Account		<u>-5,154.86</u>
TOTAL			<u><u>-5,154.86</u></u>

RESOLUTION NO. 71 – 2014

RESOLUTION AUTHORIZING THE SUBMISSION OF AN APPLICATION TO THE LOCAL FINANCE BOARD PURSUANT TO N.J.S.A. 40A:5A-6 FOR FINANCING UNDER THE NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE TRUST 2015 FINANCING PROGRAM FOR VARIOUS CAPITAL IMPROVEMENTS TO ITS SYSTEM, INCLUDING CONSTRUCTION OF A NEW WET WELL STRUCTURE AND CONTROL BUILDING FOR THE FAA PUMP STATION AND REHABILITATION OF THE WASHINGTON AVENUE RCP GRAVITY INTERCEPTOR IN THE TOWNSHIP OF EGG HARBOR, COUNTY OF ATLANTIC, NEW JERSEY

WHEREAS, the Egg Harbor Township Municipal Utilities Authority, in the County of Atlantic, State of New Jersey (the “**Authority**”), has filed applications with the New Jersey Department of Environmental Protection (“**DEP**”) and the New Jersey Environmental Infrastructure Trust (the “**Trust**”) to finance various capital improvements to the Authority’s sewer system, including construction of a new wet well structure and control building for the FAA Pump Station and rehabilitation of the Washington Avenue RCP gravity interceptor (the “**2015 Projects**”) under the 2015 New Jersey Environmental Infrastructure Trust Financing Program (the “**2015 NJEIF Program**”); and

WHEREAS, the Authority intends to issue to the Trust and NJDEP either its sewer revenue bonds or notes in a maximum aggregate principal amount of Two Million One Hundred Thousand Dollars (\$2,100,000), which amount shall be sufficient to pay the costs of the 2015 Projects and the associated costs of issuance of such bonds or notes (the “**2015 Obligations**”); and

WHEREAS, N.J.S.A. 40A:5A-6 requires that an Authority make written application to the Local Finance Board for its review and/or approval for all bonds issued to the Trust and NJDEP by an authority; and

WHEREAS, the loans from the Trust and NJDEP to the Authority under the 2015 NJEIF Program will require a level maturity schedule over the life of such loans; and

WHEREAS, the Authority requires the issuance of the 2015 Obligations in order to pay a portion of the costs of the 2015 Projects; and

WHEREAS, the Authority has determined that the issuance of the 2015 Obligations is for the health, wealth, convenience or betterment of the Authority and the inhabitants of Egg Harbor Township served by the Authority; and

WHEREAS, the amounts to be expended for the issuance of the 2015 Obligations are not unreasonable; and

WHEREAS, the proposal is an efficient and feasible means of providing services for the

needs of Egg Harbor Township served by the Authority and will not create an undue financial burden upon the Authority.

NOW, THEREFORE, BE IT RESOLVED BY THE EGG HARBOR TOWNSHIP MUNICIPAL UTILITIES AUTHORITY AS FOLLOWS:

Section 1. The application to the Local Finance Board is hereby approved, and the Authority's Bond Counsel and Financial Advisor, along with the other representatives of the Authority, are hereby authorized to prepare such application and to represent the Authority in matters pertaining thereto.

Section 2. The Authority Treasurer and Authority Engineer are each hereby authorized to act as the Authorized Representatives to represent the Authority in all matters relating to the 2015 Projects undertaken pursuant to the above referenced 2015 NJEIF Program to be executed with the New Jersey Department of Environmental Protection and the New Jersey Environmental Infrastructure Trust. The Authorized Representatives may be contacted at the Egg Harbor Township Municipal Utilities Authority, 3515 Bargaintown Road, Egg Harbor Township, New Jersey 08234, Phone No. 609-926-2671.

Section 3. The Authority hereby authorizes the Authorized Representatives to file all applications as may be required for loans under the 2015 NJEIF Program and to execute and deliver all applications, documents, bonds, instruments, or closing certificates as may be required in connection with such loan program.

Section 4. The Secretary of the Authority is hereby directed to prepare and file a copy of this Resolution with the Local Finance Board as part of such application.

Section 5. The Local Finance Board is hereby respectfully requested to consider such application and to record its findings, recommendations and/or approvals as provided by the applicable New Jersey Statute.

Section 6. This Resolution shall take effect immediately.

Recorded Vote

	AYE	NO	ABSTAIN	ABSENT
Nathan Davis				
Michael Duffy				
Chris Schwemm				
Theresa Prendergast				
Charles Pfrommer				
Theresa Moschetto				

The foregoing is a true copy of a Resolution adopted by the Authority on October 15, 2014.

Theresa Prendergast, Secretary

SECRETARY'S CERTIFICATE

I, Theresa Prendergast, Secretary of the Egg Harbor Township Municipal Utilities Authority, a public body public and corporate of the State of New Jersey, hereby certify that the foregoing Resolution entitled "RESOLUTION AUTHORIZING THE SUBMISSION OF AN APPLICATION TO THE LOCAL FINANCE BOARD PURSUANT TO N.J.S.A. 40A:5A-6 FOR FINANCING UNDER THE NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE TRUST 2015 FINANCING PROGRAM FOR VARIOUS CAPITAL IMPROVEMENTS TO ITS SYSTEM, INCLUDING CONSTRUCTION OF A NEW WET WELL STRUCTURE AND CONTROL BUILDING FOR THE FAA PUMP STATION AND REHABILITATION OF THE WASHINGTON AVENUE RCP GRAVITY INTERCEPTOR IN THE TOWNSHIP OF EGG HARBOR, COUNTY OF ATLANTIC, NEW JERSEY" is a true and correct copy of an original Resolution duly adopted by a majority vote of the members of the Egg Harbor Township Municipal Utilities Authority at a meeting of said Authority duly and regularly called and held on October 15, 2014; that public notice of said meeting was given in the manner provided by law; that said Resolution and the votes of the members thereon have been duly recorded upon the minutes of the Authority; and that this Resolution has not been amended or rescinded and remains in full force and effect as of this 15th day of October, 2014.

Theresa Prendergast, Secretary
Egg Harbor Township Municipal Utilities Authority

EGG HARBOR TOWNSHIP
MUNICIPAL UTILITIES AUTHORITY

RESOLUTION # 72 – 2014

Resolution authorizing adjustments to Customer Accounts

BE IT RESOLVED, by the Municipal Utilities Authority that all adjustments as listed on the attached Report(s) of Adjustments are hereby approved.

Dated: October 14, 2014

Theresa Prendergast
Secretary

Egg Harbor Township Municipal Utilities Authority

Monthly Adjustment Report

September 2014

	<u>Date</u>	<u>Num</u>	<u>Account</u>	<u>Reason</u>	<u>Amount</u>
Delinquent Charges					
	09/04/2014	21618	16-0	Pd prior to penalty	-1.10
	09/04/2014	21618	19-0	Pd prior to penalty	-1.19
	09/04/2014	21618	2654-47	Pd prior to penalty	-1.53
	09/05/2014	21638	12969-0	Military	-10.71
	09/11/2014	21703	8636-0	Good History	-1.23
	09/12/2014	21707	2255-0	Good History	-1.23
	09/12/2014	21707	1915-0	Good History	-1.23
	09/12/2014	21710	220-0	Pd prior to penalty	-0.05
	09/15/2014	21718	577-0	Good History	-1.23
	09/15/2014	21722	6525-0	Good History	-1.23
	09/15/2014	21722	6517-0	Good History	-1.23
	09/15/2014	21726	5321-0	Good History	-1.23
	09/16/2014	21732	389-0	Billing Error	-5.99
	09/17/2014	21737	1664-0	Good History	-1.23
	09/17/2014	21739	5310-0	Good History	-1.23
	09/17/2014	21739	5335-0	Good History	-1.23
	09/18/2014	21753	631-0	Good History	-1.23
	09/18/2014	21741	12368-0	Good History	-1.23
	09/18/2014	21746	11602-0	Posting Error	-1.23
	09/18/2014	21748	823-0	Good History	-1.23
	09/18/2014	21750	9122-0	Good History	-1.23
	09/18/2014	21757	10180-0	Posted to Wrg Acct	-1.23
	09/18/2014	21759	2181-0	Deed Rcvd Late	-1.23
	09/18/2014	21760	5474-0	Good History	-1.23
	09/18/2014	21762	7838-0	Good History	-1.23
	09/19/2014	21776	411-0	Good History	-1.23
	09/19/2014	21776	10279-0	Good History	-1.23
	09/19/2014	21776	4326-0	Good History	-1.23
	09/19/2014	21776	9297-0	Good History	-1.23
	09/19/2014	21778	1836-0	Good History	-1.23
	09/22/2014	21788	6653-0	NJAWC adjustment	-259.94
	09/22/2014	21786	10573-0	Posting Error	-1.23
	09/22/2014	21789	5475-0	Disconnect	-1.23
	09/26/2014	21816	12847-0	Good History	-1.23
	09/29/2014	21824	7287-0	Deed/New owner	-1.23
	09/30/2014	21838	12521-0	Good History	-1.23
	09/30/2014	21846	1104-0	Good History	-1.23

Miscellaneous

Return Check Fee

	09/08/2014	2871	9731-0	Death in family	-20.00
--	------------	------	--------	-----------------	--------

User Charges

Egg Harbor Township Municipal Utilities Authority

Monthly Adjustment Report

September 2014

	<u>Date</u>	<u>Num</u>	<u>Account</u>	<u>Reason</u>	<u>Amount</u>
Commercial Excess					
	09/22/2014	2882	6653-0	Water Leak	-8,665.25
	09/24/2014	21803	9179-0	Non Profit - Twp Owned	-287.50
	09/24/2014	21803	10817-0	Non Profit - Twp Owned	-5.75
	09/24/2014	21803	10820-0	Non Profit - Twp Owned	-425.50
Commercial Minimum					
	09/24/2014	21803	7134-0	Non Profit - Twp Owned	-82.00
	09/24/2014	21803	7429-0	Non Profit - Twp Owned	-82.00
	09/24/2014	21803	9179-0	Non Profit - Twp Owned	-82.00
	09/24/2014	21803	10390-0	Non Profit - Twp Owned	-82.00
	09/24/2014	21803	10748-0	Non Profit - Twp Owned	-82.00
	09/24/2014	21803	10817-0	Non Profit - Twp Owned	-82.00
	09/24/2014	21803	10818-0	Non Profit - Twp Owned	-82.00
	09/24/2014	21803	10819-0	Non Profit - Twp Owned	-82.00
	09/24/2014	21803	10820-0	Non Profit - Twp Owned	-82.00
	09/24/2014	21803	11425-0	Non Profit - Twp Owned	-82.00
	09/24/2014	21803	12793-0	Non Profit - Twp Owned	-82.00
Residential					
	09/01/2014	2861	3665-0	Activated in Error	-82.00
	09/22/2014	2883	5475-0	Disconnect	-62.20