

MINUTES

PATERSON MUNICIPAL UTILITIES AUTHORITY MEETING

DATE: **May 27, 2014**

PRESENT: **Chairman Kenneth Simmons, Commissioner Erik Lowe,
Commissioner Janet McDaniel (absent), and Commissioner
Charles Pettiford**

ALSO PRESENT: **Bruce Ackerman, Legal Counsel**

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Pursuant to the Open Public Meetings Act, the regular meeting of the Paterson Municipal Utilities Authority was held on Tuesday, May 27, 2014.

Chairman Simmons called the meeting to order at 6:00 p.m.

Legal Counsel read the Statement of Compliance, followed by the roll call.

Approval of Minutes:

The Commissioners considered the review and approval of the minutes of April 21, 2014, and, after discussion, a motion was made by Commissioner Lowe to approve these minutes as presented, seconded by Commissioner Pettiford and approved unanimously.

Public Portion:

Motion made by Commissioner Lowe to open the meeting to the public, seconded by Commissioner Pettiford and approved unanimously.

There being no member of the public requesting to speak to the Commissioners, a motion was made by Commissioner Lowe to close the public portion, seconded by Commissioner Pettiford, and approved unanimously.

Bills and Communications:

The financial report as presented shows income of \$34,522.62, and proposed expenditures of \$9,916.11. After discussion by the Commissioners, a motion was made by Commissioner Pettiford to approve the financial report and pay the bills indicated, seconded by Commissioner Lowe, and the motion was approved unanimously. Commissioner Pettiford requested to

undertake an additional review of the developer's production for the past five years and requested that counsel seek that documentation for further review by the Commissioners.

Reports of Committees and Officers

Legal Report:

Legal Counsel reported that he had invoiced the developer of the hydroelectric plant for additional rentals due on excess production based upon the rate being charged. That payment was received and noted in the financial report.

Legal Counsel presented the draft audit for the fiscal year ending January 31, 2014, which had been sent to the Commissioners. To meet the timing required, the Commissioners addressed approving the audit in the form presented and based upon it being finalized as presented, for submission to the State. After discussion, a motion was made by Commissioner Lowe to approve the audit resolution of adoption and affidavit of review by the Commissioners, conditioned upon the audit being in the same form as presented in the draft audit in order to file in a timely manner, seconded by Chairman Simmons, and approved unanimously. Commissioner Pettiford abstained.

Legal Counsel reviewed the status of insurance renewal, which was in place and the large liability policy would be paid as set forth in the financial report.

Vice Chairman Report:

Commissioner Lowe discussed the DCA agenda and the City Finance representative attended their meeting. DCA announced that it would not take any action on the status of the MUA until the new Mayor took office and had the opportunity to provide input.

Commissioner Lowe reviewed that there was a roof leak in the second floor. He will contact NPS to repair the leak.

Commissioner Lowe reported a fence repair being needed for the fence behind Libby's restaurant. He noted that it is a County fence on County property and that counsel should notify Deborah Hoffman at the county to make that repair as a safety issue.

Finally, Commissioner Lowe advised the Commissioners of the annual requirement to complete the State financial disclosure forms. Counsel would distribute the instructions to access the form on line and that the Commissioners should complete the form and confirm when filed.

Unfinished and New Business:

Commissioner Pettiford asked about the status of the NJHT grant. Commissioner Lowe discussed the NJHT grant, which he followed up and was advised by the State that they had received all the paperwork to process the grant award and pay the MUA. The Commissioners requested that he secure a written acknowledgment of this status being complete and just awaiting payment.

Commissioner Pettiford asked about the status of the part time project director advertisement. Commissioner Lowe advised that it had been advertised as approved, and Counsel had not

received any applicants in response to the ad. The Commissioners requested that he re-advertise the position, but that in the meanwhile the Commissioners requested to meet with Frank Blesso at the next meeting to discuss working on select projects for the MUA.

Commissioner Pettiford questioned the status of the Summer Jazz Festival. Commissioner Lowe shall invite the Director of Special Events and Mark Fisher to the next meeting to go over any plans for this festival.

There being no further business, a motion to adjourn was made by Commissioner Lowe, seconded by Commissioner Pettiford, and voted upon unanimously.

Submitted by:

Next regular meeting on Monday, June 9, 2014, at 6:00 p.m.