



**MINUTES  
PUBLIC HEARING  
SEPT. 6, 2011**

1. Meeting called to Order by the Chairman at 7:52 p.m.
2. The Chairman read the statement in compliance with C.231, PL.1975.
3. Roll Call: The following Commissioners were present: Chewcaskie, Dachnowicz, Kasparian, Kelaher, Plumley, Rotonda, Shafron, Dator. Commissioner Shafron left the meeting before the vote on the Resolutions.
4. The salute to the flag was led by Chairman Dator.
5. Chairman's remarks.
6. PUBLIC HEARING

**Public Hearing on the Project Report of the Consulting Engineer, the Consulting Engineer's Certificate and Accountant's Certificate in connection with the Franklin Lakes Sanitary Sewer Project, the Resolution authorizing the issuance of the Bonds (the "Bond Resolution") and the Resolution authorizing the issuance of the Notes (the "Note Resolution").**

**Commissioner Chewcaskie asked if the Executive Director or Engineer could give a brief overview of what this hearing is about. It was touched on before that it is for the issuance of notes with respect to the funding of the Franklin Lakes Interceptor project. As a result of that funding a Public Hearing is necessary and both the Engineer and the Auditor have to certify various things and make statements in order that the funding can occur.**

**The Executive Director noted that prior to our having this hearing in order to get any financing the County of Bergen has to approve the fact that we are going out for financing and the Local Finance Board had a meeting and approved it as well. Basically, we are approving two fundings; the final funding for the loan which will be 75% interest free and 25% at market value, this funding will take place May 2012. While the approval was for \$5.8 million, and the interim was for \$2.8 million, it is unlikely we will reach either of those numbers because we have \$4.3**

million in the loan application for the project costs and anticipate we will award for less than \$3.9 million.

These are resolutions that are required by our indentures so that we are able to go out for financing.

7. **Public Comments.** The Chairman asked if there were any questions from the public.

There were several members of the public from the Mountain Shadow Condominium Complex in Franklin Lakes with questions about the project. Some of the question posed dealt with the requirements of connecting, billing and decommissioning of their package plant.

The Chairman informed them that the Authority had a public hearing in Franklin Lakes about two years ago at the municipal library which explained the whole design of the system. There is no requirement by the Authority to connect; it would be up to Mountain Shadows board of directors to make that decision, unless Franklin Lakes makes it a requirement. If they choose to connect at a later date it would be contingent upon the Authority having the capacity at that time to accept the flow.

They were also informed that if they do connect they will have to decommission their existing package plant and give up their permit. The information for decommissioning can be obtained from the NJDEP.

The Executive Director and Engineer explained the connection fee, which is a one-time fee to connect to the system and also how Franklin Lakes would be billed yearly for the flow. Franklin Lakes has to develop ordinances and plans necessary to implement their charges to the user. It is the town's responsibility to bill the homeowners.

The Chairman advised that the Authority would be willing to send a representative to their board meeting to give a presentation on the project. They were also asked to contact the Authority with the address of their management company in order to send future meeting notices.

8. **Vote on Resolutions:**

**#68-2011. Resolution approving the Consulting Engineer Project Report and certificates of the Consulting Engineer and Accountant in connection with the construction of various sewer improvements, including the construction of a new sanitary sewer pump station, force main and collection system. The Resolution was offered by Commissioner Chewcaskie, seconded by Commissioner Rotonda. All**

Commissioners present voted in favor of the resolution.

**#69-2011 Resolution authorizing the issuance of Project Notes of the NBCUA in connection with the Interim Financing State Fiscal Year 2012 Trust Loan Program of the New Jersey Environmental Infrastructure Trust. The Resolution was offered by Commissioner Kelaher, seconded by Commissioner Plumley. All Commissioners present voted in favor of the resolution.**

9. **Adjournment. Motion to adjourn was made by Commissioner Rotonda, seconded by Commissioner Kelaher. All Commissioners present voted to adjourn the public hearing at 8:25 p.m. and proceed into the Regular Meeting.**

  
Madeline Thumudo, Secretary