

The MINUTES of the meeting of the DELAWARE TOWNSHIP MUNICIPAL UTILITIES AUTHORITY held on September 1, 2022 in the township Municipal Building at 7:30PM.

“Adequate notice of this meeting has been provided, indicating the time and place of the meeting and the proposed agenda, which notice was posted, made available to newspapers, and filed with the Clerk of the Township of Delaware in accordance with Section 3(d) of Chapter 231 of the Public Laws of 1975.

Members present:

Chairman	Dwain Floyd	PRESENT
Vice chairman	Steven Toy	PRESENT
Treasurer	Mario Russo	PRESENT
Executive Secretary	Anthony Abbatiello	PRESENT
Member	Jim Mathews	PRESENT
First Alternate	Tim Soltis	PRESENT
Second Alternate	Joe Vocke	PRESENT
Administrator	Dianne Rankin	PRESENT

Mr. Floyd led the Board in the Pledge of Allegiance. Open Public Record notice was cited. Rollcall was taken. Notice was published for a special Executive Session held at 6:30pm.

At 6:35pm MR. RUSSO MOVED TO GO INTO EXECUTIVE SESSION TO DISCUSS POTENTIAL LITIGATION AND SEEK ATTORNEY ADVICE. Mr. Mathews seconded the motion. The motion was approved. The Board assembled in closed Executive Session. Mrs. Rankin and her attorney did not attend the session.

#### EXECUTIVE SESSION

The Board met with MUA attorney Richard Cushing and insurance attorney Stephani Schwartz to discuss a proposed settlement for complaint filed by Dianne Rankin over gender discrimination and wages. The attorneys explained the legal basis for the complaint. The Board asked many questions and had long discussions about the proposed settlement and the legal basis. The Board agreed to a settlement as proposed. No vote or action was taken. The proposed settlement will be placed on the Agenda for approval at the next meeting.

At 7:15PM MR. RUSSO MOVED TO RETURN TO OPEN SESSION. Mr. Mathews seconded the motion. The motion was approved. Attorney Cushing said there would be a final settlement agreement for review and approval at the next meeting.

MR. MATHEWS MOVED TO APPROVE THE BILL LIST THAT TOTALS \$13467.51. Mr. Russo seconded the motion. The motion was approved.

MR.MATHEWS MOVED TO APPROVE THE AUGUST 04, 2022 MINUTES. Mr. Abbatiello seconded the motion. The minutes were approved.

Mr. Toy announced that he would be resigning from the board after this meeting because he was taking a township position and wanted to avoid a conflict of interest.

Chairman Floyd told the board that he had a discussion with the neighbor about the bamboo plants encroaching the fence along our contiguous boundary next to our sewer sand beds. The neighbor agreed to permit the DTMUA to hire at their expense a contractor who could dig a 3-4 foot trench and install an underground barrier to prevent the bamboo roots from spreading into our facility. The contractor would also cut back the bamboo next to and encroaching the sewer plant fencing. Mr. Floyd said he would get an estimate.

Mrs. Rankin reviewed the Administrator Report with the Board. She said the new 7 day/week plant operations by NSU were running smoothly. Eagle Fence company would be installing the quoted fencing in a few weeks. She was able to retrieve the Yahoo email account. She said Reverse 911 could not help us with customer notifications because they covered the entire county and could not isolate our service area in case of a DTMUA notification. Mr. Toy recommended NIXLE as a potential source of emergency notification by email or text. He did not know exactly how it would work for DTMUA nor the cost so Mrs. Rankin will follow up. Finally, the current financial statements were reviewed noting that there is \$1,126,750.75 in the bank, our revenue is up over this time last year and our expenses over the same period were slightly lower.

Mrs. Rankin said she spoke to the fire company about how much water the contractor is using for paving along Route 604 (Rosemont-Ringoes Road). Since the amount could not be determined they agreed to charge the contractor a flat fee of \$1500 for water use. MR. MATHEWS MOVED TO SEND THE CONTRACTOR A BILL FOR \$1500 FOR WATER USE. Mr. Abbatiello seconded the motion. The motion was approved.

A discussion on PFAS class action suit was deferred until it could be determined if we have high enough levels to qualify for participation in the suit.

At 8:25PM MR. MATHEWS MOVED TO ADJOURN THE MEETING. Mr. Toy seconded the motion. The meeting was adjourned.

Respectfully submitted

Dianne Rankin