

MINUTES

New Jersey Public Power Authority

February 22, 2017

The meeting at the Borough of Butler Electric Offices, 12 Belleview Avenue, Butler, NJ was called to order at 10:45 AM by President Fred Carr. Carr read the following statement, "Notice of this special meeting was published in the Star-Ledger on February 15, 2017 and displayed by Authority members in their municipal offices."

Carr advised the Commissioners to post each notice of Authority meetings in the usual and customary location for such postings in their municipal buildings.

In addition to Carr representing the Borough of South River, the following were present: William Akers for the Borough of Seaside Heights; Donna Mull for the Borough of Pemberton; Jim Burnet for the Borough of Madison; Jim Lampmann for the Borough of Butler; Bill Beattie for the Borough of Park Ridge; Jim Borowski for the Borough of Lavallette. Jim Jablonski executive director of the Public Power Association of New Jersey was also present. Denise Biancamano for the Borough of Milltown was absent.

There were no minutes, claims, treasurer or other reports for consideration.

A motion was made by Beattie to amend the list of Authority members and Authority commissioners as adopted on January 26, 2017, to admit the City of Vineland as a member and appoint John Lillie as commissioner. On February 14, 2017, the City Council enacted the required ordinance in support of formation of the New Jersey Public Power Authority and meets the requirements for Authority membership under N.J.S.A. Ann. 40A:66-1, *et seq.* On that same date, the City Council designated Lillie as commissioner of the Authority. Mull seconded the motion. The vote was unanimous.

Old Business:

Borowski made a motion to take from the table Resolution 2017-2 To Appoint an Executive Director. Mull offered a second to the motion. The vote was unanimous. Mull offered a motion to appoint James A. Jablonski to serve as executive director of the Authority until his retirement on August 3, 2017. Beattie seconded the motion. The vote was unanimous.

Carr called for questions and amendments to a draft Inter-Municipal Agreement ("IMA") delivered to the Commissioners for their review in advance of the meeting. The IMA, between the Borough of Butler and the successful candidate for executive director, provides for his employment beginning on or about April 3, 2017 to serve concurrently with Jablonski for purposes of training until Jablonski's retirement on August 3, 2017. After comment and discussion, Mull made a motion to accept the IMA as amended and attached hereto. Borowski seconded the motion. The vote was unanimous.

Resolution 2017-12 To Adopt Budget and Assessments was taken from the table following a motion by Beattie and a second by Mull. The 2017 budget totals \$133.100 with assessments prorated among the nine members per the schedule attached hereto. Beattie made a motion to adopt the budget and assessment; authorize the Borough of Butler to secure a federal tax identification number; amend Resolution 2017-3 to add Lakeland Bank to the list of depositories of Authority funds; and authorize Treasurer Lampmann to open an account to deposit assessments as they are received. Mull seconded the motion. Commissioners voting in favor were: Beattie, Burnet, Mull, Borowski, Akers, Lampmann, and Carr. Biancamano and Lillie were not present. The motion carried 7 – 0.

Carr asked the members to review a matrix showing committee assignments for 2017. He stated that, as president, he would serve as chair of the Executive Committee; per the bylaws, Treasurer Lampmann would chair the Finance Committee; Mull will chair the Administration Committee; and Burnet will chair the Power Procurement Committee. Carr also appointed Commissioner Lillie to serve on the Finance Committee.

Resolution 2017-4 to Set Meeting Dates was moved for adoption by Lampmann and seconded by Biancamano. The Resolution was amended to set a Special Meeting for February 22, 2017 for 10:30 A.M. at the Borough of Butler Electric Department Offices at 12 Belleview Avenue, Butler, NJ. Lampmann moved the amendment and Biancamano offered a second. The voice vote on the amendment was unanimous. The voice vote on the Resolution was unanimous.

Three qualified law firms submitted responses to a Request for Quotes (“RFQ”) for legal services to the authority for 2017. The RFQ was issued to five firms January 26, 2017 and replies due by February 17, 2017. The Commissioners received copies of the responses and a matrix to assist in evaluation prepared by the executive director. The lowest hourly rate quote was submitted by Betts & Holt, LLP. The Commissioners also noted Betts & Holt’s assistance to the Public Power Association of New Jersey as its duly appointed counsel in efforts leading to formation of the Authority. Burnet offered a motion to appoint Betts & Holt as counsel for 2017. Borowski seconded the motion. The vote was unanimous.

New Business:

Lampmann moved the following resolution: Whereas that Commissioners need to discuss personnel matters related to the employment, appointment or termination of a current or prospective employee(s), and that the affected individual(s) has not provided a written request that the matter be discussed at a public meeting, and; Whereas the minutes of the executive session would be made public at the first meeting held after the personnel matter has been resolved; Now, Therefore, Be It Resolved, that the Commissioners move to executive session. Borowski seconded the resolution. The vote was unanimous.

The Commissioners emerged from executive session and discussed the location of the next meeting. A motion was made by Mull and seconded by Beattie to amend Resolution 2017-4 To Fix Schedule of Meetings to include the location and start time for each meeting (attached) and that the schedule be

published in compliance with the provisions of the Open Public Meetings Law. The vote was unanimous.

The meeting was adjourned at 12:15 PM following a motion by Borowski, second by Mull, and a unanimous vote.

Respectfully Submitted on Behalf of the Secretary,

/James A. Jablonski/ Executive Director