

**LACEY MUNICIPAL UTILITIES AUTHORITY
REGULAR MEETING
APRIL 4, 2018**

Pledge of Allegiance

ROLL CALL

The Regular Meeting of the Lacey Municipal Utilities Authority was held on Wednesday, April 4, 2018 and was called to order at 6:30 p.m. by James Knoeller, Chairman. Other members present were Michael Masciale, Jack Nosti, Arthur Miklosey, Ralph Lanuto, Alan Baker, and Paul DeNicola. Also present were Martin Buckley, attorney; Alan Dittenhofer, engineer; Frank Holman, auditor; Deborah Kramer, office manager and Edward A. Woolf, executive director. Nick Juliano, Lacey MUA/Township Committee Liaison also attended the meeting.

**“SUNSHINE
LAW”
STATEMENT**

Mr. Knoeller read the following statement.

Notice of this meeting was adequately provided pursuant to Public Law 1975, Chapter 231.

Such Notice was posted at both the Lacey Township Municipal Building and at the Office of the Lacey Municipal Utilities Authority, Forked River, New Jersey.

Such Notice was forwarded to the following newspapers:

- a. Asbury Park Press
- b. Atlantic City Press

Such Notice was also forwarded to the Lacey Township Clerk for posting and filing.

Public Official Training – Mike Avalone from MEL/JIF conducted a training session for the commissioners that will reduce the LMUA’s liability premium by \$250.00 for each commissioner attending the training.

**APPROVAL
OF MINUTES**

Regular Meeting of March 14, 2018 - A motion was made by Mr. Miklosey and seconded by Mr. Nosti to approve the minutes of the Regular Meeting of March 14, 2018. Roll call vote: Miklosey-Yes; Nosti-Yes; Lanuto-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

Closed Session Meeting of March 14, 2018 - A motion was made by Mr. Miklosey and seconded by Mr. Nosti to approve the minutes of the Closed Session Meeting of March 14, 2018. Roll call vote: Miklosey-Yes; Nosti-Yes; Lanuto-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

**EXECUTIVE
DIRECTOR'S
REPORT**

Cash Balance Report - Period Ending February 28, 2018 - Mr. Woolf summarized the cash balances for period ending February 28, 2018 as follows: Total cash balance for the unrestricted accounts were \$10,694,593.27, with earnings of \$5,443.90. Total cash balance for the restricted accounts held by the trustee were \$3,377,330.77, with earnings of \$2,756.00. Current period interest on the restricted and unrestricted accounts was \$8,199.90. Year-to-date earnings on all interest bearing accounts were \$23,053.70.

**BUSINESS
REPORT**

The business report was submitted for review.

**ENGINEER'S
REPORT**

Resolution 2018-38 – Preliminary and Tentative Sewer and Water Approval – Lidl U.S. Operations, LLC. – Mr. Dittenhofer reported his office received the application and plans for preliminary and tentative sewer and water approval for Lidl U.S. Operations, LLC, Block 519, Lots 3.02 & 4.01. The applicant is proposing to construct a 35,962 SF grocery store at the intersection of Route 9 and Haines Street, in the southwest corner. The applicant proposes to connect to an existing OCUA manhole in Haines Street and extend 8” and 6” PVC sewer main to service the building. The applicant also proposes to wet tap the existing water main in Haines Street and install services for domestic use and fire protection. On recommendation by the Authority’s engineer, a motion was made by Mr. Masciale and seconded by Mr. Miklosey to adopt *Resolution No. 2018-38, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Preliminary and Tentative Sewer and Water Approval, Lidl U.S. Operations, LLC, Block 519, Lots 3.02 & 4.01*. Roll call vote: Masciale-Yes; Miklosey-Yes; Lanuto-Yes; Nosti-Yes; Knoeller-Yes. Motion passed.

Resolution 2018-39 – Performance Guarantee Reduction – Water and Sewer Systems – Sea Breeze at Lacey – Section 2, Phase 2F – Mr. Dittenhofer reported the water and sewer system for Phase 2F, Section 2 has successfully passed the testing requirements, and all construction items are complete. Therefore, his office recommends a Performance Guarantee reduction. A motion was made by Mr. Masciale and seconded by Mr. Miklosey to adopt *Resolution 2018-39, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Performance Guarantee Reduction, Water and Sewer Systems, Toll Brothers, Sea Breeze at Lacey, Phase 2F, Section 2, Ambermist Way, Blocks 1901.17, 1901.18, 1901.26, Various Lots*. Roll call vote: Masciale-Yes; Miklosey-Yes; Lanuto-Yes; Nosti-Yes; Knoeller-Yes. Motion passed.

New Administration Building – Mr. Dittenhofer stated construction on the Administration building began on March 19th and is on-going. Construction of the sewer extension started on March 28th and is on-going.

Mr. Knoeller stated during the preconstruction meeting, the contractor indicated they would not have Calvin Street closed for more than 2 to 3 days. It has been three weeks, which is unacceptable. Mr. Dittenhofer stated he will follow-up with the contractor regarding this issue.

Cleaning and Televising Sanitary Sewers – Phase 8 – Mr. Dittenhofer stated his office is proposing spot repairs of the existing system within Lanoka Harbor to reduce water infiltration. Project will be bid in April.

ATTORNEY'S REPORT

New Administration Building – Mr. Dasti stated his office communicated with representatives of the Township engineer concerning the inspections undertaken by the Township Engineer's office for on-site improvements. This matter is now finalized. Mr. Knoeller explained there was an issue where the Authority was getting inundated with inspection fees and people doing inspections for the new administration building. He explained the only individuals that should be doing the inspections are the Township engineer and Remington & Vernick. This matter is now resolved.

Lacey MUA from Lacey Township – Mr. Dasti stated his office forwarded to the attorney for the Township the necessary documents so the Deed can be prepared and executed by the Mayor and Township Clerk. Thereafter, the property for the new administration building will be vested in the name of the Authority.

Professional Contracts – Mr. Dasti stated he reviewed contracts for Professionals who have been appointed by the Authority to various positions.

AUDITOR'S REPORT

Accountant's Status Report – Month Ended February 28, 2018 – Mr. Holman reported sewer and water revenues had a favorable variance for the month. Sewer and water expenses had a favorable variance for the month and year-to-date. Sewer and water user charges had an unfavorable variance for the month and year-to-date. Audit will be presented at the May board meeting. A finance committee meeting will be scheduled in two weeks.

Mr. Miklosey asked how many vacant homes are in Lacey Township. Mr. Dykoff stated he would have to get that information. Mr. Masciale stated it would be good to know the number of vacancies so the Authority can benchmark for budget purposes.

CORRESPONDENCE

Mr. & Mrs. Smith, Birch Lane – Requesting relief of utility bill, due to pipe leak in crawl space. Since the water from the leak did not go into the sewer system, a motion was made by Mr. Miklosey and seconded by Mr. Masciale to grant a credit adjustment on the sewer charges in the amount of \$263.58 (49,000 gallons). Roll call vote: Miklosey-Yes; Masciale-Yes; Lanuto-Yes; Nosti-Yes; Knoeller-Yes. Motion passed.

Christina Brisebois, Orlando Dr. – Requesting relief of utility bill, due to pipe leak. Since the water from the leak did not go into the sewer system, a motion was made by Mr. Nosti and seconded by Mr. Lanuto to grant a credit adjustment on the sewer charges in the amount of \$1,663.73 (233,000 gallons). Late fees were also waived. Roll call vote: Nosti-Yes; Lanuto-Yes; Miklosey-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

Lena Skates, Beach Blvd. – Requesting relief of utility bill, due to unexplained high water usage. Since the basis of the excessive usage was due to a toilet issue, a waiver of

the service charges could not be supported. A payment plan was granted to pay past due balance.

Xue Qun Tang, Pensacola Rd. – Requesting relief of utility bill, due to broken pipe in crawl space. Since the water from the leak did not go into the sewer system, a motion was made by Mr. Masciale and seconded by Mr. Miklosey to grant a credit adjustment on the sewer charges in the amount of \$3,670.71 (485,000 gallons). Roll call vote: Masciale-Yes; Miklosey-Yes; Lanuto-Yes; Nosti-Yes; Knoeller-Yes. Motion passed.

Mr. & Mrs. DeBree, Taylor Lane – Requesting relief of utility bill, due to broken pipe. Since the water from the leak did not go into the sewer system, a motion was made by Mr. Miklosey and seconded by Mr. Lanuto to grant a credit adjustment on the sewer charges in the amount of \$61.32 (26,000 gallons). Roll call vote: Miklosey-Yes; Lanuto-Yes; Nosti-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

Carol Kalafsky, Lake Barnegat Dr. North – Requesting relief of utility bill, due to broken pipe. Since the water from the leak did not go into the sewer system, a motion was made by Mr. Nosti and seconded by Mr. Miklosey to grant a credit adjustment on the sewer charges in the amount of \$938.14 (140,000 gallons). Roll call vote: Nosti-Yes; Miklosey-Yes; Lanuto-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

Alana Ruptak, Dee Rd. – Requesting relief of utility bill, due to broken pipe. Since the water from the leak did not go into the sewer system, a motion was made by Mr. Miklosey and seconded by Mr. Nosti to grant a credit adjustment on the sewer charges in the amount of \$290.46 (71,000 gallons). Roll call vote: Miklosey-Yes; Nosti-Yes; Lanuto-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

**OLD
BUSINESS**

Resolution 2018-37 – Salary Increase – Non-Union, Non-Contract Employees – Secretary Nosti executed Resolution 2018-37 memorializing action taken February 7, 2018 authorizing salary increase for non-union, non-contract employees of the Lacey Municipal Utilities Authority.

Professional Services Agreement – Maser Consulting, P.A. - Authority Conflict & Special Projects Engineer – Chairman Knoeller executed the Professional Services Agreement between the Lacey Municipal Utilities Authority and Richard Meinders, P.C.

**NEW
BUSINESS**

Mr. Knoeller stated a meeting was held regarding the progress of the new administration building. He stated he is very satisfied with the architect of the building, and dissatisfied with the company that is doing the sewer work because of delays in their process. Mr. Dittenhofer stated he will contact the contractor regarding this issue. Mr. Knoeller stated the other issue is if the gas service line is large enough to service the building. This needs to be looked into right away. Mr. Dittenhofer stated he spoke with Pam Hilla who contacted the gas company six months ago and was told that due to the lack of asbuilts in that area they are sending out a technician that is going to do the pressure readings to see what the volume is to make a determination. Mr. Knoeller stated if it is not large enough we may be able to get a change order for it to get done.

Mr. Knoeller reminded the attorney to set up a meeting with Berkeley Mayor Amato to discuss selling water.

**PUBLIC BUSINESS/
COMMENT**

There was no public business/comment.

**PAYMENT OF
VOUCHERS**

WHEREAS, the members of the Lacey Municipal Utilities Authority carefully examined all vouchers presented for payment of claims;

NOW, THEREFORE, BE IT RESOLVED by the Lacey Municipal Utilities Authority that:

1. Said vouchers in the sum of \$353,242.31 be and the same are hereby approved to be paid.

2. Said vouchers are listed on the attached computer check register.

A motion was made by Mr. Miklosey and seconded by Mr. Masciale to adopt the above Resolution. Roll call vote: Miklosey-Yes; Masciale-Yes; Lanuto-Yes; Nosti-Yes; Knoeller-Yes. Motion passed.

ADJOURNMENT

There being no further business to discuss, the meeting was adjourned at 7:00 p.m.

Respectfully submitted,

Michele Kennedy
Executive Secretary