

**LACEY MUNICIPAL UTILITIES AUTHORITY
REORGANIZATION AND REGULAR MEETING
FEBRUARY 6, 2019**

Pledge of Allegiance

ROLL CALL

The Reorganization and Regular Meeting of the Lacey Municipal Utilities Authority was held on Wednesday, February 6, 2019 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 Jerry Dasti, attorney; Frank Holman, auditor; Alan Dittenhofer, engineer; 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.

REORGANIZATION

Chairman – A motion was made by Mr. Masciale and seconded by Mr. Miklosey to appoint James Knoeller as Authority Chairman. Roll call vote: Masciale-Yes; Miklosey-Yes; Lanuto-Yes; Nosti-Yes; Knoeller-Abstain. Motion passed.

Vice Chairman – A motion was made by Mr. Lanuto and seconded by Mr. Miklosey to appoint Michael Masciale as Authority Vice Chairman. Roll call vote: Lanuto-Yes; Miklosey-Yes; Nosti-Yes; Masciale-Abstain; Knoeller-Yes. Motion passed.

Secretary – A motion was made by Mr. Masciale and seconded by Mr. Lanuto to appoint Jack Nosti as Authority Secretary. Roll call vote: Masciale-Yes; Lanuto-Yes; Miklosey-Yes; Nosti-Abstain; Knoeller-Yes. Motion passed.

Treasurer – A motion was made by Mr. Lanuto and seconded by Mr. Masciale to appoint Arthur Miklosey as Authority Treasurer. Roll call vote: Lanuto-Yes; Masciale-Yes; Miklosey-Abstain; Nosti-Yes; Knoeller-Yes. Motion passed.

**COMMITTEE
APPOINTMENTS**

Mr. Knoeller stated he will make the Committee Appointments at the next meeting.

RESOLUTION NO. 2019-08- AUTHORIZE REGULAR MEETING SCHEDULE

A motion was made by Mr. Nosti and seconded by Mr. Miklosey to adopt *Resolution No. 2019-08, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Authorizing Regular Meeting Schedule*. Roll call vote: Nosti-Yes; Miklosey-Yes; Lanuto-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

**PROFESSIONAL
APPOINTMENTS**

Mr. Woolf stated the administrative staff of the Authority received and reviewed the submissions of qualifications for professional service contracts. The Fair and Open process was utilized in determining the most qualified professionals; therefore, he recommends the following professionals be appointed to the Lacey Municipal Utilities Authority.

RESOLUTION NO. 2019-09 - APPOINT ENGINEER – REMINGTON AND VERNICK ENGINEERS

- A motion was made by Mr. Nosti and seconded by Mr. Miklosey to adopt *Resolution No. 2019-09, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Appointing the Firm Remington and Vernick Engineers as Authority Consulting Engineers*. Roll call vote: Nosti-Yes; Miklosey-Yes; Lanuto-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

RESOLUTION NO. 2019-10 – APPOINT ATTORNEY – JERRY J. DASTI OF THE FIRM DASTI, MURPHY, McGUCKIN, ULAKY, KOUTSOURIS & CONNORS, P.C.

– A motion was made by Mr. Masciale and seconded by Mr. Miklosey to adopt *Resolution No. 2019-10, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Appointing Jerry J. Dasti of the Firm Dasti, Murphy, McGuckin, Ulaky, Koutsouris & Connors as Authority Attorney*. Roll call vote: Masciale-Yes; Miklosey-Yes; Lanuto-Yes; Nosti-Yes; Knoeller-Yes. Motion passed.

RESOLUTION NO. 2019-11 – APPOINT AUDITOR – FRANK B. HOLMAN OF THE FIRM HOLMAN, FRENIA & ALLISON, PC

– A motion was made by Mr. Miklosey and seconded by Mr. Nosti to adopt *Resolution No. 2019-11, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Appointing Frank B. Holman, III, of the Firm Holman, Frenia, & Allison P.C as Authority Auditor*. Roll call vote: Miklosey-Yes; Nosti-Yes; Lanuto-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

RESOLUTION NO. 2019-12 – APPOINT CONFLICT ATTORNEY – RICHARD D. MEINDERS, P.C.

– A motion was made by Mr. Nosti and seconded by Mr. Masciale to adopt *Resolution No. 2019-12, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Appointing Richard D. Meinders, P.C. as Authority Conflict Attorney*. Roll call vote: Nosti-Yes; Masciale-Yes; Lanuto-Yes; Miklosey-Yes; Knoeller-Yes. Motion passed.

RESOLUTION NO. 2019-13 – APPOINT LABOR COUNSEL – JERRY J. DASTI OF THE FIRM DASTI, MURPHY, MCGUCKIN, ULAKY, KOUTSOURIS & CONNORS – A motion was made by Mr. Masciale and seconded by Mr. Nosti to adopt *Resolution No. 2019-13, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Appointing Jerry J. Dasti, Esq. of the firm Dasti, Murphy, McGuckin, Ulaky, Koutsouris & Connors, P.C. as Authority Labor Counsel.* Roll call vote: Masciale-Yes; Nosti-Yes; Lanuto-Yes; Miklosey-Yes; Knoeller-Yes. Motion passed.

RESOLUTION NO. 2019-14 – APPOINT BOND COUNSEL - GLUCK WALRATH, LLP – A motion was made by Mr. Nosti and seconded by Mr. Lanuto to adopt *Resolution No. 2019-14, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Appointing Gluck Walrath, LLP as Authority Bond Counsel.* Roll call vote: Nosti-Yes; Lanuto-Yes; Miklosey-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

RESOLUTION NO. 2019-15 – APPOINT RISK MANAGEMENT CONSULTANT CONNOR STRONG COMPANIES, INC. – A motion was made by Mr. Nosti and Miklosey and seconded by Mr. Lanuto to adopt *Resolution No. 2019-15, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Appointing Connor Strong Companies, Inc. as Authority Risk Management Consultant.* Roll call vote: Nosti-Yes; Miklosey-Yes; Lanuto-Yes; Masciale-Yes; Knoeller-Yes. Motion passed

RESOLUTION NO. 2019-16 – APPOINT PUBLIC AGENCY COMPLIANCE OFFICER – EDWARD A. WOOLF - A motion was made by Mr. Masciale and seconded by Mr. Miklosey to adopt *Resolution No. 2019-16, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Appointing Edward A. Woolf as Public Agency Compliance Officer, P.L. 1975, c. 127.* Roll call vote: Masciale-Yes; Miklosey-Yes; Lanuto-Yes; Nosti-Yes; Knoeller-Yes. Motion passed.

RESOLUTION NO. 2019-17 – APPOINT PERSONNEL OFFICER – EDWARD A. WOOLF – A motion was made by Mr. Nosti and seconded by Mr. Miklosey to adopt *Resolution No. 2019-17, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Appointing Edward A. Woolf as Personnel Officer.* Roll call vote: Nosti-Yes; Miklosey-Yes; Lanuto-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

RESOLUTION NO. 2019-18 – APPOINT FUND COMMISSIONERS AND ALTERNATE FUND COMMISSIONER TO THE NEW JERSEY UTILITY AUTHORITIES JOINT INSURANCE FUND – A motion was made by Mr. Masciale and seconded by Mr. Miklosey to adopt *Resolution No. 2019-18, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Appointing Fund Commissioners and Alternate Fund Commissioner for the New Jersey Utilities Authorities Joint Insurance Fund.* Roll call vote: Masciale-Yes; Miklosey-Yes; Lanuto-Yes; Nosti-Yes; Knoeller-Yes. Motion passed.

RESOLUTION NO. 2019-19 – APPOINT COMPANY PHYSICIAN – FORKED RIVER MEDICAL SPECIALISTS, P.A. – A motion was made by Mr. Nosti and seconded by Mr. Miklosey to adopt *Resolution No. 2019-19, Resolution of the Lacey*

Municipal Utilities Authority, County of Ocean, State of New Jersey, Appointing Forked River Medical Specialists, P.A. as Company Physician. Roll call vote: Nosti-Yes; Miklosey-Yes; Lanuto-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

RESOLUTION NO. 2019-20 – APPOINT COMPUTER CONSULTANT – CSI COMPUTERS – A motion was made by Mr. Nosti and seconded by Mr. Lanuto to adopt *Resolution No. 2019-20, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Appointing CSI Consultants Computer Consultant.* Roll call vote: Nosti-Yes; Lanuto-Yes; Miklosey-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

RESOLUTION NO. 2019-21 – APPOINT COMPANY ACCOUNTING CONSULTANT - WILLIAM E. ANTONIDES AND COMPANY– A motion was made by Mr. Nosti and seconded by Mr. Miklosey to adopt *Resolution No. 2019-21, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Appointing William E. Antonides and Company as Accounting Consultant.* Roll call vote: Nosti-Yes; Miklosey-Yes; Lanuto-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

RESOLUTION NO. 2019-22 – APPOINT FINANCIAL ADVISOR – ACACIA FINANCIAL – A motion was made by Mr. Masciale and seconded by Mr. Miklosey to adopt *Resolution No. 2019-22, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Appointing Acacia Financial Group.* Roll call vote: Masciale-Yes; Miklosey-Yes; Lanuto-Yes; Nosti-Yes; Knoeller-Yes. Motion passed.

**APPROVAL
OF MINUTES**

Regular Meeting of January 9, 2019 - A motion was made by Mr. Masciale and seconded by Mr. Miklosey to approve the minutes of the Regular Meeting of January 9, 2019. Roll call vote: Masciale-Yes; Miklosey-Yes; Lanuto-Yes; Nosti-Yes; Knoeller-Yes. Motion passed.

**EXECUTIVE
DIRECTOR'S
REPORT**

Cash Balance Report - Period Ending December 31, 2018 - Mr. Woolf summarized the cash balances for period ending December 31, 2018 as follows: Total cash balance for the unrestricted accounts were \$9,474,219.12, with earnings of \$10,027.14. Total cash balance for the restricted accounts held by the trustee were \$2,685,225.63, with earnings of \$8,435.74. Current period interest on the restricted and unrestricted accounts was \$18,462.88. Year-to-date earnings on all interest bearing accounts were \$190,042.51.

Resolution 2019-05 – Execute Interlocal Agreement with North Jersey Wastewater Cooperative Pricing System – On recommendation by the executive director, a motion was made by Mr. Nosti and seconded by Mr. Miklosey to adopt *Resolution 2019-05, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Authorizing Execution of Interlocal Agency Agreement with North Jersey Wastewater Cooperative Pricing System, Concerning a Cooperative Pricing Program.* Roll call vote: Nosti-Yes; Miklosey-Yes; Lanuto-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

Resolution 2019-06 – Award Contract - Water Treatment Chemical Supplies – On recommendation by the executive director, a motion was made by Mr. Miklosey and seconded by Mr. Masciale to adopt *Resolution 2019-06, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Awarding Contract for Supply of Water Treatment Chemical Supplies for 2019*. Roll call vote: Miklosey-Yes; Masciale-Yes; Lanuto-Yes; Nosti-Yes; Knoeller-Yes. Motion passed.

Water Meter Bids – Mr. Woolf requested authorization to advertise and receive bids for water meters and associated material 2019. A motion was made by Mr. Masciale and seconded by Mr. Miklosey authorizing advertisement to receive bids for water meters and associated material 2019. Roll call vote: Masciale-Yes; Miklosey-Yes; Lanuto-Yes; Nosti-Yes; Knoeller-Yes. Motion passed.

Repainting of Water Tower #1 - Mr. Woolf requested authorization to advertise and receive bids for repainting of water tower #1. A motion was made by Mr. Nosti and seconded by Mr. Miklosey authorizing advertisement to receive bids for repainting of water tower #1. Roll call vote: Nosti-Yes; Miklosey-Yes; Lanuto-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

**BUSINESS
REPORT**

The business report was submitted for review.

**ENGINEER'S
REPORT**

Resolution 2019-07 – Permit to Operate – Sewer and Water System – Sea Breeze at Lacey – On recommendation by the Authority's engineer, a motion was made by Mr. Masciale and seconded by Mr. Nosti to adopt *Resolution 2019-07, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Authorizing Permit to Operate – Sewer and Water System – Sea Breeze at Lacey, Section 2, Phase 2G (2nd Partial) - Ambermist Way, Gladstone Street; Phase 2H – Ambermist Way, Farnham Ct., Erinbrook Ct., Block 1901.17, 1901.21, 1901.22, Various Lots*. Roll call vote: Masciale-Yes; Nosti-Yes; Lanuto-Yes; Miklosey-Yes; Knoeller-Yes. Motion passed.

New Administration Building – Mr. Dittenhofer stated the new administration building punch list items will be complete within the month.

**ATTORNEY'S
REPORT**

Lacey Family Apartments – Mr. Dasti stated his office reviewed and revised the proposed Resolution authorizing a release of the Performance Bond and acceptance of the Maintenance Bond.

M & T at Lacey – Mr. Dasti stated his office reviewed correspondence regarding final water and sewer compliance.

OPRA Requests – Mr. Dasti stated his office reviewed OPRA request submitted to the Authority.

Joey Harrison Restaurant – Mr. Dasti stated his office provided correspondence to the Authority regarding the Shared Services Agreement with the Township. It is his understanding the Township is voiding the Shared Services Agreement.

**AUDITOR'S
REPORT**

Accountant's Status Report – Month Ended December 31, 2018 – Mr. Holman reported sewer and water revenues had a favorable variance for the month and year-to-date. 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.

Mr. Holman recommends the Authority's connection fee calculations be updated.

CORRESPONDENCE

Katherine Torres, Foxhollow Dr. – Requesting relief of utility bill, due to high usage due to irrigation system. Since the customer is a new homeowner, and was unaware of the irrigation meter, a motion was made by Mr. Miklosey and seconded by Mr. Nosti to grant a one-time credit adjustment on the sewer charges in the amount of \$432.59 (68,000 gallons). Roll call vote: Miklosey-Yes; Nosti-Yes; Lanuto-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

Margaret Gross, Donald Street – Requesting relief of utility bill, due to toilet leak. Since the basis of the excessive usage was due to a toilet issue, a waiver of the service charges could not be supported. A motion was made by Mr. Nosti and seconded by Mr. Miklosey to offer customer a payment plan to pay outstanding utility bill. Roll call vote: Nosti-Yes; Miklosey-Yes; Lanuto-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

Mr. & Mrs. Bradbury, Wallace Ave. – Requesting relief of utility bill, due to toilet leak. Since the basis of the excessive usage was due to a toilet issue, a waiver of the service charges could not be supported. A motion was made by Mr. Nosti and seconded by Mr. Miklosey to offer customer a payment plan to pay outstanding utility bill. Roll call vote: Nosti-Yes; Miklosey-Yes; Lanuto-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

**OLD
BUSINESS**

Resolution 2019-03 – Salary Increases for Non-Union Employees - Secretary Nosti executed Resolution 2019-03, establishing salary increases for non-union, non-contract employees of the Lacey Municipal Utilities Authority.

Resolution 2019-01 – Legal Opinions (Revised) – Secretary Nosti executed Resolution 2019-01, directing the manner in which legal opinions shall be secured from the Authority Counsel.

**NEW
BUSINESS**

There was no new business to discuss.

**PUBLIC BUSINESS/
COMMENT**

Ron Biava, Sail Drive – Mr. Biava stated he is a trustee of the Lacey Education Foundation. He gave a presentation to the Board on the Foundation explaining they are non-profit and are looking for individual donations to put towards chrome book carts for the students of Lacey Township. The carts act as a battery charging system for the

chrome books. He added that the Foundation provides things to the student that the budgets of Lacey schools are unable to afford.

**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 \$441,188.46 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. Nosti to adopt the above resolution. Roll call vote: Miklosey-Yes; Nosti-Yes; Lanuto-Yes; Masciale-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