

**LACEY MUNICIPAL UTILITIES AUTHORITY
REORGANIZATION AND REGULAR MEETING
FEBRUARY 5, 2020**

Pledge of Allegiance

ROLL CALL

The Reorganization and Regular Meeting of the Lacey Municipal Utilities Authority was held on Wednesday, February 5, 2020 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 Brian Waldron, 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. Lanuto and seconded by Mr. Miklosey to appoint Jack Nosti as Authority Secretary. Roll call vote: Lanuto-Yes; Miklosey-Yes; Nosti-Abstain; Masciale-Yes; Knoeller-Yes. Motion passed.

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

**COMMITTEE
APPOINTMENTS**

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

RESOLUTION NO. 2020-07- AUTHORIZE REGULAR MEETING SCHEDULE

A motion was made by Mr. Masciale and seconded by Mr. Miklosey to adopt *Resolution No. 2020-07, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Authorizing Regular Meeting Schedule*. Roll call vote: Masciale-Yes; Miklosey-Yes; Lanuto-Yes; Nosti-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. 2020-08 - APPOINT ENGINEER – REMINGTON AND VERNICK ENGINEERS

- A motion was made by Mr. Nosti and seconded by Mr. Masciale to adopt *Resolution No. 2020-08, 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; Masciale-Yes; Lanuto-Yes; Miklosey-Yes; Knoeller-Yes. Motion passed.

RESOLUTION NO. 2020-09 – APPOINT ATTORNEY – THE LAW OFFICES OF CHRISTOPHER J. DASTI, ESQ

– A motion was made by Mr. Nosti and seconded by Mr. Lanuto to adopt *Resolution No. 2020-09, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Appointing The Law Offices of Christopher J. Dasti as Authority Attorney*. Roll call vote: Nosti-Yes; Lanuto-Yes; Miklosey-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

RESOLUTION NO. 2020-10 – APPOINT AUDITOR – JERRY CONATY OF THE FIRM HOLMAN, FRENIA & ALLISON, PC

– A motion was made by Mr. Masciale and seconded by Mr. Lanuto to adopt *Resolution No. 2020-10, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Appointing Jerry Conaty of the Firm Holman, Frenia, & Allison P.C as Authority Auditor*. Roll call vote: Masciale-Yes; Lanuto-Yes; Miklosey-Yes; Nosti-Yes; Knoeller-Yes. Motion passed.

RESOLUTION NO. 2020-12 – APPOINT LABOR COUNSEL – CHRISTOPHER J. DASTI

– A motion was made by Mr. Nosti and seconded by Mr. Miklosey to adopt *Resolution No. 2020-12, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Appointing Christopher J. Dasti as Authority Labor Counsel*. Roll call vote: Nosti-Yes; Miklosey-Yes; Lanuto-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

RESOLUTION NO. 2020-13 – APPOINT BOND COUNSEL - GLUCK WALRATH, LLP

– A motion was made by Mr. Nosti and seconded by Mr. Miklosey to adopt *Resolution No. 2020-13, 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; Miklosey-Yes; Lanuto-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

RESOLUTION NO. 2020-14 – APPOINT RISK MANAGEMENT CONSULTANT CONNOR STRONG COMPANIES, INC. – A motion was made by Mr. Nosti and seconded by Mr. Miklosey to adopt *Resolution No. 2020-14, 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. 2020-15 – APPOINT PUBLIC AGENCY COMPLIANCE OFFICER – EDWARD A. WOOLF – A motion was made by Mr. Nosti and seconded by Mr. Miklosey to adopt *Resolution No. 2020-15, 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: Nosti-Yes; Miklosey-Yes; Lanuto-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

RESOLUTION NO. 2020-16 – APPOINT PERSONNEL OFFICER – EDWARD A. WOOLF – A motion was made by Mr. Masciale and seconded by Mr. Miklosey to adopt *Resolution No. 2020-16, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Appointing Edward A. Woolf as Personnel Officer.* Roll call vote: Masciale-Yes; Miklosey-Yes; Lanuto-Yes; Nosti-Yes; Knoeller-Yes. Motion passed.

RESOLUTION NO. 2020-17 – APPOINT FUND COMMISSIONERS AND ALTERNATE FUND COMMISSIONER TO THE NEW JERSEY UTILITY AUTHORITIES JOINT INSURANCE FUND – A motion was made by Mr. Nosti and seconded by Mr. Miklosey to adopt *Resolution No. 2020-17, 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: Nosti-Yes; Miklosey-Yes; Lanuto-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

RESOLUTION NO. 2020-18 – APPOINT COMPANY PHYSICIAN – WORKNET OCCUPATIONAL MEDICINE – A motion was made by Mr. Masciale and seconded by Mr. Miklosey to adopt *Resolution No. 2020-18, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Appointing WORKNET Occupational Medicine as Company Physician.* Roll call vote: Masciale-Yes; Miklosey-Yes; Lanuto-Yes; Nosti-Yes; Knoeller-Yes. Motion passed.

RESOLUTION NO. 2020-19 – APPOINT COMPUTER CONSULTANT – CSI COMPUTERS – A motion was made by Mr. Miklosey and seconded by Mr. Masciale to adopt *Resolution No. 2020-19, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Appointing CSI Consultants Computer Consultant.* Roll call vote: Miklosey-Yes; Masciale-Yes; Lanuto-Yes; Nosti-Yes; Knoeller-Yes. Motion passed.

RESOLUTION NO. 2020-20 – APPOINT COMPANY ACCOUNTING CONSULTANT - WILLIAM E. ANTONIDES AND COMPANY – A motion was made by Mr. Nosti and seconded by Mr. Masciale to adopt *Resolution No. 2020-20, 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; Masciale-Yes; Lanuto-Yes; Miklosey-Yes; Knoeller-Yes. Motion passed.

RESOLUTION NO. 2020-22 – APPOINT FINANCIAL ADVISOR – ACACIA FINANCIAL – A motion was made by Mr. Masciale and seconded by Mr. Miklosey to adopt *Resolution No. 2020-22, 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 8, 2020 - A motion was made by Mr. Masciale and seconded by Mr. Miklosey to approve the minutes of the Regular Meeting of January 8, 2020. 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, 2019 - Mr. Woolf summarized the cash balances for period ending December 31, 2018 as follows: Total cash balance for the unrestricted accounts were \$10,520,034.19, with earnings of \$21,193.51. Total cash balance for the restricted accounts held by the trustee were \$2,749,799.22, with earnings of \$8,600.77. Current period interest on the restricted and unrestricted accounts was \$29,794.28. Year-to-date earnings on all interest bearing accounts were \$280,487.09.

Resolution 2020-23 – Award Contract for Communitor Sewage Grinder – On recommendation by the executive director, a motion was made by Mr. Nosti and seconded by Mr. Miklosey to adopt *Resolution 2020-23, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Awarding a Contract for the Communitor Sewage Grinder*. This contract was awarded to JWWC Environmental in the amount of \$35,002.99. Roll call vote: Nosti-Yes; Miklosey-Yes; Lanuto-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

Resolution 2020-26 – Transfer of Funds 2019 Sewer and water Budget – On recommendation by the executive director, a motion was made by Mr. Masciale and seconded by Mr. Nosti to adopt *Resolution 2020-26, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Authorizing Transfer of Funds, 2019 Water and Sewer Budget*. Roll call vote: Masciale-Yes; Nosti-Yes; Lanuto-Yes; Miklosey-Yes; Knoeller-Yes. Motion passed.

**BUSINESS
REPORT**

The business report was submitted for review.

**ENGINEER'S
REPORT**

Resolution 2020-24 – Performance Guarantee Release – Sea Breeze at Lacey – Phase 2 – 100 Unit Apartment Building – On recommendation by the Authority's engineer, a motion was made by Mr. Masciale and seconded by Mr. Miklosey to adopt *Resolution 2020-24, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Performance Guarantee Release, Sewer and Water, Sea Breeze at Lacey, Phase 2, 100 Unit Apartment Building, Block 1925.25, Lot 1*. Roll call vote: Masciale-Yes; Miklosey-Yes; Lanuto-Yes; Nosti-Yes; Knoeller-Yes. Motion passed.

Resolution 2020-22 – Accept Maintenance Bond – Release Performance Bond and Final Payment – North American Pipeline Services, LLC. – On recommendation by the Authority's engineer, a motion was made by Mr. Miklosey and seconded by Mr. Nosti to adopt *Resolution 2020-22, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Acceptance of Maintenance Bond, Release of Performance Bond and Final Payment, Change Order No. 1, Cleaning & Televising Sewer System, North American Pipeline Services, LLC*. Roll call vote: Miklosey-Yes; Nosti-Yes; Lanuto-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

Resolution 2020-25 – Accept Maintenance Bond – Release Performance Bond and Final Payment – Shorelands Construction, Inc. – On recommendation by the Authority's engineer, a motion was made by Mr. Masciale and seconded by Mr. Miklosey to adopt *Resolution 2020-25, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Release Performance Bonds and Final Payment, Accept Maintenance Bond, Shorelands Construction, Inc*. Roll call vote: Masciale-Yes; Miklosey-Yes; Lanuto-Yes; Nosti-Yes; Knoeller-Yes. Motion passed.

New Administration Building – Mr. Dittenhofer stated his office issued final recommendation for payment and approval of maintenance bond.

Sanitary Sewer Rehabilitation – Mr. Dittenhofer stated Notice of Award was issued to North American Pipeline Services, LLC in the amount of \$811,412.10.

Repainting of Tank No. 1 – Mr. Dittenhofer requested authorization to advertise to receive bids for interior and exterior painting of Tank No. 1. A motion was made by Mr. Masciale and seconded by Mr. Nosti authorizing Remington & Vernick to advertise and receive bids for interior and exterior painting of Tank No. 1. Roll call vote: Masciale-Yes; Nosti-Yes; Lanuto-Yes; Miklosey-Yes; Knoeller-Yes. Motion passed.

Column Investigation Well #7 – Mr. Dittenhofer requested authorization to advertise to receive bids for column investigation at Well No. 7. A motion was made by Mr. Lanuto and seconded by Mr. Miklosey authorizing Remington & Vernick to advertise and receive bids for column investigation at Well No. 7. Roll call vote: Lanuto-Yes; Miklosey-Yes; Nosti-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

Route 9 Watermain Extension – Mr. Dittenhofer stated his office is preparing plans and specification for the Route 9 watermain extension.

**ATTORNEY'S
REPORT**

Sanitary Sewer Cleaning & Televising 2019 – A Resolution was prepared awarding the contract to the lowest bidder.

Communitor Sewage Grinder – A letter recommending award of contract was submitted to the Authority.

Karchik Homes, LLC – The performance bond was reviewed and the Authority was advised accordingly.

Sewer Rehab for Central Trunk Line – A Resolution was prepared awarding the contract to the lowest bidder.

**AUDITOR'S
REPORT**

Accountant's Status Report – Month Ended December 31, 2019 – Mr. Waldron reported sewer revenues had an unfavorable variance for the month, favorable on water. 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.

CORRESPONDENCE

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

Brandon Deane, Laurel Blvd. – Requesting reimbursement of Roto-rooter charges. Based upon the available information, reimbursement of plumbing charges cannot be warranted. The Authority is not responsible for expenses incurred by an outside company unless the Authority is first given notification of a service problem and the opportunity to resolve it.

Walter Krzastek, Jersey City Court – Requesting relief of utility bill, due to unexplained high usage. Since there is no evidence to support the excessive usage, the Board recommends customer's water meter be tested for accuracy.

**OLD
BUSINESS**

There was no old business to discuss.

**NEW
BUSINESS**

Mr. Knoeller reported Toll Brothers requested temporary storage space for their snow removal equipment, which is adjacent to the Authority's pumping station and their development. It was agreed to let them use the space behind the pumping station as long as the sub-contractor that would be using the space provide the Authority with their liability/workers compensation insurance.

**PUBLIC BUSINESS/
COMMENT**

There was no public 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 \$490,710.61 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. Masciale and seconded by Mr. Lanuto to adopt the above resolution. Roll call vote: Masciale-Yes; Lanuto-Yes; Miklosey-Yes; Nosti-Yes; Knoeller-Yes. Motion passed.

ADJOURNMENT

There being no further business to discuss, the meeting was adjourned at 6:55 p.m.

Respectfully submitted,

Michele Kennedy
Executive Secretary