

**LACEY MUNICIPAL UTILITIES AUTHORITY
REGULAR MEETING
AUGUST 3, 2011**

Pledge of Allegiance

ROLL CALL

A Regular Meeting of the Lacey Municipal Utilities Authority was held on Wednesday, August 3, 2011 and was called to order at 7:00 p.m. by James Knoeller, Chairman. Other members present were Michael Masciale, Richard Kennedy, Arthur Miklosey, Nick Juliano, Jack Nosti and Ralph Lanuto. Also present were Alan Dittenhofer, engineer; Felipe Contreras, engineer; Frank Holman, auditor; Jerry Conaty, auditor; Jerry Dasti, attorney; Edward A. Woolf, Executive Director, and Kathleen Barrett, Assistant Director. Mark Dykoff, Lacey MUA/Township Committee Liaison also attended the meeting.

**“SUNSHINE
LAW”
STATEMENT**

Mr. Knoeller read the following statement.

Notice of this regular 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.

**APPROVAL
OF MINUTES**

Regular Meeting of July 6, 2011 - A motion was made by Mr. Kennedy and seconded by Mr. Masciale to approve the minutes of the Regular Meeting of July 6, 2011. Roll call vote: Kennedy-Yes; Masciale-Yes; Juliano-Yes; Miklosey-Yes; Knoeller-Yes. Motion passed.

**EXECUTIVE
DIRECTOR'S
REPORT**

Cash Balance Report - Period Ending June 30, 2011 - Mr. Woolf summarized the cash balances for period ending June 30, 2011 as follows: Total cash balance for the unrestricted accounts were \$2,150,688.39, with earnings of \$1,415.36. Total cash balance for the restricted accounts held by the trustee were \$6,235,577.23, with earnings of \$5,221.79. Current period interest on the restricted and unrestricted accounts was \$6,637.15. Year-to-date earnings on all interest bearing accounts were \$68,673.24.

Resolution 2011-50 – Letter of No Interest – Ronald Karchik – On recommendation by the executive director, a motion was made by Mr. Kennedy and seconded by Mr. Miklosey to adopt *Resolution 2011-50, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Letter of No Interest, Minor Subdivision and Lot Consolidation, Block 841, Lot 10 & Block 844, Lots 1 & 2, Ronald Karchik*. Roll call vote: Kennedy-Yes; Miklosey-Yes; Juliano-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

2011 Bond Closing – Mr. Masciale stated additional time and studies for the financing of the water treatment plant expansion needs to be discussed further. Therefore, he recommends tabling this issue. The Board concurred.

BUSINESS REPORT

July Meter Reads – Ms. Barrett reported 3,835 meters were read in July for Cycles 2 & 9. Thirty-eight work orders were cut to obtain manual reads not obtained during regular meter read routes. One read was questioned because of high usage.

August Billing – Ms. Barrett reported utility bills were mailed/hand delivered today in the amount of \$758,947.54. Penalties were assessed on 3,379 past due accounts (all cycles) in the amount of \$22,297.34 for a total billing in August of \$781,244.88.

Customer Service – Ms. Barrett reported thirty-five new customer welcome letters were mailed in June, and nine responses were received in July. Forty-one reads with equipment inspections were performed in July with one violation.

Code Violation – 304 Conifer Drive – Ms. Barrett reported on July 5th during a final read inspection, LMUA personnel discovered a sump pump connected to the sanitary sewer system. This code violation was abated the same day it was discovered. For the next meeting, Mr. Knoeller asked Mr. Woolf to make a recommendation on what the fine should be for bypassing a water meter.

ENGINEER'S REPORT

Resolution 2011-51 – Preliminary Sewer and Water Approval – Chase Bank – Jerry Delaney – Block 1653, Lot 16 - Mr. Dittenhofer reported his office received the application and plans for preliminary sewer and water approval for Chase Bank/Jerry Delaney, Block 1653, Lot 16. The applicant is proposing to construct a 4,264 SF bank at the intersection of Lacey Road and Manchester Avenue, in the northeast corner. An existing building is located on the site. The applicant proposes to demolish the existing building on site and reuse the existing water and sewer services to service the new building. On recommendation by the Authority's engineer, a motion was made by Mr. Kennedy and seconded by Mr. Miklosey to adopt *Resolution 2011-51, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Preliminary Sewer and Water Approval, Chase Bank – Jerry Delaney – Block 1653, Lot 16*. Roll call vote: Kennedy-Yes; Miklosey-Yes; Juliano-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

Water Treatment Plant No. 1 Upgrades – Mr. Dittenhofer stated the Water Allocation and Bureau of Safe Drinking Water permits are under review. The Water Allocation Permit has 23 days left on review from New Jersey Geological Survey.

Repainting of Tank No. 2 – Mr. Dittenhofer stated this project is expected to be complete within two weeks.

Cleaning and Televising Contract No. 6 & Flow Assessment – Mr. Dittenhofer stated contractor has completed approximately 95% of the punch list items.

FRB-1 and Otto Lane Pump Station Upgrade – Mr. Dittenhofer stated this project is complete.

**ATTORNEY'S
REPORT**

Crown Castle Lease Extension - Mr. Dasti stated a reasonable offer was extended to Crown Castle in response to their request to extend the lease on the cell antenna past 2019. As of this date, they have not responded favorably to the Authority's offer.

Toll Brothers – Mr. Dasti stated a meeting is scheduled next week with representatives from Toll Brothers to discuss the water and sewer connection fee issue.

**AUDITOR'S
REPORT**

Accountant's Status Report – Month Ended June 30, 2011 – Mr. Holman reported revenues and expenses are favorable for both water and sewer. Connection fees are satisfactory. In regards to the OCUA credit, Mr. Holman reported the Authority could anticipate a credit of approximately \$330,000.00. However, the OCUA has an issue with the accuracy of their meters and therefore, are disputing the amount of credit owed to the LMUA. Mr. Masciale asked when would the OCUA test the accuracy of their meters. Mr. Knoeller stated according to Mr. Parker the meters are on-site and should be installed within 30 days. Once they are tested they will inform the Authority of the results.

CORRESPONDENCE

Mr. & Mrs. Mahoney, Harris Road – Requesting pool fill credit. A motion was made by Mr. Kennedy and seconded by Mr. Juliano to grant a one-time sanitary sewer adjustment in the amount of \$56.56 (14,000 gallons). Mr. Masciale suggested the Authority have a plan in place regarding pool fill credits in the future. He stated it is the customer's responsibility to follow the requirements for filling a pool. Mr. Kennedy asked if pool fill meter language is on the utility bill. Ms. Barrett stated it is on the bill, with the exception when the Authority is flushing. Additionally, she said flyers about pool fill meters are available at the Township's building department, as well as the pool companies. Roll call vote: Kennedy-Yes; Juliano-Yes; Miklosey-Yes; Masciale-Yes, Knoeller-Yes. Motion passed.

Mr. Dykoff stated he would mention this issue at the next Township meeting. Mr. Nosti asked if a record is kept on who receives the one-time adjustment. Mr. Woolf stated it would be in their customer file.

Robert Manino, Brandywine Avenue – Requesting relief of utility bill, due to an internal issue that caused an overcharge to his account. A motion was made by Mr. Kennedy and seconded by Mr. Miklosey to grant a credit adjustment in the amount of \$263.93. Roll call vote: Kennedy-Yes; Miklosey-Yes; Juliano-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

JoAnne Veit, Eagleswood Avenue – Requesting pool fill credit. A motion was made by Mr. Kennedy and seconded by Mr. Miklosey to grant a one-time sanitary sewer adjustment in the amount of \$23.17 (7,000 gallons). Roll call vote: Kennedy-Yes; Miklosey-Yes; Juliano-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

Eugene Koch, South River Drive – Requesting relief of utility bill, due to water leak. Since the water that leaked did not go into the sewer system, a motion was made by Mr. Kennedy and seconded by Mr. Miklosey to grant a credit adjustment on the sanitary

sewer charges in the amount of \$128.80 (31,000 gallons). Roll call vote: Kennedy-Yes; Miklosey-Yes; Juliano-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

**OLD
BUSINESS**

Form of Contract – Purchase of Auto Parts and Accessories – South Jersey Auto Supply and Downs Ford, Inc. – Chairman Knoeller and Secretary Kennedy executed the Forms of Contract between the Lacey Municipal Utilities Authority and South Jersey Auto Supply and Downs Ford, Inc.

**NEW
BUSINESS**

Mr. Knoeller stated the Authority received a copy of a letter from Mr. Amrozewicz of the Lanoka Harbor Fire Company addressed to PF Pasbjerg, developers of the Lacey Mall, concerned about three fire hydrants at that site. One hydrant in particular has landscaping stone right up to the steamer cap. Although the hydrants are on private property, they are being served by the Authority's city water supply. As a matter of public safety, Mr. Knoeller asked Mr. Dasti to send PF Pasbjerg a letter requesting they address the fire hydrant situation as soon as possible.

**PUBLIC BUSINESS/
COMMENT**

Regina Discenza, Sunrise Beach - Mrs. Discenza asked about the wind turbines possibly being installed at the Wal-Mart site. Mr. Knoeller stated that issue has nothing to do with the Authority.

Mrs. Discenza asked about the status of the monitoring frequency at the Home Depot Site. Mr. Knoeller stated the frequency has been changed from quarterly to semi-annually.

**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 \$306,910.32 be same are hereby approved to be paid.
2. Said vouchers are listed on the attached computer check register.

A motion was made by Mr. Kennedy and seconded by Mr. Masciale to adopt the above resolution. Roll call vote: Kennedy-Yes; Masciale-Yes; Juliano, Yes, but abstains on South Jersey Auto Supply; Miklosey-Yes; Knoeller-Yes. Motion passed.

ADJOURNMENT

There being no further business to discuss, the meeting was adjourned at 7:20 p.m.

Respectfully submitted,

Michele Kennedy
Secretary

