

**LACEY MUNICIPAL UTILITIES AUTHORITY
REGULAR MEETING
APRIL 2, 2014**

Pledge of Allegiance

ROLL CALL

A Regular Meeting of the Lacey Municipal Utilities Authority was held on Wednesday, April 2, 2014 and was called to order at 7:00 p.m. by James Knoeller, Chairman. Other members present were Michael Masciale, Richard Kennedy, Arthur Miklosey, Nicholas Juliano, Jack Nosti and Ralph Lanuto. Also present were Jerry Dasti, Esq, attorney; Felipe Contreras, engineer; Edward A. Woolf, Executive Director; and Deborah Busch, Office Manager. Mark Dykoff, Lacey MUA/Township Committee Liaison, also attended the meeting. Jerry Conaty, auditor, arrived during the customer correspondence portion of 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 March 5, 2014 – A motion was made by Mr. Miklosey and seconded by Mr. Juliano to approve the minutes of the Regular Meeting of March 5, 2014. Roll call vote: Miklosey-Yes; Juliano-Yes; Kennedy-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

Closed Session Meeting of March 5, 2014 – A motion was made by Mr. Masciale and seconded by Mr. Kennedy to approve the minutes of the Closed Session Meeting of March 5, 2014. Roll call vote: Masciale-Yes; Kennedy-Yes; Juliano-Yes; Miklosey-Yes; Knoeller-Yes. Motion passed.

**EXECUTIVE
DIRECTOR’S
REPORT**

Cash Balance Report - Period Ending February 28, 2014 - Mr. Woolf summarized the cash balances for period ending February 28, 2014 as follows: Total cash balance for the unrestricted accounts were \$6,798,482.82, with earnings of \$175.75. Total cash balance for the restricted accounts held by the trustee were \$4,462,120.89, with earnings of \$1,101.90. Current period interest on the restricted and unrestricted accounts was \$1,277.65. Year-to-date earnings on all interest bearing accounts were \$9,810.20.

**BUSINESS
REPORT**

The business report was submitted for review.

**ENGINEER'S
REPORT**

Resolution 2014-27 – Preliminary Sewer and Water Approval – Township of Lacey Major Subdivision – Mr. Contreras stated his office received the application and plans for preliminary sewer and water approval for Township of Lacey Major Subdivision, Block 1837, Lots 8.02, 8.03 & 9; Block 1837.01, Lots 3 & 4. The applicant is proposing to construct a six (6) lot major subdivision on the western side of Municipal Lane. The applicant proposes to remove the existing two-story geriatric center on site and subdivide the lots. The applicant proposes to subdivide only, no site improvements are proposed at this time. On recommendation by the Authority's engineer, a motion was made by Mr. Masciale and seconded by Mr. Juliano to adopt *Resolution 2014-27, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Preliminary Sewer and Water Approval, Township of Lacey Major Subdivision, Block 1837, Lots 8.02, 8.03 & 9; Block 1837.01, Lots 3 & 4*. Roll call vote: Masciale-Yes; Juliano-Yes; Miklosey-Yes; Kennedy-Yes-Knoeller-Yes. Motion passed.

Water Treatment Plant No. 1 Upgrades - Mr. Contreras stated Bureau of Safe Drinking Water Permit to Operate Well No. 7 and WTP was submitted. His office is currently working with the NJDEP Bureau of Construction and Well Permitting to secure the permit to operate. Chemical dose tune-up was completed. Well sampling by the State will be conducted second or third week in April.

Meter Installation – Mr. Contreras stated this project is under LMUA review, and on hold until approved by FEMA.

Installation of Hydraulic Grinder at CP-1 – Mr. Contreras stated the design of this project is 90% complete, and will go out to bid middle of April.

**ATTORNEY'S
REPORT**

Maxim Drive – Major Subdivision - Mr. Dasti stated he reviewed correspondence from RV&V regarding final water and sewer application.

Personnel Issues - Mr. Dasti stated he conferred with the personnel committee concerning ongoing personnel matters.

Lacey Township Building Department – Mr. Dasti stated he has communicated with John Curtin and representatives of RV&V concerning the issue involving building permits, inspections, of the project, etc. It is his understanding RV&V has addressed this matter and is communicating directly with the Planning Board Engineer in order to resolve any outstanding issues. Mr. Knoeller stated Mr. Contreras informed him all the issues have been resolved.

**AUDITOR'S
REPORT**

Status Report – Period Ending February 28, 2014 - Since the auditor was not present, Mr. Knoeller reported sewer user charges resulted in an unfavorable variance for the month, due to the implementation of a payment plan for residents who received turnoff notices. There is a favorable variance on the water side, due to customers paying

outstanding balances prior to lien sale. Delinquency charges had a favorable variance on both water and sewer.

CORRESPONDENCE

Glen Langdon, Windsor Street – Requesting relief of utility bill, due to broken water pipe. Since the water that leaked did not go into the sewer system, a motion was made by Mr. Kennedy and seconded by Mr. Masciale to grant a credit adjustment on the sewer charges in the amount of \$2,332.24 (325,000 gallons). Roll call vote: Kennedy-Yes; Masciale-Yes; Juliano-Yes; Miklosey-Yes; Knoeller-Yes. Motion passed.

Steven Walsh, Falkenburgh Avenue – Requesting relief of utility bill, due to leak in crawl space. 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 sewer charges in the amount of \$371.88 (76,000 gallons). Roll call vote: Kennedy-Yes; Miklosey-Yes; Juliano-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

Patricia Crifo, Longwood Drive – Requesting relief of utility bill, due to leaking water heater. 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 sewer charges in the amount of \$809.06 (123,000 gallons). Roll call vote: Kennedy-Yes; Miklosey-Yes; Juliano-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

Patricia Canetti, Parkside Drive – Requesting relief of utility bill, due to faucet being left on. Based upon the available information, a waiver of the charges could not be supported.

John Neuner, Llewellyn Parkway – Requesting relief of utility bill, due to broken water pipe. Since the water that leaked did not go into the sewer system, a motion was made by Mr. Kennedy and seconded by Mr. Masciale to grant a credit adjustment on the sewer charges in the amount of \$127.20 (34,000 gallons). Roll call vote: Kennedy-Yes; Masciale-Yes; Juliano-Yes; Miklosey-Yes; Knoeller-Yes. Motion passed.

Julie Zagari, Sunrise Blvd. – Requesting relief of utility bill, due to broken hot water pipe. Since the water that leaked did not go into the sewer system, a motion was made by Mr. Kennedy and seconded by Mr. Masciale to grant a credit adjustment on the sewer charges in the amount of \$506.18 (87,000 gallons). Roll call vote: Kennedy-Yes; Masciale-Yes; Juliano-Yes; Miklosey-Yes; Knoeller-Yes. Motion passed.

John Gallagher, Seagull Drive – Requesting relief of utility bill, due to broken pipe. Since the water that leaked did not go into the sewer system, a motion was made by Mr. Kennedy and seconded by Mr. Juliano to grant a credit adjustment on the sewer charges in the amount of \$63.92 (23,000 gallons). Roll call vote: Kennedy-Yes; Juliano-Yes; Miklosey-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

Barbara Carlson, Hidden Harbor Place – Requesting relief of utility bill, due to broken pipe. 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 sewer charges in the amount of \$94.76 (26,000 gallons). Roll call vote: Kennedy-Yes; Miklosey-Yes; Juliano-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

Rose O'Brien, Orchard Street – Requesting relief of utility bill, due to broken pipe. 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 sewer charges in the amount of \$111.96 (25,000 gallons). Roll call vote: Kennedy-Yes; Miklosey-Yes; Juliano-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

Caruso/Brothers Paving – Requesting relief of utility bill, due to broken pipe. 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 sewer charges in the amount of \$362.60 (68,000 gallons). Roll call vote: Kennedy-Yes; Miklosey-Yes; Juliano-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

Mr. Conaty arrived during this portion of the meeting. He stated the year-end audit is complete and will be presented to the Board for approval at the May 7th meeting.

**OLD
BUSINESS**

Professional Services Agreement – Forked River Medical Associates – Authority Physician – Chairman Knoeller and Secretary Kennedy executed the Professional Services Agreement between the Lacey Municipal Utilities Authority and Forked River Medical Associates for the period from February 6, 2014 to February 4, 2015.

Professional Services Agreement – Remington, Vernick & Vena Engineers – Authority Engineer – Chairman Knoeller and Secretary Kennedy executed the Professional Services Agreement between the Lacey Municipal Utilities Authority and Remington, Vernick & Vena Engineers for the period from February 6, 2014 to February 4, 2015.

**NEW
BUSINESS**

There was no new business to discuss.

**PUBLIC BUSINESS/
COMMENT**

Regina Discenza – Mrs. Discenza asked that the board meetings start at 7:00. Mr. Knoeller stated the meeting started at 7:00.

Mark Dykoff – Mr. Dykoff read the letter from Casey Parker to Mr. Woolf thanking LMUA staff for providing assistance, both manpower and equipment, during the many snow events this season. Mr. Knoeller thanked the Township for their assistance as well.

**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 \$414,323.62 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. Miklosey to adopt the above resolution. Roll call vote: Kennedy-Yes; Miklosey-Yes; Juliano-Yes, but abstains on Eastern Warehouse Distributors; Masciale-Yes; Knoeller-Yes. Motion passed.

**CLOSED
SESSION**

RESOLUTION

WHEREAS, Section 8 of the Open Public Meetings Act, Chapter 231, Public Law 1975 permits the exclusion of the public from a meeting in certain circumstances;

WHEREAS, this public body is of the opinion that such circumstances presently exist.

NOW, THEREFORE, BE IT RESOLVED by the Lacey Municipal Utilities Authority, County of Ocean and State of New Jersey as follows:

1. The public shall be excluded from discussion of action upon the hereinafter specified subject matters.
2. The general nature of this closed session concerns personnel matters.
3. It is anticipated at this time that the above-stated matters will be made public once these matters have been resolved.
4. This resolution shall take effect immediately.

A motion was made by Mr. Masciale and seconded by Mr. Kennedy to adopt the above resolution. Roll call vote: Unanimously approved.

Separate minutes were kept on the above closed session.

**RE-OPEN
MEETING**

A motion was made by Mr. Kennedy and seconded by Mr. Juliano to reopen the meeting. Roll call vote: Unanimously approved.

**OTHER
BUSINESS**

Deborah Busch – A motion was made by Mr. Miklosey and seconded by Mr. Kennedy authorizing a \$4,000.00 pay increase to Deborah Busch retroactive to January 10, 2014. Roll call vote: Miklosey-Yes; Kennedy-Yes; Juliano-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

Personnel Matters – Mr. Knoeller reported the personnel committee is working with Mr. Woolf in relation to evaluating the employee that has been a part of an on-going personnel matter.

ADJOURNMENT

There being no further business to discuss, the meeting was adjourned at 7:15 p.m.

Respectfully submitted,

Michele Kennedy
Executive Secretary

