

**LACEY MUNICIPAL UTILITIES AUTHORITY
REGULAR MEETING
SEPTEMBER 2, 2015**

Pledge of Allegiance

ROLL CALL

The regular Meeting of the Lacey Municipal Utilities Authority was held on Wednesday, August 5, 2015 and was called to order at 7:00 p.m. by Michael Masciale, Vice Chairman. Other members present were Richard Kennedy, Arthur Miklosey, Jack Nosti, Ralph Lanuto and Paul DeNicola. Also present were Jerry Dasti, attorney; Frank Holman, auditor; Felipe Contreras, engineer; and Edward A. Woolf, Executive Director. Nick Juliano, Lacey MUA/Township Committee liaison also attended the meeting.

**“SUNSHINE
LAW”
STATEMENT**

Mr. Masciale 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.

**APPROVAL
OF MINUTES**

Regular Meeting of August 5, 2015 - A motion was made by Mr. Miklosey and seconded by Mr. Nosti to approve the minutes of the Regular Meeting of August 5, 2015. Roll call vote: Miklosey-Yes; Nosti-Yes; Lanuto-Yes; Kennedy-Yes; Masciale-Yes. Motion passed.

**EXECUTIVE
DIRECTOR’S
REPORT**

Cash Balance Report - Period Ending July 31, 2015 - Mr. Woolf summarized the cash balances for period ending July 31, 2015 as follows: Total cash balance for the unrestricted accounts were \$7,024,772.51, with earnings of \$3,638.30. Total cash balance for the restricted accounts held by the trustee were \$5,905,141.29 with earnings of \$3,742.99. Current period interest on the restricted and unrestricted accounts was \$7,381.29. Year-to-date earnings on all interest bearing accounts were \$29,872.36.

Resolution 2015-51 – Amend 2015 Capital Budget – On recommendation by the executive director, a motion was made by Mr. Miklosey and seconded by Mr. Kennedy to adopt *Resolution 2015-51, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Authorizing 2015 Authority Budget Amendment.*

Roll call vote: Miklosey-Yes; Kennedy-Yes; Lanuto-Yes; Nosti-Yes; Masciale-Yes. Motion passed. Mr. Woolf stated this amendment will enable the Authority to fund the electrical upgrades with the FEMA project, which was not included in the 2015 budget.

Resolution 2015-46 – Award Contract – Electrical Upgrades – On recommendation by the executive director, a motion was made by Mr. Miklosey and seconded by Mr. Nosti to adopt *Resolution 2015-46, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Awarding a Contract for the Electrical Upgrades to L-2, S-2, Frb-2, L-4 Pump Stations Project to Ranco Construction, Inc.* Roll call vote: Miklosey-Yes; Nosti-Yes; Lanuto-Yes; Kennedy-Yes; Masciale-Yes. Motion passed. Mr. Woolf stated awarding of contract is contingent upon certification of funds.

Brian DiBrino – Investment Manager – Northern Advisory Group - Mr. DiBrino was present to provide the Board with an overview of the Authority's investments. He stated since the beginning of the year, there has been an increase in the face value on the accounts. Additionally, the amount of income received on investments significantly increased since the last quarter. Mr. Dasti asked about the possibility of refinancing the bonds. Mr. DiBrino stated he would need a list of the Q-Sips to explore this possibility. Mr. Woolf stated he will provide Mr. DiBrino with the information.

BUSINESS REPORT

The business report was submitted for review.

ENGINEER'S REPORT

Resolution 2015-50 – Preliminary and Tentative Sewer and Water Approval – 530 and 536 Lacey Road, LLC. – Mr. Contreras stated his office received the application and plans for preliminary and tentative sewer and water approvals for 530 and 536 Lacey Road, LLC., Block 1621, Lots 1 & 7.01. The applicant is proposing to construct a 6,675 SF building addition to an existing retail building at the intersection of Lacey Road and Holmes Avenue, in the northeast corner. The applicant proposes to utilize the existing 4" sanitary lateral to the site to connect the building addition. The applicant also proposes to utilize the existing water service to the site to service the building addition. On recommendation by the authority's engineer, a motion was made by Mr. Nosti and seconded by Mr. Lanuto to adopt *Resolution 2015-50, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Preliminary and Tentative Sewer and Water Approval, 530 Lacey Road, LLC & 536 Lacey Road, LLC Site Plan, Block 1621, Lots 1 & 7.01.* Roll call vote: Nosti-Yes; Lanuto-Yes; Miklosey-Yes; Kennedy-Yes; Masciale-Yes. Motion passed.

Water Treatment Plant No. 1 Upgrades – Mr. Contreras stated the contractor is scheduled to return September 21st for the final reconnection with the electrical subcontractor. Once this is done, his office will file with the NJDEP for a permit to operate Well No. 8. Once issued, the State will do some water sampling, which should take approximately six weeks for the results.

Electrical Upgrades - Mr. Contreras stated this issue has been addressed awarding the contract to Ranco Construction.

Marketing Plan – Mr. Contreras stated a meeting was held with Mr. Dasti, Mr. Holman, Mr. Dittenhofer and himself to discuss a marketing plan for selling water to other towns. He stated Mr. Dittenhofer will try to work a deal with Berkeley and go north. Mr. Dasti and Mr. Holman will speak with representatives from the power plant. Mr. Woolf stated he will set up a finance committee meeting to discuss this issue, as well as the budget.

Ronald Bellsiano, Laurel Blvd. – Mr. Bellsiano was present to discuss the Board's decision of denying him relief on his utility bill, due to filling pool without pool fill meter. He explained the pool was empty when he opened it on a Sunday. He was concerned about damage to the pool, therefore, he filled it up with approximately 9,000 gallons of water. Mr. Masciale stated it is the Authority's policy to credit customers upon use of a pool fill meter. Since this was not done, the Board could not justify an adjustment on the account.

ATTORNEY'S REPORT

Clearview Street – Pheasant Run – Mr. Dasti reported on the variance application for the buildable lot in the Pheasant Run development. He stated there are no Pheasant Run deed restrictions on the property, however, the Township has this lot located in Pheasant Run zoning. In other words, anyone to build a house on this lot has to comply with all the other house rules in Pheasant Run. Mr. Dasti recommends pulling the application and ask the Township to rezone this lot so it is no longer in the Pheasant Run zone. The Board agreed.

AUDITOR'S REPORT

Accountant's Status Report – Month Ended July 31, 2015 – Mr. Holman reported user charges resulted in a favorable variance for the month on both sewer and water. Delinquency charges had a favorable variance for both water and sewer, due to collection of late fees and penalties assessed due to the failure of customer to make timely payments. Interest income had a favorable variance on both water and sewer, due to investments that performed better than expected.

CORRESPONDENCE

John Tompson, Teakwood Drive – Requesting relief of utility bill, due to leaking water meter, as well as reimbursement of damages incurred due to water meter leak. Since the last water meter reading did not indicate excessive water usage during the billing cycle, the Board could not justify an adjustment to the account. The Authority's engineer will contact customer regarding the damages incurred by the leak.

William Hults, Nautilus Blvd. – Requesting relief of utility bill, due to high water usage. Based upon the information, a waiver of the service charges could not be supported. Customer will be notified of installation of irrigation meter.

Renee O'Connor, Aquarius Court- Requesting relief of utility bill, due to filling pool without pool fill meter. Based upon the available information, a waiver of the service charges could not be supported.

Maria Kosinski, Bayberry Dr. - Requesting relief of utility bill, due to leaky pipe. Since the water from the leak 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 \$539.88 (93,000 gallons). Roll call vote: Kennedy-Yes; Miklosey-Yes; Lanuto-Yes; Nosti-Yes; Masciale-Yes. Motion passed.

Donald Aumack, Raymond Rd. - Requesting reimbursement for damaged plants caused by LMUA personnel having to remove ground cover on the front portion of his property. Mr. Woolf explained there was ground cover which overgrew the shut-off valve to this property. LMUA personnel was dispatched to shut the water off at this residence, and they needed to clear some of this ground cover. The first ten (10) feet of the property is considered right-of-way, or part of the public road. Mr. Woolf recommends the Board deny reimbursement. Based upon the information provided, the Board was unable to justify reimbursement.

Mr. & Mrs. Higgins, Canterbury Dr. - Requesting reimbursement of plumbing charges, due to after-hours service issue. Mr. Woolf explained the customer had a sewer back up. Rather than calling the Authority, the customer contacted their contractor to fix the problem. He stated the Authority's utility bill clearly states the Authority will not be responsible for any expenses incurred by an outside company unless the LMUA is first given notification of a service problem and the opportunity to resolve it. Should the Authority had been notified, the sewer back up would have been cleared at no expense to the customer. Mr. Woolf also stated there was an issue with the tree roots getting into the sewer pipe. The two trees in question are on the homeowner's property, which is not the Authority's responsibility. Mr. Woolf recommends the Board deny reimbursement. Based upon the information provided, the Board was unable to justify reimbursement.

**OLD
BUSINESS**

Mr. Woolf stated he will schedule a personnel committee meeting to discuss union negotiations. The contract expires December 31, 2015.

NEW BUSINESS

There was no new business to discuss.

**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 \$968,055.21 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. Kennedy to adopt the above resolution. Roll call vote: Miklosey-Yes; Kennedy-Yes; Lanuto-Yes; Nosti-Yes; Masciale-Yes. Motion passed.

ADJOURNMENT There being no further business to discuss, the meeting was adjourned at 7:30 p.m.

Respectfully submitted,

Michele Kennedy
Executive Secretary