

**LACEY MUNICIPAL UTILITIES AUTHORITY
REGULAR MEETING
AUGUST 3, 2016**

Pledge of Allegiance

ROLL CALL

The Regular Meeting of the Lacey Municipal Utilities Authority was held on Wednesday, August 3, 2016 and was called to order at 6:30 p.m. by James Knoeller, Chairman. Other members present were Michael Masciale, Richard Kennedy, Arthur Miklosey, Jack Nosti, and Ralph Lanuto. Also present were Jerry Dasti, attorney; Joe Santorelli, engineer; Frank Holman, auditor; 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.

**APPROVAL
OF MINUTES**

Regular Meeting of July 6, 2016 - A motion was made by Mr. Nosti and seconded by Mr. Masciale to approve the minutes of the Regular Meeting of July 6, 2016. Roll call vote: Nosti-Yes; Masciale-Yes; Miklosey-Abstain; Kennedy-Yes; Knoeller-Yes. Motion passed.

Closed Session Meeting of July 6, 2016 - A motion was made by Mr. Nosti and seconded by Mr. Kennedy to approve the minutes of the Closed Session Meeting of July 6, 2016. Roll call vote: Nosti-Yes; Kennedy-Yes; Miklosey-Abstain; Masciale-Yes; Knoeller-Yes. Motion passed.

**EXECUTIVE
DIRECTOR'S
REPORT**

Cash Balance Report - Period Ending June 30, 2016 - Mr. Woolf summarized the cash balances for period ending June 30, 2016 as follows: Total cash balance for the unrestricted accounts were \$7,691,821.29, with earnings of \$6,341.70. Total cash balance for the restricted accounts held by the trustee were \$5,631,124.01, with earnings of \$3,742.42. Current period interest on the restricted and unrestricted accounts was \$10,084.12. Year-to-date earnings on all interest bearing accounts were \$37,858.70.

Resolution 2016-43 – Award Contract – Bayonne Avenue Project – On recommendation by the executive director, a motion was made by Mr. Miklosey and seconded by Mr. Kennedy to adopt *Resolution No. 2016-43, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Awarding a Contract for Bayonne Avenue Drainage and Roadway Construction Bid Project*. Contract was awarded to Earle Asphalt Company in the amount of \$76,813.13. Roll call vote: Miklosey-Yes; Kennedy-Yes; Nosti-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

**BUSINESS
REPORT**

The business report was submitted for review.

**ENGINEER'S
REPORT**

Resolution 2016-42 – Performance Guarantee Reduction – Toll Brothers – Sea Breeze at Lacey – Phase 2B, Section 2 – On recommendation by the Authority's engineer, a motion was made by Mr. Miklosey and seconded by Mr. Masciale to adopt *Resolution No. 2016-42, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Performance Guarantee Reduction, Water & Sewer Systems, Toll Brothers, Sea Breeze at Lacey, Phase 2B, Section 2, Block 1901, Lot 18*. Roll call vote: Miklosey-Yes; Masciale-Yes; Nosti-Yes; Kennedy-Yes; Knoeller-Yes. Motion passed.

Bee Street Water and Sewer Extension - Mr. Santorelli stated this project will be advertised for public bid.

Center Street Water and Sewer Extension – Mr. Santorelli stated the permit application has been submitted to NJDEP.

Bayonne Avenue Paving – Mr. Santorelli stated bid opening was held on July 27th and has been awarded.

**ATTORNEY'S
REPORT**

Personnel Issues 2016 – Mr. Dasti stated the Separation Agreement with the Authority's former employee has been finalized. This matter is now closed.

Resolution 2016-44 – Approve Collective Bargaining Agreement with Teamsters Local 97 – On recommendation by the authority's attorney, a motion was made by Mr. Nosti and seconded by Mr. Kennedy to adopt *Resolution No. 2016-44, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Approving a New Collective Bargaining Agreement with Teamsters Local 97 of New Jersey*. Roll call vote: Nosti-Yes; Kennedy-Yes; Miklosey-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

**AUDITOR'S
REPORT**

Accountant's Status Report – Month Ended June 30, 2016 – Mr. Holman reported water and sewer revenues had a favorable variance for the month and year to date. Both sewer and water expenses had a favorable variance for the month and year to date. Sewer user charges resulted in a favorable variance for the month and year to date. Water user charges resulted in an unfavorable variance for the month and year to date.

CORRESPONDENCE

George Fuchs, Chestnut Drive – Requesting relief of utility bill, due to pipe leak. 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 \$285.92 (60,000 gallons). Roll call vote: Kennedy-Yes; Miklosey-Yes; Nosti-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

Thomas Darmody, Chelsea Street – Requesting relief of utility bill, due to leaking outside spigot. Since the water from the leak did not go into the sewer system, a motion was made by Mr. Kennedy and seconded by Mr. Nosti to grant a credit adjustment on the sewer charges in the amount of \$320.33 (54,000 gallons). Roll call vote: Kennedy-Yes; Nosti-Yes; Miklosey-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

Karen Koegel, Sussex Place – Requesting relief of utility bill, due to broken 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. Nosti to grant a credit adjustment on the sewer charges in the amount of \$143.00 (44,000 gallons). Roll call vote: Kennedy-Yes; Nosti-Yes; Miklosey-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

Brian Price, Shrike Court – Requesting relief of utility bill, due to watering lawn without irrigation meter. Based on the information provided, a waiver of the service charges could not be supported.

John Danges, Beach Blvd. – Requesting relief of utility bill, due to broken 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 \$384.20 (75,000 gallons). Roll call vote: Kennedy-Yes; Miklosey-Yes; Nosti-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

Mr. & Mrs. McManimon, Meadow Lane – Requesting relief of utility bill, due to garden hose being left on. 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 \$45.20 (9,000 gallons). Roll call vote: Kennedy-Yes; Miklosey-Yes; Nosti-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

Pamela Mecalco, Fernwood Dr. – Requesting relief of utility bill, due to pipe leak. Since the water from the leak did not go into the sewer system, a motion was made by Mr. Kennedy and seconded by Mr. Nosti to grant a credit adjustment on the sewer charges in the amount of \$1,821.02 (260,000 gallons). Roll call vote: Kennedy-Yes; Nosti-Yes; Miklosey-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

OLD BUSINESS

There was no Old Business to discuss.

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 \$1,046,559.79 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. Kennedy and seconded by Mr. Nosti to adopt the above Resolution. Roll call vote: Kennedy-Yes; Nosti-Yes; Miklosey-Yes; 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 and contract negotiations.
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. Nosti to adopt the above resolution. Roll call vote: Unanimously approved.

Separate minutes were kept on the above closed session.

Mrs. Kramer, Ms. Kennedy and the professionals were excused from this portion of the meeting.

**RE-OPEN
MEETING**

A motion was made and seconded to return to open session. Motion unanimously carried.

ADJOURNMENT

There being no further business to discuss, the meeting was adjourned at 7:10 p.m.

Respectfully submitted,

Michele Kennedy
Executive Secretary