

**LACEY MUNICIPAL UTILITIES AUTHORITY
REGULAR MEETING
OCTOBER 5, 2016**

Pledge of Allegiance

ROLL CALL

The Regular Meeting of the Lacey Municipal Utilities Authority was held on Wednesday, October 5, 2016 and was called to order at 6:30 p.m. by James Knoeller, Chairman. Other members present were Michael Masciale, Arthur Miklosey, Ralph Lanuto, and Paul DeNicola. Also present were Jerry Dasti, attorney; Joseph Santorelli, engineer; Frank Holman, auditor; Deborah Kramer, office manager, and Edward A. Woolf, executive director.

**“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 September 7, 2016 - A motion was made by Mr. Masciale and seconded by Mr. Miklosey to approve the minutes of the Regular Meeting of September 7, 2016. Roll call vote: Masciale-Yes; Miklosey-Yes; DeNicola-Yes; Lanuto-Yes; Knoeller-Yes. Motion passed.

**EXECUTIVE
DIRECTOR'S
REPORT**

Cash Balance Report - Period Ending August 31, 2016 - Mr. Woolf summarized the cash balances for period ending August 31, 2016 as follows: Total cash balance for the unrestricted accounts were \$7,542,540.62, with earnings of \$136.27. Total cash balance for the restricted accounts held by the trustee were \$6,346,140.02, with earnings of \$4,261.15. Current period interest on the restricted and unrestricted accounts was \$4,397.42. Year-to-date earnings on all interest bearing accounts were \$46,727.65.

Resolution 2016-55 – Transfer of Funds – Sewer and Water Budget – On recommendation by the executive director, a motion was made by Mr. Miklosey and seconded by Mr. Lanuto to adopt *Resolution No. 2016-55, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Authorizing Transfer of Funds, 2016 Sewer and Water Budget*. Roll call vote: Miklosey-Yes; Lanuto-Yes; DeNicola-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

Resolution 2016-52 – Amend Developer’s Agreement – 530 & 536 Lacey Road, LLC – On recommendation by the executive director, a motion was made by Mr. Miklosey and seconded by Mr. Masciale to adopt *Resolution No. 2016-52, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Approving the Amended Developers Agreement with 530 Lacey Road, LLC and 536 Lacey Road, LLC*. Roll call vote: Miklosey-Yes; Masciale-Yes; DeNicola-Yes; Lanuto-Yes; Knoeller-Yes. Motion passed.

Resolution 2016-53 – Letter of No Interest – Central Endeavors, LLC – On recommendation by the executive director, a motion was made by Mr. Masciale and seconded by Mr. Miklosey to adopt *Resolution No. 2016-53, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Letter of No Interest – Minor Subdivision, Central Endeavors, LLC, Block 252, Lot 25*. Roll call vote: Masciale-Yes; Miklosey-Yes; DeNicola-Yes; Lanuto-Yes; Knoeller-Yes. Motion passed.

Resolution 2016-54 – Letter of No Interest – Barry Wright – On recommendation by the executive director, a motion was made by Mr. Miklosey and seconded by Mr. Lanuto to adopt *Resolution No. 2016-54, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Lot Consolidation and Minor Subdivision, Barry Wright, Block 146, Lots 1 & 3*. Roll call vote: Miklosey-Yes; Lanuto-Yes; DeNicola-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

Teamsters Contract – Mr. Woolf stated the Union is requesting the Authority amend the current wage language of their contract, specifically the “work out of classification”. Mr. Knoeller stated it is recommended by the personnel committee that this issue be discussed during the next contract negotiations. The Board concurred.

Proposed 2017 Sewer and Water Budget - Mr. Woolf stated the Finance Committee discussed and reviewed the 2017 sewer and water budgets in detail. He prepared and submitted the proposed budgets for the Commissioners review.

Mr. Masciale stated the finance committee discussed each line item. There were a few minor inclusions, however, it will not have any effects on sewer and water rates. Overall, the proposed budget is a 1.77% increase.

A motion was made by Mr. Miklosey and seconded by Mr. Masciale to approve the 2017 water and sewer budgets. Roll call vote: Miklosey-Yes; Masciale-Yes; DeNicola-Yes; Lanuto-Yes; Knoeller-Yes. Motion passed.

BUSINESS REPORT

The business report was submitted for review.

ENGINEER’S REPORT

Bayonne Avenue Paving – Mr. Santorelli stated a preconstruction meeting was held, and a Notice to Proceed has been issued. The project is scheduled to begin mid-October.

FEMA – Mr. Miklosey asked about the status of the FEMA application for the 10% additional reimbursement to the Authority. Mr. Woolf stated he met with Pam Hilla of

RV&V to finalize the application. The application was finalized and forwarded to the State.

ATTORNEY'S REPORT

530 & 536 Lacey Road - Mr. Dasti stated his office prepared an Amendment to the Developers Agreement which reflects the modifications to the plans as required by the Authority's engineer.

Bayonne Avenue Drainage – Mr. Dasti stated his office reviewed the Contract documents and recommend they be accepted and executed by the Authority.

Bee Way Water & Sewer Main Extension – Mr. Dasti stated his office reviewed correspondence to/from RV&V and all bidders.

Calvin Street – Mr. Knoeller stated there is an issue with the Calvin Street water main cover for Lacey Family Apartments project. He stated the sewer portion is complete, however, work had to stop on the water main because there was only one foot of cover over the water line which is unacceptable. Four feet of cover is required.

The Township agreed to pass an ordinance that will reimburse the Authority for any money put out for connections. Additionally, the Township does not want the road paved until those connections are hooked up.

Mr. Santorelli stated the engineer for the project is aware of the requirement of four feet of cover and will address this matter.

Mr. Dasti asked he be copied on any correspondence/emails related to this project.

AUDITOR'S REPORT

Accountant's Status Report – Month Ended August 31, 2016 – Mr. Holman reported both water and sewer revenues had a favorable variance for the month and year to date. Sewer and water expenses had a favorable variance for the month and year to date. Sewer and water user charges resulted in a favorable variance for the month.

CORRESPONDENCE

Mr. & Mrs. Romanowski, Holmes Ave. North – Requesting relief of utility bill, due to underground pipe leak. Since the water from the leak did not go into the sewer system, a motion was made by Mr. Miklosey and seconded by Mr. Masciale to grant a credit adjustment on the sewer charges in the amount of \$312.80 (41,000 gallons). Roll call vote: Miklosey-Yes; Masciale-Yes; DeNicola-Yes; Lanuto-Yes; Knoeller-Yes. Motion passed.

Lori Sorge, Stuyvesant Street – Requesting relief of utility bill, due to leak in crawlspace. Since the water from the leak did not go into the sewer system, a motion was made by Mr. Miklosey and seconded by Mr. Lanuto to grant a credit adjustment on the sewer charges in the amount of \$579.70 (79,000 gallons). Roll call vote: Miklosey-Yes; Lanuto-Yes; DeNicola-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

Mr. & Mrs. Boudreau, Oak Hollow Lane – 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. Miklosey and seconded by Mr. DeNicola to grant a credit adjustment on the sewer charges in the amount of \$376.08 (68,000 gallons). Roll call vote: Miklosey-Yes; DeNicola-Yes; Lanuto-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

Todd Ressler, Oakwood 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. Miklosey and seconded by Mr. DeNicola to grant a credit adjustment on the sewer charges in the amount of \$143.50 (28,000 gallons). Roll call vote: Miklosey-Yes; DeNicola-Yes; Lanuto-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

Neil DeGregorio, Bowsprit Pt. - Requesting relief of utility bill, due to faulty pool fill meter. A motion was made by Mr. Miklosey and seconded by Mr. Masciale to grant a credit adjustment on the sewer charges in the amount of \$10.94 (5,320 gallons). Roll call vote: Miklosey-Yes; Masciale-Yes; DeNicola-Yes; Lanuto-Yes; Knoeller-Yes. Motion passed.

Nick Manoy, Pine Street - Requesting relief of utility bill, due to faulty pool fill meter. A motion was made by Mr. Miklosey and seconded by Mr. Masciale to grant a credit adjustment on the sewer charges in the amount of \$97.08 (28,000 gallons). Roll call vote: Miklosey-Yes; Masciale-Yes; DeNicola-Yes; Lanuto-Yes; Knoeller-Yes. Motion passed.

In regards to the faulty meters, Mr. Knoeller suggested a flushing program be put in place to clean out the meters when they are returned by the customer. Mrs. Kramer stated the meters are routinely inspected every year.

Donato D’Onofrio/Spirits Liquors – Requesting relief of utility bill, due to a severe water leak. Mr. Knoeller explained there was a leak underneath the concrete slab on the property before 2013. There was a 2” line coming in through the slab where one meter fed all the units on the property. Since then the 2” line has been rerouted and individual water meters have been installed for each unit. He pointed out the leak was before 2013, however, the calculation for relief is based on the first quarter of 2013 through the first quarter of 2016, which amounts to \$47,929.00. A motion was made by Mr. Masciale and seconded by Mr. Miklosey to grant a credit adjustment on the sewer charges in the amount of \$47,929.00 (326,000 gallons). Roll call vote: Masciale-Yes; Miklosey-Yes; DeNicola-Yes; Lanuto-Yes; Knoeller-Yes. Motion passed. Customer will be asked if they prefer a credit on their account or a check.

**OLD
BUSINESS**

There was no old business to discuss.

**NEW
BUSINESS**

There was no new business to discuss.

**PUBLIC BUSINESS/
COMMENT**

Regina Discenza, Sunset Drive – Mrs. Discenza asked how are the new wells functioning, how deep they are, and what are they pumping per minute. Mr. Knoeller stated they are functioning great. They are 1600 feet deep and pumping 1500 gallons per minute.

Mrs. Discenza asked how the relationship with RioCan (Home Depot) is. Mr. Knoeller stated the Authority has had no contact with the new owners.

Mrs. Discenza asked how many number of homes in Lacey are in foreclosure. Mr. Knoeller stated approximately 10%.

**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. Miklosey 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 and seconded to return to open session. Motion unanimously carried.

Non-Union Salary Increase - A motion was made by Mr. Miklosey and seconded by Mr. Masciale authorizing a salary increase to non-union employees, retroactive to January 1, 2016. The increase will be the same as the union employees as outlined in the union Agreement. Roll call vote: Miklosey-Yes; Masciale-Yes; DeNicola-Yes; Lanuto-Yes; Knoeller-Yes. Motion passed.

**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 \$242,939.36 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. Lanuto to adopt the above Resolution. Roll call vote: Miklosey-Yes; Lanuto-Yes; DeNicola-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

ADJOURNMENT

There being no further business to discuss, the meeting was adjourned at 7: 05 p.m.

Respectfully submitted,

Michele Kennedy
Executive Secretary