

**LACEY MUNICIPAL UTILITIES AUTHORITY  
REORGANIZATION AND REGULAR MEETING  
FEBRUARY 1, 2017**

Pledge of Allegiance

**ROLL CALL**

The Reorganization and Regular Meeting of the Lacey Municipal Utilities Authority was held on Wednesday, February 1, 2017 and was called to order at 6:30 p.m. by James Knoeller, Chairman. Other members present were Jack Nosti, Arthur Miklosey, Ralph Lanuto, Alan Baker and Paul DeNicola. Also present were Jerry Dasti, attorney; Frank Holman, auditor; Alan Dittenhofer, engineer; 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.

Jack Nosti was sworn in as regular member of the Lacey Municipal Utilities Authority.

Ralph Lanuto was sworn in as regular member of the Lacey Municipal Utilities Authority.

Alan Baker was sworn in as Alternate No. 1 of the Lacey Municipal Utilities Authority.

**REORGANIZATION**

**Chairman** – A motion was made by Mr. Nosti and seconded by Mr. Lanuto to appoint James Knoeller as Authority Chairman. Roll call vote: Nosti-Yes; Lanuto-Yes; Baker-Yes; Miklosey-Yes; Knoeller-Abstain. Motion passed.

**Vice Chairman** – A motion was made by Mr. Nosti and seconded by Mr. Miklosey to appoint Michael Masciale as Authority Vice Chairman. Roll call vote: Nosti-Yes; Miklosey-Yes; Baker-Yes; Lanuto-Yes; Knoeller-Yes. Motion passed.

**Secretary** – A motion was made by Mr. Lanuto and seconded by Mr. Miklosey to appoint Jack Nosti as Authority Secretary. Roll call vote: Lanuto-Yes; Miklosey-Yes; Baker-Yes; Nosti-Abstain; Knoeller-Yes. Motion passed.

**Treasurer** – A motion was made by Mr. Nosti and seconded by Mr. Lanuto to appoint Arthur Miklosey as Authority Treasurer. Roll call vote: Nosti-Yes; Lanuto-Yes; Baker-Yes; Miklosey-Abstain; Knoeller-Yes. Motion passed.

**COMMITTEE  
APPOINTMENTS**

**Personnel Committee**

Chaired by Michael Masciale  
James Knoeller, Member  
Alternate No. 1 – Arthur Miklosey  
Alternate No. 2 – Jack Nosti

**Safety Committee**

Chaired by Paul DeNicola  
Jack Nosti, Member  
Darren Coraggio, Safety Coordinator  
Edward Woolf  
John LeCompte  
Maria Reitmeyer

**Budget and Finance Committee**

Chaired by Michael Masciale  
Arthur Miklosey, Member  
Alternate – James Knoeller

**Public Relations Committee & Planning Committee**

Chaired by James Knoeller  
Michael Masciale  
Alternate – Ralph Lanuto

**Township Committee Liaison**

Jack Nosti  
Alternate – Paul DeNicola

Mr. Knoeller welcomed Alan Baker to the Authority Board.

**RESOLUTION NO. 2017-10- AUTHORIZE REGULAR MEETING SCHEDULE**

A motion was made by Mr. Miklosey and seconded by Mr. Lanuto to adopt *Resolution No. 2017-10, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Authorizing Regular Meeting Schedule*. Roll call vote: Miklosey-Yes; Lanuto-Yes; Baker-Yes; Nosti-Yes; Knoeller-Yes. Motion passed.

**PROFESSIONAL  
APPOINTMENTS**

Mr. Woolf stated the administrative staff of the Authority received and reviewed the submissions of qualifications for professional service contracts. The Fair and Open process was utilized in determining the most qualified professionals; therefore, he recommends the following professionals be appointed to the Lacey Municipal Utilities Authority.

**RESOLUTION NO. 2017-12 - APPOINT ENGINEER - REMINGTON, VERNICK AND VENA ENGINEERS** - A motion was made by Mr. Miklosey and seconded by Mr. Lanuto to adopt *Resolution No. 2017-12, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Appointing the Firm Remington, Vernick and Vena Engineers as Authority Consulting Engineers.* Roll call vote: Miklosey-Yes; Lanuto-Yes; Baker-Yes; Nosti-Yes; Knoeller-Yes. Motion passed.

**RESOLUTION NO. 2017-13 – APPOINT ATTORNEY – JERRY J. DASTI OF THE FIRM DASTI, MURPHY, McGUCKIN, ULAKY, KOUTSOURIS & CONNORS, P.C.** – A motion was made by Mr. Miklosey and seconded by Mr. Lanuto to adopt *Resolution No. 2017-13, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Appointing Jerry J. Dasti of the Firm Dasti, Murphy, McGuckin, Ulaky, Koutsouris & Connors as Authority Attorney.* Roll call vote: Miklosey-Yes; Lanuto-Yes; Baker-Yes; Nosti-Yes; Knoeller-Yes. Motion passed.

**RESOLUTION NO. 2017-14 – APPOINT AUDITOR – FRANK B. HOLMAN OF THE FIRM HOLMAN, FRENIA & ALLISON, PC** – A motion was made by Mr. Lanuto and seconded by Mr. Miklosey to adopt *Resolution No. 2017-14, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Appointing Frank B. Holman, III, of the Firm Holman, Frenia, & Allison P.C as Authority Auditor.* Roll call vote: Lanuto-Yes; Miklosey-Yes; Baker-Yes; Nosti-Yes; Knoeller-Yes. Motion passed.

Mr. Holman reported his firm's Supervisor hourly rate will be revised to \$130.00 an hour.

**RESOLUTION NO. 2017-15 – APPOINT CONFLICT ATTORNEY – RICHARD D. MEINDERS, P.C.** – A motion was made by Mr. Nosti and seconded by Mr. Miklosey to adopt *Resolution No. 2017-15, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Appointing Richard D. Meinders, P.C. as Authority Conflict Attorney.* Roll call vote: Nosti-Yes; Miklosey-Yes; Baker-Yes; Lanuto-Yes; Knoeller-Yes. Motion passed.

**RESOLUTION NO. 2017-16 – APPOINT LABOR COUNSEL – JERRY J. DASTI OF THE FIRM DASTI, MURPHY, ULAKY, KOUTSOURIS & CONNORS** – A motion was made by Mr. Nosti and seconded by Mr. Miklosey to adopt *Resolution No. 2017-16, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Appointing Jerry J. Dasti, Esq. of the firm Dasti, Murphy, McGuckin, Ulaky, Koutsouris & Connors, P.C. as Authority Labor Counsel.* Roll call vote: Nosti-Yes; Miklosey-Yes; Baker-Yes; Lanuto-Yes; Knoeller-Yes. Motion passed.

**RESOLUTION NO. 2017-17 – APPOINT BOND COUNSEL - GLUCK WALRATH, LLP** – A motion was made by Mr. Miklosey and seconded by Mr. Nosti to adopt *Resolution No. 2017-17, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Appointing Gluck Walrath, LLP as Authority Bond Counsel.* Roll call vote: Miklosey-Yes; Nosti-Yes; Baker-Yes; Lanuto-Yes; Knoeller-Yes. Motion passed.

**RESOLUTION NO. 2017-18 – APPOINT RISK MANAGEMENT CONSULTANT CONNOR STRONG COMPANIES, INC.** – A motion was made by Mr. Miklosey and seconded by Mr. Lanuto to adopt *Resolution No. 2017-18, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Appointing Connor Strong Companies, Inc. as Authority Risk Management Consultant.* Roll call vote: Miklosey-Yes; Lanuto-Yes; Baker-Yes; Nosti-Yes; Knoeller-Yes. Motion passed

**RESOLUTION NO. 2017-19 – APPOINT PUBLIC AGENCY COMPLIANCE OFFICER – EDWARD A. WOOLF** - A motion was made by Mr. Miklosey and seconded by Mr. Lanuto to adopt *Resolution No. 2017-19, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Appointing Edward A. Woolf as Public Agency Compliance Officer, P.L. 1975, c. 127.* Roll call vote: Miklosey-Yes; Lanuto-Yes; Baker-Yes; Nosti-Yes; Knoeller-Yes. Motion passed.

**RESOLUTION NO. 2017-20 – APPOINT PERSONNEL OFFICER – EDWARD A. WOOLF** – A motion was made by Mr. Miklosey and seconded by Mr. Nosti to adopt *Resolution No. 2017-20, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Appointing Edward A. Woolf as Personnel Officer.* Roll call vote: Miklosey-Yes; Nosti-Yes; Baker-Yes; Lanuto-Yes; Knoeller-Yes. Motion passed.

**RESOLUTION NO. 2017-21 – APPOINT FUND COMMISSIONERS AND ALTERNATE FUND COMMISSIONER TO THE NEW JERSEY UTILITY AUTHORITIES JOINT INSURANCE FUND** – A motion was made by Mr. Nosti and seconded by Mr. Miklosey to adopt *Resolution No. 2017-21, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Appointing Fund Commissioners and Alternate Fund Commissioner for the New Jersey Utilities Authorities Joint Insurance Fund.* Roll call vote: Nosti-Yes; Miklosey-Yes; Baker-Yes; Lanuto-Yes; Knoeller-Yes. Motion passed.

**RESOLUTION NO. 2017-22 – APPOINT COMPANY PHYSICIAN – FORKED RIVER MEDICAL SPECIALISTS, P.A.** – A motion was made by Mr. Miklosey and seconded by Mr. Nosti to adopt *Resolution No. 2017-22, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Appointing Forked River Medical Specialists, P.A. as Company Physician.* Roll call vote: Miklosey-Yes; Nosti-Yes; Baker-Yes; Lanuto-Yes; Knoeller-Yes. Motion passed.

**RESOLUTION NO. 2017-23 – APPOINT COMPUTER CONSULTANT – CSI COMPUTERS** – A motion was made by Mr. Miklosey and seconded by Mr. Nosti to adopt *Resolution No. 2017-23, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Appointing CSI Consultants Computer Consultant.* Roll call vote: Miklosey-Yes; Nosti-Yes; Baker-Yes; Lanuto-Yes; Knoeller-Yes. Motion passed.

**RESOLUTION NO. 2017-24 – APPOINT COMPANY ACCOUNTING CONSULTANT - WILLIAM E. ANTONIDES AND COMPANY**– A motion was made by Mr. Miklosey and seconded by Mr. Lanuto to adopt *Resolution No. 2017-24, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Appointing CSI Consultants Computer Consultant.* Roll call vote: Miklosey-Yes; Lanuto-Yes; Baker-Yes; Nosti-Yes; Knoeller-Yes. Motion passed.

**RESOLUTION NO. 2017-25 – APPOINT FINANCIAL ADVISOR – ACACIA FINANCIAL** – A motion was made by Mr. Miklosey and seconded by Mr. Lanuto to adopt *Resolution No. 2017-25, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Appointing CSI Consultants Computer Consultant.* Roll call vote: Miklosey-Yes; Lanuto-Yes; Baker-Yes; Nosti-Yes; Knoeller-Yes. Motion passed.

## **APPROVAL OF MINUTES**

**Regular Meeting of January 4, 2017** - A motion was made by Mr. Nosti and seconded by Mr. Miklosey to approve the minutes of the Regular Meeting of January 4, 2017. Roll call vote: Nosti-Yes; Miklosey-Yes; Baker-Abstain; Lanuto-Yes; Knoeller-Yes. Motion passed.

**Closed Session Meeting of January 4, 2017** - A motion was made by Mr. Nosti and seconded by Mr. Miklosey to approve the minutes of the Closed Session Meeting of January 4, 2017. Roll call vote: Nosti-Yes; Miklosey-Yes; Baker-Abstain; Lanuto-Yes; Knoeller-Yes. Motion passed.

## **EXECUTIVE DIRECTOR'S REPORT**

**Cash Balance Report - Period Ending December 31, 2016** - Mr. Woolf summarized the cash balances for period ending December 31, 2016 as follows: Total cash balance for the unrestricted accounts were \$9,172,339.72, with earnings of \$12,818.61. Total cash balance for the restricted accounts held by the trustee were \$3,975,185.58, with earnings of \$3,746.96. Current period interest on the restricted and unrestricted accounts was \$16,566.57. Year-to-date earnings on all interest bearing accounts were \$84,997.75.

**Investment Manager Report** – Brian DeBrino from Northern Advisory Group provided the Commissioners with an update on its interest earnings. The report was favorably accepted. Mr. Woolf stated a finance committee meeting will be scheduled to discuss transferring funds in low earning accounts and put them into some investments for a better interest rate.

Mr. Dasti stated the Authority has bonds that are due to be refunded in September. He recommends this matter be revisited in May or June.

**VFD for Wells 7 & 8** – Mr. Woolf requested authorization for Remington, Vernick & Vena engineers to design, bid and inspect Variable Frequency Drives (VFD) for Wells 7 & 8, at a cost not to exceed \$15,000.00. Mr. Dittenhofer explained the purpose of a VFD is to control the speed of the motor, thereby saving the Authority on electrical usage by 15-30%. A motion was made by Mr. Miklosey and seconded by Mr. Lanuto authorizing RV&V to design Variable Frequency Drive for Wells 7 & 8, in an amount not to exceed \$15,000.00. Roll call vote: Miklosey-Yes; Lanuto-Yes; Baker-Yes; Nosti-Yes; Knoeller-Yes. Motion passed.

## **BUSINESS REPORT**

The business report was submitted for review.

**ENGINEER'S  
REPORT**

**Resolution 2017-09 – Tentative Sewer and Water Approval – Harbor Run Major Subdivision – Ridgemont Homes, Inc.** – Mr. Dittenhofer stated his office received the application and plans for tentative sewer and water approval for Harbor Run Major Subdivision, Ridgemont Homes, Inc., Blocks 1724-1735, Various Lots. The applicant is proposing to construct a twenty-one (21) unit major subdivision along Heatherington Court, to the south of the presently improved portion of the roadway. The applicant proposes to connect to the existing water main at the end of Heatherington Court and extend approximately 1,200 LF of 8” PVC water main to service the units. The applicant also proposes to connect to an existing manhole at the end of Heatherington Court and extend approximately 1,086 LF of 8” PVC sewer main to service the units. On recommendation by the Authority’s engineer, a motion was made by Mr. Miklosey and seconded by Mr. Lanuto to adopt *Resolution 2017-09, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Tentative Sewer and Water Approval, Harbor Run Major Subdivision, Blocks 1724-1735, Various Lots, Ridgemont Homes, Inc.* Roll call vote: Miklosey-Yes; Lanuto-Yes; Baker-Yes; Nosti-Yes; Knoeller-Yes. Motion passed.

**Resolution 2017-11 – Release Performance Bond – Accept Maintenance Bond – Final Payment – Bayonne Avenue Construction Project – Earle Asphalt** – On recommendation by the Authority’s engineer, a motion was made by Mr. Miklosey and seconded by Mr. Lanuto to adopt *Resolution 2017-11, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Authorizing Payment of Engineer Certificate No. 2, Release of Performance Bond, and Acceptance of Maintenance Bond for the Bayonne Avenue Drainage and Roadway Construction Project.* Roll call vote: Miklosey-Yes; Lanuto-Yes; Baker-Yes; Nosti-Yes; Knoeller-Yes. Motion passed.

**Resolution 2017-08 – Performance Guarantee Release – Final Payment – Tank No. 2 Repainting – Corrosion Control Corporation** – Mr. Dittenhofer recommended this Resolution be Tabled since he has not received the required documentation from the contractor.

**ATTORNEY'S  
REPORT**

**Reduction in Force** – Mr. Dasti stated this matter has been finalized and is closed.

**OPRA Court Case** – Mr. Dasti stated his office forwarded to the LMUA a Legal Memo concerning a recent import case involving OPRA.

**AUDITOR'S  
REPORT**

**Accountant's Status Report – Month Ended December 31, 2016** – Mr. Holman reported both water and sewer revenues had a favorable variance for the month, as well as year to date. Sewer expenses had a favorable variance for the month, however, unfavorable on water expenses. User charges on sewer had a favorable variance for the month, however, unfavorable on the water side. The Authority received FEMA reimbursement in amount of \$1,066,000.00. The Authority can anticipate a credit of \$60,540 through the month of December from the OCUA.

## CORRESPONDENCE

**Lauren Homgren, Clairmore Ave.** – 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. Miklosey and seconded by Mr. Lanuto to grant a credit adjustment on the sewer charges in the amount of \$110.80 (28,000 gallons). Roll call vote: Miklosey-Yes; Lanuto-Yes; Baker-Yes; Nosti-Yes; Knoeller-Yes. Motion passed.

**Rosalie Montero, Williams Ave.** – Mrs. Montero was present requesting relief of utility bill, due to high usage. Mr. Woolf stated Mrs. Montero received a bill in September 2016 that indicated water usage of 171,000 gallons. She was out of the country from March through December, and she indicated that her husband shut off the main water supply for the home. The water meter was tested with one low flow category reading slow. Therefore, there is some question on the accuracy of the meter. Mr. Woolf stated the new meter indicates normal usage. Since the water meter results came back indicating a defect, a motion was made by Mr. Nosti and seconded by Mr. Miklosey to grant a credit adjustment on the sewer charges in the amount of \$2,150.60 (171,000 gallons). Roll call vote: Nosti-Yes; Miklosey-Yes; Baker-Yes; Lanuto-Yes; Knoeller-Yes. Motion passed.

In the future, Mr. Knoeller asked Mrs. Montero to make sure her outside house bibs are turned off if she is away for an extended period of time.

## OLD BUSINESS

**Resolution 2017-06 – Salary Increase for Non-Union, Non-Contract Employees** – Secretary Nosti executed Resolution 2017-06 memorializing action taken on January 4, 2017, establishing salary increases for non-union, non-contract employees of the Lacey Municipal Utilities Authority.

**Resolution 2017-07 – Salary Increase - Deborah Kramer** – Secretary Nosti executed Resolution 2017-07 memorializing action taken on January 4, 2017, authorizing salary increase for Deborah Kramer.

## NEW BUSINESS

There was no new business to discuss.

## PUBLIC BUSINESS/ COMMENT

**Jim McDowell, Chelsea Street** – Mr. McDowell asked if the LMUA will be instituting a debit payment system to pay utility bills. Mrs. Kramer stated with the current banking situation and the volume of customers, the cost is not feasible at this time. She stated it will be revisited sometime in the future.

**Regina Discenza, Sunset Drive** – Mrs. Discenza stated she is aware that Wells 7 & 8 are going to be the main water producers. She asked if Wells 3, 4 & 5 will be shut down, and how many wells are there in total. Mr. Woolf stated Wells 1 & 2 still exist and are used as a back-up. The Wells that no longer exist are the Brookdale Wells 1 & 2. Those wells were taken out of service and abandoned. Wells 3, 4 & 5 will be rotated.

**George Ogilvie, Hillside Place** – Mr. Ogilvie was present to discuss his high water bill, and presented a letter requesting relief. Mr. Knoeller stated the Authority will have to review the documentation and address it at the next meeting.

**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 \$235,271.73 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. Nosti and seconded by Mr. Miklosey to adopt the above resolution. Roll call vote: Nosti-Yes; Miklosey-Yes; Baker-Yes; Lanuto-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 potential litigation.
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. Miklosey and seconded by Mr. Lanuto 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.

**OTHER  
BUSINESS**

**Resolution 2017-04 – Reimbursement for Expenses** - A motion was made by Mr. Miklosey and seconded by Mr. Lanuto to accept Lacey Township's ordinance authorizing an increase in the LMUA Board of Commissioner's yearly compensation to \$6,000.00 for the Chairman and \$5,000.00 for the members. Roll call vote: Miklosey-Yes; Lanuto-Yes; Baker-Yes; Nosti-Yes; Knoeller-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