

**LACEY MUNICIPAL UTILITIES AUTHORITY  
REGULAR MEETING  
MAY 3, 2017**

Pledge of Allegiance

**ROLL CALL**

The Regular Meeting of the Lacey Municipal Utilities Authority was held on Wednesday, May 3, 2017 and was called to order at 6:30 p.m. by James Knoeller, Chairman. Other members present were Michael Masciale, Jack Nosti, Arthur Miklosey, Ralph Lanuto, Alan Baker and Paul DeNicola. Also present were Jerry Dasti, attorney; Alan Dittenhofer, engineer; Brian Waldron, auditor; 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 April 5, 2017** - A motion was made by Mr. Miklosey and seconded by Mr. Masciale to approve the minutes of the Regular Meeting of April 5, 2017. Roll call vote: Miklosey-Yes; Masciale-Yes; Lanuto-Yes; Nosti-Yes; Knoeller-Yes. Motion passed.

**Closed Session Meeting of April 5, 2017** - A motion was made by Mr. Miklosey and seconded by Mr. Nosti to approve the Closed Session minutes of the Regular Meeting of April 5, 2017. Roll call vote: Miklosey-Yes; Nosti-Yes; Lanuto-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

**EXECUTIVE  
DIRECTOR'S  
REPORT**

**Cash Balance Report - Period Ending March 31, 2017** - Mr. Woolf summarized the cash balances for period ending March 31, 2017 as follows: Total cash balance for the unrestricted accounts were \$9,288,910.57, with earnings of \$4,019.49. Total cash balance for the restricted accounts held by the trustee were \$5,062,926.69, with earnings of \$3,409.91. Current period interest on the restricted and unrestricted accounts was \$7,429.40. Year-to-date earnings on all interest bearing accounts were \$23,514.80.

**Resolution 2017-30 – Reject Bids – Well 7 & 8 VFD** – Mr. Woolf explained there was only one bid, which exceeded the budgeted amount. He would like to have an opportunity to rebid this project and get some more competitive bidding. On recommendation by the executive director, a motion was made by Mr. Miklosey and seconded by Mr. Masciale to adopt *Resolution 2017-30, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Rejecting Bids Submitted for the Contract Involving Well 7 & 8 VFD*. Roll call vote: Miklosey-Yes; Masciale-Yes; Lanuto-Yes; Nosti-Yes; Knoeller-Yes. Motion passed.

## **BUSINESS REPORT**

The business report was submitted for review.

## **ENGINEER'S REPORT**

**Resolution 2017-31 – Preliminary Water Approval – Earie Way Subdivision – L & J Enterprises 1, LLC** - Mr. Dittenhofer reported his office received the application and plans for preliminary water approval for L & J Enterprises 1, LLC, Earie Way Subdivision, Block 1214, Lots 21-36 & Block 1222, Lots 12-19. The applicant is proposing to construct a six (6) lot major subdivision along Earie Way, between Argonne Avenue and Pershing Avenue. The applicant proposes to connect to the existing water main near Argonne Avenue and extend approximately 330 LF of 8" PVC water main to service the dwellings. Existing sanitary sewer main is located along Earie Way that the applicant proposes to connect to. On recommendation by the Authority's engineer, a motion was made by Mr. Miklosey and seconded by Mr. Lanuto to adopt *Resolution No. 2017-31, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Preliminary Water Approval, Earie Way Subdivision, L & J Enterprises 1, LLC, Block 1214, Lots 21-36 & Block 1222, Lots 12-19*. Roll call vote: Miklosey-Yes; Lanuto-Yes; Nosti-Yes; Masciale-Yes; Knoeller-Abstain. Motion passed.

**Well 7 & 8 VFD** – Mr. Dittenhofer recommended to reject and rebid this project due to exceedance of the engineer's estimate of \$80,000.00. One bid was received in the amount of \$197,493.00.

## **ATTORNEY'S REPORT**

**Fairview Lane Sanitary Sewer Improvements** – Mr. Dasti stated his office reviewed the bid documents and prepared a Resolution for consideration by the Authority.

**Richard Holzer, Seabright Road** – Mr. Dasti stated his office reviewed correspondence from the attorney for this Rate Payer. An appropriate response was sent and will consider the matter to be closed unless the Rate Payer or his attorney contacts the Authority again.

## **AUDITOR'S REPORT**

**Accountant's Status Report – Month Ended March 31, 2017** – Mr. Waldron reported sewer and water revenues had a favorable variance for the month. Year to date revenues are unfavorable for sewer, but favorable for water. Sewer and water expenses had a favorable variance for the month and year to date. User charges on both water and sewer had a favorable variance for the month.

Mr. Waldron stated a meeting is scheduled with the finance committee to review the draft of financial statements. The State has extended the submittal deadline until June 30<sup>th</sup>. A full presentation of the audit will be given at the June 7<sup>th</sup> meeting.

#### **CORRESPONDENCE**

**Mr. & Mrs. Smith, Haines St.** – Requesting relief of utility bill, due to leak in crawl space. Since the water from the leak did not go into the sewer system, a motion was made by Mr. Masciale and seconded by Mr. Nosti to grant a credit adjustment on the sewer charges in the amount of \$1,722.56 (241,000 gallons). A payment plan will be offered for the water charges. Roll call vote: Masciale-Yes; Nosti-Yes; Lanuto-Yes; Miklosey-Yes; Knoeller-Yes. Motion passed.

**Carolyn Adamo, Twin River Dr.** – Requesting relief of utility bill, due to leaky expansion tank. Since the water from the leak did not go into the sewer system, 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 \$270.65 (74,000 gallons). Roll call vote: Nosti-Yes; Miklosey-Yes; Lanuto-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

#### **OLD BUSINESS**

**Resolution 2017-32 – Memorializing Action of April 5, 2017 – Debra Cardullo – Salary Increase** – Secretary Nosti executed Resolution 2017-32, memorializing action taken April 5, 2017, Authorizing salary increase for Debra Cardullo.

#### **NEW BUSINESS**

There was no new business to discuss.

#### **PUBLIC BUSINESS/ COMMENT**

**Mr. Smith** – Mr. Smith was present asking if there is a way to get relief on the water charges. Mr. Dasti stated the Authority is unable to waive water charges because doing so would violate the Bond Covenants to the Authority's Bond Holders.

**Regina Discenza, Sunset Drive** – Mrs. Discenza asked about the testing for lead. Mr. Woolf stated it is done every three years and the Authority is in full compliance.

Mrs. Discenza asked about an application that is before the Planning Board for an expansion of a line in the pinelands area (Ocean View Acres). Mr. Woolf stated that project is outside the service area on the other side of the parkway. Therefore, it is of no concern with the LMUA.

#### **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 \$1,141,096.19 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. Masciale to adopt the above Resolution. Roll call vote: Miklosey-Yes; Masciale-Yes; Lanuto-Yes; Nosti-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 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. Miklosey and seconded by Mr. Masciale 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**

A motion was made by Mr. Nosti and seconded by Mr. Masciale to approve the refunding of the Authority's Bond Series 2007, contingent upon the Finance Committee's recommendation at a meeting to be held on May 5<sup>th</sup>, in conjunction with advice from the Authority's attorney and auditor, as well as obtaining additional quotes. Roll call vote: Nosti-Yes; Masciale-Yes; Lanuto-Yes; Miklosey-Yes; Knoeller-Yes. Motion passed.

**ADJOURNMENT**      There being no further business to discuss, the meeting was adjourned at 7:00 p.m.

Respectfully submitted,

Michele Kennedy  
Executive Secretary