

**LACEY MUNICIPAL UTILITIES AUTHORITY
REGULAR MEETING
NOVEMBER 4, 2020**

Pledge of Allegiance

ROLL CALL

A Regular Meeting of the Lacey Municipal Utilities Authority was held on Wednesday, November 4, 2020. The meeting was called to order at 6:30 p.m. by James Knoeller, Chairman. Other members present were Michael Masciale, Jack Nosti, Arthur Miklosey (via teleconference), Ralph Lanuto, Alan Baker and Paul DeNicola. Also present were Brian Waldron, auditor; Christopher Dasti, attorney; Alan Dittenhofer, engineer; Deborah Kramer, office manager; Edward A. Woolf, executive director; Nick Juliano, Lacey Township liaison.

**“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 October 7, 2020 - A motion was made by Mr. Masciale and seconded by Mr. Lanuto to approve the minutes of the Regular Meeting of October 7, 2020. Roll call vote: Masciale-Yes; Lanuto-Yes; Miklosey-Yes; Nosti-Abstain; Knoeller-Yes. Motion passed.

**EXECUTIVE
DIRECTOR’S
REPORT**

Cash Balance Report - Period Ending September 30, 2020 – Mr. Woolf summarized the cash balances as follows: Total cash balance for the unrestricted accounts were \$11,088,512.58, with earnings of \$16,303.22. Total cash balance for the restricted accounts held by the trustee were \$4,038,043.73, with earnings of \$1,767.30. Current period interest on the restricted and unrestricted accounts was \$18,070.92. Year-to-date earnings on all interest bearing accounts were \$211,117.43.

Water Treatment Chemicals 2021 – Mr. Woolf requested authorization to advertise and receive bids for water treatment chemicals 2021. A motion was made by Mr. Miklosey and seconded by Mr. Nosti authorizing the advertisement to receive bids for water treatment chemicals 2021. Roll call vote: Miklosey-Yes; Nosti-Yes; Lanuto-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

BUSINESS REPORT

The business report was submitted for review.

ENGINEER'S REPORT

Resolution 2020-48 – Preliminary Approvals – Sunrise Plaza Restaurants - 2020 Equities, LLC – On recommendation by the Authority's engineer, a motion was made by Mr. Masciale and seconded by Mr. Nosti to adopt *Resolution 2020-48, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Preliminary Sewer and Water Approval, Sunrise Plaza Restaurants, 2020 Equities, LLC, Block 314, Lot 29.07*. Roll call vote: Masciale-Yes; Nosti-Yes; Lanuto-Yes; Miklosey-Yes; Knoeller-Yes. Motion passed.

Solar Panel Evaluation – Mr. Dittenhofer stated bid specifications are being prepared for solar panel installation. He asked for direction with regards to the location the solar panels are to be installed. He stated all of the solar panels are unable to fit on the administration building, so the idea was to use the record storage building or maintenance building. Mr. Knoeller recommended all the panels be stored on the maintenance building. The Board concurred.

Sanitary Sewer Rehabilitation – Mr. Dittenhofer recommended payment in the amount of \$74,608.74. Mechanical descaling is 100% complete. Manhole rehabilitation is 100% complete and sewer lining is over 50% complete.

Repainting of Tank No. 1 – Mr. Dittenhofer recommended payment No. 1 in the amount of \$197,409.24.

Column Investigation Well #7 – Mr. Dittenhofer stated A.C. Schultes has completed the column removal and pump removal. Water quality test pump and additional water quality testing has been completed.

Route 9 Watermain Extension – Mr. Dittenhofer stated the application process for Waterfront Development Permit as required by NJDEP and Ocean County Soil Conservation District permit is under review. Mr. Knoeller asked Mr. Woolf and Mr. Dittenhofer to generate a list of materials needed for this project to be stored on site.

ATTORNEY'S REPORT

Holtec – Connection to Water and Sewer Infrastructure – Mr. Dasti reported his office has been in contact with several property owners adjoining the Holtec site. His office is beginning discussions and negotiations in conjunction with the assistance of Mr. Dittenhofer's office to tie into the water and sewer infrastructure.

Toll Brothers, Inc. - Mr. Dasti reported in conjunction with the Authority's billing department, another notice was sent to Toll Brothers with the final amount outstanding

for the replacement of the water meter, as well as the estimated water charges for the non-use of the meter. If the balance is not paid by the time period set forth in the bill, then it can be placed as a lien and continue to collect interest.

COVID-19 Update - Mr. Dasti reported the Governor recently executed Executive Order 190 which precludes certain entities, including municipal utility authorities from collecting late fees on unpaid residential water bills. This Executive Order runs contrary to recent legislation passed by the New Jersey Legislature, it precludes the collection of late charges for unpaid residential bills until March 2021.

AUDITOR'S REPORT

Accountant's Status Report – Month Ended September 30, 2020 – Mr. Waldron reported water and sewer revenues had an unfavorable variance for the month. Sewer expenses had an unfavorable variance for the month, but favorable on water. Sewer and water user charges had a favorable variance for the month, but unfavorable year-to-date.

Resolution 2020-47 – Approve 2021 Budget - On recommendation by the Authority's auditor, a motion was made by Mr. Nosti and seconded by Mr. Masciale to adopt *Resolution 2020-47, Approving the 2021 Authority Budget for the Lacey Municipal Utilities Authority*. Roll call vote: Nosti-Yes; Masciale-Yes; Lanuto-Yes; Miklosey-Yes; Knoeller-Yes. Motion passed.

Resolution 2020-47a– Submit Budget - On recommendation by the Authority's auditor, a motion was made by Mr. Nosti and seconded by Mr. Masciale to adopt *Resolution 2020-47a, submitting the 2021 Authority Budget for the Lacey Municipal Utilities Authority*. Roll call vote: Nosti-Yes; Masciale-Yes; Lanuto-Yes; Miklosey-Yes; Knoeller-Yes. Motion passed

CORRESPONDENCE

Edward Hendrickson, Panama Ct. – Requesting relief of utility bill due to faulty meter. A motion was made by Mr. Masciale and seconded by Mr. Nosti to grant an adjustment in the amount of \$734.58 (77,000 gallons). Roll call vote: Masciale-Yes; Nosti-Yes; Lanuto-Yes; Miklosey-Yes; Knoeller-Yes. Motion passed.

Andrew Shelpuk, Meadowlark Drive – Requesting relief of utility bill due to an underground pipe leak. Since the water from the leak did not go into the sewer system, a motion was made by Mr. Nosti and seconded by Mr. Lanuto to grant an adjustment in the amount of \$640.48 (110,000 gallons). Roll call vote: Nosti-Yes; Lanuto-Yes; Miklosey-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

Julia Nodine, Bowsprit Point – Requesting relief of utility bill due to a pipe 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 an adjustment in the amount of \$580.32 (93,000 gallons). Roll call vote: Masciale-Yes; Nosti-Yes; Lanuto-Yes; Miklosey-Yes; Knoeller-Yes. Motion passed.

Brandon Loder, John St. – Requesting relief of utility bill due to pipe 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. Lanuto to grant an adjustment in the amount

of \$457.40 (80,000 gallons). Roll call vote: Masciale-Yes; Lanuto-Yes; Miklosey-Yes; Nosti-Yes; Knoeller-Yes. Motion passed.

Peter Mooney, Sarasota Dr. – Requesting relief of utility bill due to an irrigation pipe leak. 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 an adjustment in the amount of \$576.70 (730,000 gallons). Roll call vote: Nosti-Yes; Miklosey-Yes; Lanuto-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

Bob Nosti, Ernest Dr. – Requesting relief of utility bill due to high usage due to irrigation system. Since the basis of high usage was use of water without irrigation system, a motion was made by Mr. Masciale and seconded by Mr. Lanuto to grant a one-time adjustment in the amount of \$1,002.40 (140,000 gallons). Roll call vote: Masciale-Yes; Lanuto-Yes; Miklosey-Yes; Nosti-Abstain; Knoeller-Yes. Motion passed.

Timothy Richardson, Penn Place – Requesting relief of utility bill due to pipe leak in crawl space. Since the water from the leak did not go into the sewer system, a motion was made by Mr. Nosti and seconded by Mr. Masciale to grant an adjustment in the amount of \$221.20 (28,000 gallons). Roll call vote: Nosti-Yes; Masciale-Yes; Lanuto-Yes; Miklosey-Yes; Knoeller-Yes. Motion passed.

Mr. & Mrs. Olson, Penn Ave. North – Requesting relief of utility bill due to a leaky outside faucet. Since the water from the leak did not go into the sewer system, a motion was made by Mr. Masciale and seconded by Mr. Lanuto to grant an adjustment in the amount of \$135.32 (40,000 gallons). Roll call vote: Masciale-Yes; Lanuto-Yes; Miklosey-Yes; Nosti-Yes; Knoeller-Yes. Motion passed.

Andrew Moore, Chestnut St. – Requesting relief of utility bill due to a toilet leak. Since the basis of the leak was due to a toilet issue, a waiver of the charges could not be supported. A payment plan will be offered to customer. A motion was made by Mr. Lanuto and seconded by Mr. Nosti to offer customer a payment plan to pay outstanding bill. Roll call vote: Lanuto-Yes; Nosti-Yes; Miklosey-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

Sharon Miranda, Burtis St. – Requesting relief of utility bill due to a leaky outside faucet. 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 an adjustment in the amount of \$433.10 (67,000 gallons). Roll call vote: Masciale-Yes; Nosti-Yes; Lanuto-Yes; Miklosey-Yes; Knoeller-Yes. Motion passed.

Robert Palmarozza, Windward Dr. – Requesting relief of utility bill due to a leaky outside faucet. Since the water from the leak did not go into the sewer system, a motion was made by Mr. Nosti and seconded by Mr. Lanuto to grant an adjustment in the amount of \$144.88 (43,000 gallons). Roll call vote: Nosti-Yes; Lanuto-Yes; Miklosey-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

Danielle Hodgeman, Bowsprit Point – Requesting relief of utility bill due to a pipe 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 an adjustment in

the amount of \$4,309.12 (565,000 gallons). Roll call vote: Masciale-Yes; Nosti-Yes; Lanuto-Yes; Miklosey-Yes; Knoeller-Yes. Motion passed.

Rich Wehrhahn – Requesting relief of utility bill due to a pipe leak in crawl space. Since the water from the leak did not go into the sewer system, a motion was made by Mr. Nosti and seconded by Mr. Lanuto to grant an adjustment in the amount of \$287.08 (61,000 gallons). Roll call vote: Nosti-Yes; Lanuto-Yes; Miklosey-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

**OLD
BUSINESS**

There was no old business to discuss.

**NEW
BUSINESS**

Mr. Knoeller asked Mr. Dittenhofer and/or Mr. Dasti to make a presentation to Waretown MUA informing them the LMUA is proceeding with the water main extension, and ask if they have interest in hooking up to the water main. Mr. Dittenhofer stated he has a utility meeting with them and will make them aware of it.

**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 \$536,583.29 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. Lanuto and seconded by Mr. Masciale to adopt the above Resolution. Roll call vote: Lanuto-Yes; Masciale-Yes; Miklosey-Yes; Nosti-Yes; Knoeller-Yes. Motion passed.

ADJOURNMENT

There being no further business to discuss, the meeting was adjourned at 6:55 p.m.

Respectfully submitted,

Michele Kennedy
Executive Secretary

