

**LACEY MUNICIPAL UTILITIES AUTHORITY  
REGULAR MEETING  
MARCH 2, 2022**

Pledge of Allegiance

**ROLL CALL**

The Regular Meeting of the Lacey Municipal Utilities Authority was held on Wednesday, March 2, 2022 and was called to order at 6:30 p.m. by James Knoeller, Chairman. Other members present were Michael Masciale, Jack Nosti, Ralph Lanuto, Alan Baker, Karen MacArthur and Jeff Nilon. Also present were Brian Waldron, auditor; Alan Dittenhofer, engineer; Pam Hilla, engineer; Chris Dasti, Esq., attorney; Deborah Kramer, office manager, and Edward A. Woolf, executive director. Mark Dykoff, 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 & Reorganization Meeting of February 2, 2022** - A motion was made by Mr. Nosti and seconded by Mr. Masciale to approve the minutes of the Regular & Reorganization Meeting of February 2, 2022. Roll call vote: Nosti-Yes; Masciale-Yes; Baker-Yes; Lanuto-Yes; Knoeller-Yes. Motion passed.

**Closed Session Meeting of February 2, 2022** - A motion was made by Mr. Masciale and seconded by Mr. Nosti to approve the minutes of the Closed Session Meeting of February 2, 2022. Roll call vote: Masciale-Yes; Nosti-Yes; Baker-Yes; Lanuto-Yes; Knoeller-Yes. Motion passed.

**EXECUTIVE  
DIRECTOR’S  
REPORT**

**Cash Balance Report - Period Ending January 31, 2022** - Mr. Woolf summarized the cash balances for period ending January 31, 2022 as follows: Total cash balance for the unrestricted accounts were \$11,059,020.78, with

earnings of \$13,325.80. Total cash balance for the restricted accounts held by the trustee were \$2,496.13, with earnings of \$3,788.06. Current period interest on the restricted and unrestricted accounts was \$17,113.86. Year-to-date earnings on all interest bearing accounts were \$17,113.86.

**Resolution 2022-20 – Award Contract - Furnish & Delivery of Water Meters and Radio Units** - On recommendation by the executive director, a motion was made by Mr. Nosti and seconded by Mr. Lanuto to adopt *Resolution 2022-20, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Awarding Furnish & Delivery of Water Meters and AMI Smartpoint Radio Units 2022 to Core & Main in the amount of \$41,100.00*. Roll call vote: Nosti-Yes; Lanuto-Yes; Baker-Yes; Masciale-Yes; Knoeller

## **BUSINESS REPORT**

The business report was submitted for review.

## **ENGINEER'S REPORT**

**Antenna Read and Meter/MXU Replacement I** – Ms. Hilla reported a pre-construction meeting was held on 11/10/21 and notice to proceed was issued 11/12/21. The installation of the fixed base antenna read system is anticipated for March of 2022. Due to extended lead times the manufacturer is not able to provide the equipment until March of 2022.

**Resolution 2022-22 - Cleaning, Televising and Sewer Rehabilitation – Change Order No. 1** – On recommendation by the engineer, a motion was made by Mr. Masciale and seconded by Mr. Nosti to adopt *Resolution 2022-22, Resolution of the Lacey Municipal Utilities, Authorizing Change Order No. 1 in the amount of \$31,136.00 for the Cleaning and Televising Sanitary Sewer at S-3 and FRB-2 project*. Roll call vote: Masciale-Yes; Nosti-Yes; Baker-Yes; Lanuto-Yes; Knoeller-Yes. Motion passed.

**Pole Barn** – Mrs. Hilla reported construction of the Pole Barn is complete. RVE office will work on completing final payment and project closeout documents.

**Route 9 Water Service** – Mrs. Hilla reported RVE is preparing the plans and NJDOT permit application for the Jack and Bore under Route 9.

## **ATTORNEY'S REPORT**

**Resolution 2022-04 – Accept and Authorize Lease Agreement with Board of Education** - On recommendation by the attorney, a motion was made by Mr. Nosti and seconded by Mr. Masciale to adopt *Resolution 2022-04, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Accepting and Authorizing Execution of a Lease Agreement with the Lacey Township Board of Education*. Roll call vote: Nosti-Yes; Masciale-Yes; Baker-Yes; Lanuto-Yes; Knoeller-Yes. Motion passed.

**Operations Agreement for the Home Depot Site** - Mr. Dasti reported his office reviewed the Operations Agreement and amendments. Notice was served to all of the tenants and operators on the site as well as providing formal notice to the New Jersey registered agents for the various parent corporations. They have been put on notice that if they continue to violate the Operations Agreement, the Authority will seek to enforce the provisions of same.

**Sanitary Sewer at S-3 and FRB-2 Clean and Televis Project** – Mr. Dasti reported his office has reviewed the Change Order with regard to this project.

**Route 9 Easement for Environmental Investigation Lacey Amoco** – Mr. Dasti reported his office has reviewed correspondence from the environmental consultant for the former Lacey Amoco. His office is coordinating with the Authority Engineer with regard to site access for the business owner’s consultant to install monitoring wells.

## AUDITOR’S REPORT

**Accountant’s Status Report – Month Ended January 31, 2022** – Mr. Waldron reported sewer and water revenues had an unfavorable variance for the month. Sewer and water expenses had a favorable variance. Sewer and water user charges resulted in an unfavorable variance for the month. The Authority can anticipate a credit of \$9,754 through the month of January from the OCUA.

**Resolution 2022-21 – Accept and Approve 2020 Audit** – On recommendation by the auditor, a motion was made by Mr. Masciale and seconded by Mr. Nosti to adopt *Resolution 2022-21, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Accepting and Approving the Audit Ending Fiscal Year December 31, 2020*. Roll call vote: Masciale-Yes; Nosti-Yes; Baker-Yes; Lanuto-Yes; Knoeller-Yes. Motion passed.

## CORRESPONDENCE

**Colleen Sheedy, Maple Road** – Requesting relief of utility bill, due to 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. Masciale to grant an adjustment on the sewer charges in the amount of \$235.10 (41,000 gallons). Roll call vote: Nosti-Yes; Masciale-Yes; Baker-Yes; Lanuto-Yes; Knoeller-Yes. Motion passed.

**Jessica Gamella, North Oak Road** – Requesting relief of utility bill, due to outside water use. Since the basis of high usage was due to outside water use, a motion was made by Mr. Masciale and seconded by Mr. Nosti to grant a one-time adjustment in the amount of \$5,220.70, as well as a payment plan. Customer to be advised to install an irrigation meter. Roll call vote: Masciale-Yes; Nosti-Yes; Baker-Yes; Lanuto-Yes; Knoeller-Yes. Motion passed.

**Richard Durante, Capstan Drive** - Requesting relief of utility bill, due to broken dock 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 on the sewer charges in the amount of \$2,854.58 (386,000

gallons). Roll call vote: Nosti-Yes; Lanuto-Yes; Baker-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

**Dennis Hood, Orlando Drive** - 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. Lanuto to grant an adjustment on the sewer charges in the amount of \$3,303.50 (436,000 gallons). Roll call vote: Nosti-Yes; Lanuto-Yes; Baker-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

**Mr. & Mrs. Hatzokos, Mercury Ct.** - 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. Lanuto to grant an adjustment on the sewer charges in the amount of \$435.80 (73,000 gallons). Roll call vote: Nosti-Yes; Lanuto-Yes; Baker-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**

Representatives were present for the proposed development, Covered Bridge Sports Plex, to request to begin work on the utilities associated with the development prior to having TWA approval from the NJDEP. Paul Mutch, of Stonefield Engineering, explained his office has been working with the LMUA and Remington & Vernick Engineers for the last ten months on the design of the project to make sure it is designed in accordance with all applicable regulations. At this point, NJDEP post-pandemic is extremely slow and final approval for the TWA permit will not be given for several months. Due to this delay, his client would lose the construction season. Mr. Knoeller asked if the applicant submitted bonds, inspection fees, etc. Steve Kontos, of E.S.K. Builders indicated he will submit the necessary items in accordance with R&V requirements. Mr. Knoeller pointed out that approval to begin the project would be at the risk of the applicant, not the LMUA. Mr. Dasti stated the applicant should post the required bonds and inspection fees. Additionally, an Indemnification and Hold Harmless Agreement will be prepared that they are proceeding at their own risk. All were in agreement.

**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 \$1,281,208.43 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; Baker-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