

**LACEY MUNICIPAL UTILITIES AUTHORITY
REGULAR MEETING
DECEMBER 7, 2022**

Pledge of Allegiance

ROLL CALL

The Regular Meeting of the Lacey Municipal Utilities Authority was held on Wednesday, December 7, 2022 and was called to order at 6:00 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, P.E. & Pam Hilla, P.E., engineers; Christopher 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 Meeting of November 2, 2022 - A motion was made by Mr. Masciale and seconded by Ms. MacArthur to approve the minutes of the Regular Meeting of November 2, 2022. Roll call vote: Masciale-Yes; MacArthur-Yes; Baker-Yes; Lanuto-Yes; Knoeller- Yes. Motion passed.

**EXECUTIVE
DIRECTOR’S
REPORT**

Cash Balance Report - Period Ending October 31, 2022- Mr. Woolf summarized the cash balances for period ending October 31, 2022 as follows: Total cash balance for the unrestricted accounts were \$8,497,528.70, with earnings of \$8,920.55. Total cash balance for the restricted accounts held by the trustee were \$2,789,752.79, with earnings of \$5,568.72. Current period interest on the restricted and unrestricted accounts was \$14,489.27. Year-to-date earnings on all interest bearing accounts were \$167,862.10.

Resolution 2022-60 – Letter of No Interest – Oyster Creek Onshore Sub-Station – Ocean Wind, LLC - On recommendation by the executive director, a motion was made by Mr. Nosti and seconded by Mr. Lanuto to adopt *Resolution*

2022-60, *Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Letter of No Interest, Major Site Plan, Oyster Creek Onshore Sub-station, Ocean Wind, LLC, Block 1001, Lots 4.05 & 4.06.* Roll call vote: Nosti-Yes; Lanuto-Yes; Baker-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

Resolution 2022-61 – Letter of No Interest – Paul Dalton – Fairview Lane -

On recommendation by the executive director, a motion was made by Mr. Masciale and seconded by Mr. Nosti to adopt *Resolution 2022-61, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Letter of No Interest, Minor Subdivision & Lot Consolidation, Paul Dalton – Fairview Lane, Block 149, Lots 25-28.* Roll call vote: Masciale-Yes; Nosti-Yes; Baker-Yes; Lanuto-Yes; Knoeller-Yes. Motion passed.

2023 Professional Services – Mr. Woolf requested authorization to advertise and receive proposals for 2023 Professional Services. A motion was made by Mr. Nosti and seconded by Mr. Masciale authorizing the advertisement to receive proposals for 2023 Professional Services. Roll call vote: Nosti-Yes; Masciale-Yes; Baker-Yes; Lanuto-Yes; Knoeller-Yes. Motion passed.

Resolution 2022-62 – Transfer of Funds – 2022 Water and Sewer Budget -

On recommendation by the executive director, a motion was made by Mr. Masciale and seconded by Mr. Nosti to adopt *Resolution 2022-62, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Authorizing Transfer of Funds, 2-22 Water and Sewer Budget.* Roll call vote: Masciale-Yes; Nosti-Yes; Baker-Yes; Lanuto-Yes; Knoeller-Yes. Motion passed.

**BUSINESS
REPORT**

The business report was submitted for review.

**ENGINEER'S
REPORT**

Resolution 2022-57 – Preliminary Water and Sewer Approval – Spark Car Wash - On recommendation by the Authority's engineer, a motion was made by Mr. Nosti and seconded by Mr. Lanuto to adopt *Resolution 2022-57, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Preliminary Water and Sewer Approval, Spark Car Wash, Block 630, Lot 3.02.* Roll call vote: Nosti-Yes; Lanuto-Yes; Baker-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

Resolution 2022-58 – Preliminary & Tentative Sewer and Water Approval – Lacey Family Apartments III -

On recommendation by the Authority's engineer, a motion was made by Mr. Nosti and seconded by Mr. Lanuto to adopt *Resolution 2022-58, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Preliminary & Tentative Water and Sewer Approval, Lacey Family Apartments III, Various Block and Lots.* Roll call vote: Nosti-Yes; Lanuto-Yes; Baker-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

Resolution 2022-59 – Performance Guarantee Release – Harbor Run Major Subdivision – Phase 2 – Ridgemont Homes, Inc. - On recommendation by the Authority's engineer, a motion was made by Mr. Nosti and seconded by Mr. Masciale to adopt *Resolution 2022-59, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Performance Guarantee Release – Sewer and Water – Harbor Run Major Subdivision, Phase 2, Ridgemont Homes, Inc.* Roll call vote: Nosti-Yes; Masciale-Yes; Baker-Yes; Lanuto-Yes; Knoeller-Yes. Motion passed.

Antenna Read and Meter/MXU Replacement I – The installation of both fixed base antenna read systems has been completed and Core and Main has completed the integration of the fixed base system with Lacey MUA's existing meters. Training for the system was completed on 11/7/22. Lacey MUA waiting on Core and Main to deliver 450 MXUs for installation by the Lacey MUA.

Route 9 Water Service – RVE contacted OCUA about the installation of additional piping for the interconnection, schedule to be verified. RVE is working with Lacey MUA to have electric run to the vault.

Holtec Route 9 Service – Holtec has ordered requested meters; long lead time on meter is anticipated.

Beach Boulevard Sewer Rehabilitation – Project has commenced, cleaning of lines has been performed. Lining is anticipated to start in January weather permitting.

Meter Replacement Phase 2 – Bid opening was held 11/18th. Core and Main was the low bidder in the amount of \$1,012,487.50 for the furnish and replacement of 1790 meters and transmitters. RVE will be preparing and recommending award of the project at the January meeting.

Water Treatment Plant #2 Replacement Generator and Diesel Tank – RVE is in the process of preparing bid plans and specifications for this project.

**ATTORNEY'S
REPORT**

Resolution 2022-54 – First Amendment to Operations Agreement with Covered Bridge Sports Complex Corporation – On recommendation by the Authority's attorney, a motion was made by Mr. Nosti and seconded by Mr. Masciale to adopt *Resolution 2022-54, Resolution of the Lacey Municipal Utilities Authority, Authorizing First Amendment to Operations Agreement with Covered Bridge Sports Complex Corporation.* Roll call vote: Nosti-Yes; Masciale-Yes; Baker-Yes; Lanuto-Yes; Knoeller-Yes. Motion passed.

Resolution 2022-55 – Fourth Amendment to Operations Agreement with Agree Forked River, LLC – On recommendation by the Authority's attorney, a motion was made by Mr. Masciale and seconded by Mr. Nosti to adopt *Resolution 2022-55, Resolution of the Lacey Municipal Utilities Authority, Authorizing Fourth Amendment to Operations Agreement with Agree Forked*

River NJ LLC. Roll call vote: Masciale-Yes; Nosti-Yes; Baker-Yes; Lanuto-Yes; Knoeller-Yes. Motion passed.

AUDITOR'S REPORT

Accountant's Status Report – Month Ended October 31, 2022 – Mr. Waldron reported sewer and water revenues had a favorable variance for the month and year-to-date. Sewer expenses had a favorable variance for the month, unfavorable on water. Sewer and water user charges had a favorable variance for the month. The Authority can anticipate a credit of \$70, 577.00 through the month of October from the OCUA.

Resolution 2022-56 – Adoption of 2023 Budget - On recommendation by the Authority's auditor, a motion was made by Mr. Nosti and seconded by Mr. Lanuto to adopt *Resolution 2022-56, Adoption of 2023 Budget*. Roll call vote: Nosti-Yes; Lanuto-Yes; Baker-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

CORRESPONDENCE

Richard Holzer, Seabright Road – Requesting relief of utility bill, due to expansion tank 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 on the sewer charges in the amount of \$668.60 (94,000 gallons). Roll call vote: Masciale-Yes; Nosti-Yes; Baker-Yes; Lanuto-Yes; Knoeller-Yes. Motion passed.

Frank Cuomo, Meadowlark Dr. – Requesting relief of utility bill, due to pipe leak at dock. 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 \$558.94 (92,000 gallons). Roll call vote: Nosti-Yes; Lanuto-Yes; Baker-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

Richard Holzer, Palm Beach Drive – Requesting relief of utility bill, due to pipe leak in bathroom. Since the water from the leak did not go into the sewer system, a motion was made by Mr. Nosti and seconded by Mr. Baker to grant an adjustment on the sewer charges in the amount of \$560.00 (84,000 gallons). Roll call vote: Nosti-Yes; Lanuto-Yes; Baker-Abstain; Masciale-Yes; Knoeller-Yes. Motion passed.

George Fuchs, Chestnut Drive – Requesting relief of utility bill, due to pipe leak in crawlspace. 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 \$365.86 (65,000 gallons). Roll call vote: Nosti-Yes; Lanuto-Yes; Baker-Yes; Lanuto-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

Mr. & Mrs. Martin, Steuben Ave. – Requesting relief of utility bill, due to high usage due to irrigation. Since the water did not go into the sewer system, a motion was made by Mr. Masciale and seconded by Mr. Nosti to grant a one-time adjustment on the sewer charges in the amount of \$1,082.44 (154,000

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

Destafney, Windsor St. – Requesting relief of utility bill, due to high usage due to irrigation. A motion was made by Mr. Nosti and seconded by Mr. Masciale to grant a one-time adjustment on the sewer charges in the amount of \$2,299.17. Roll call vote: Nosti-Yes; Masciale-Yes; Baker-Yes; Lanuto-Yes; Knoeller-Yes. Motion passed.

Mr. & Mrs. Sweetman, Spoonbill Ct. - Requesting relief of utility bill, due to high usage due to toilet leaks. Since the basis of the excessive usage was due to toilet leaks, a waiver of the service charges could not be supported. A payment plan will be offered to customer. Roll call vote: Nosti-Yes; Lanuto-Yes; Baker-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

Neil Caiazzo, Elwood 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. Nosti to grant an adjustment on the sewer charges in the amount of \$685.93. Roll call vote: Masciale-Yes; Nosti-Yes; Baker-Yes; Lanuto-Yes; Knoeller-Yes. Motion passed.

Rosalie Mulvaney, Surrey Court – 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 \$705.43. Roll call vote: Masciale-Yes; Lanuto-Yes; Baker-Yes; Nosti-Yes; Knoeller-Yes. Motion passed.

James Vallila, Leeward Dr. – Requesting relief of utility bill, due to pipe leak at dock. 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 \$127.20 (33,000 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**

Regina Discenza, Sunset Drive – Mrs. Discenza asked that the Home Depot site be inspected for the use of rock salt for snow clearing purposes. Mr. Woolf asked Mr. Dasti to send a reminder notice to management.

**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 \$1,263,967.82 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 6:25 p.m.

Respectfully submitted,

Michele Kennedy
Executive Secretary