

**LACEY MUNICIPAL UTILITIES AUTHORITY  
REGULAR MEETING  
NOVEMBER 6, 2024**

Pledge of Allegiance

**ROLL CALL**

The Regular Meeting of the Lacey Municipal Utilities Authority was held on Wednesday, November 6, 2024, and was called to order at 6:00 p.m. by James Knoeller, Chairman. Other members present were Michael Masciale, Alan Baker, Karen MacArthur and Jeff Nilon. Also present were Brian Waldron, auditor; Trace Dittenhofer, engineer; Chris Dasti, Esq., attorney; Deborah Kramer, office manager, Troy Burton, executive director and Mark Dykoff, 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 2, 2024** - A motion was made by Mr. Masciale and seconded by Ms. MacArthur to approve the minutes of the Regular Meeting of October 2, 2024. Roll call vote: Masciale-Yes; MacArthur-Yes; Nilon-Yes; Baker-Yes; Knoeller-Yes. Motion passed.

**EXECUTIVE  
DIRECTOR'S  
REPORT**

**Cash Balance Report - Period Ending September 30, 2024** - Mr. Burton summarized the cash balances for period ending September 30, 2024 as follows: Total cash balance for the unrestricted accounts were \$9,982,426.07, with earnings of \$57,134.58. Total cash balance for the restricted accounts held by the trustee were \$1,013,079.62, with earnings of \$7,459.12. Current period interest on the restricted and unrestricted accounts was \$64,593.70. Year-to-date earnings on all interest bearing accounts were \$572,199.71.

**Resolution 2024-59 – Letter of No Interest – Edgaras Lenkauskas**- On recommendation by the executive director, a motion was made by Ms. MacArthur and seconded by Mr. Nilon to adopt *Resolution 2024-59, Resolution of the Lacey Municipal*

*Utilities Authority, County of Ocean, State of New Jersey, Letter of No Interest, Minor Subdivision, Edgaras Lenkauskas, Block 166, Lots 14-15.* Roll call vote: MacArthur-Yes; Nilon-Yes; Baker-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

**Resolution 2024-60 – Letter of No Interest – Kathy Lenox** - On recommendation by the executive director, a motion was made by Mr. Masciale and seconded by Ms. MacArthur to adopt *Resolution 2024-60, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Letter of No Interest, Minor Subdivision & Lot Consolidation, Kathy Lenox, Block 1189, Lot 29.01; Block 1189, Lots 45-48.* Roll call vote: Masciale-Yes; MacArthur-Yes; Nilon-Yes; Baker-Yes; Knoeller-Yes. Motion passed.

**Resolution 2024-66 – Award Contract – 2024 Sanitary Sewer Rehabilitation** - On recommendation by the executive director, a motion was made by Ms. MacArthur and seconded by Mr. Masciale to adopt *Resolution 2024-66, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Awarding Contract for 2024 Sanitary Sewer Rehabilitation to Sewer Rat Trenchless Solutions, LLC in the amount of \$202,586.32.* Roll call vote: MacArthur-Yes; Masciale-Yes; Nilon-Yes; Baker-Yes; Knoeller-Yes. Motion passed.

**Change Order No. 1 – Water Treatment Chemicals 2024** – On recommendation by the executive director, a motion was made by Mr. Masciale and seconded by Ms. MacArthur authorizing change order No. 1, Water Treatment Chemicals 2024, for a net contract increase in the amount of \$2,460.78. Roll call vote: Masciale-Yes; MacArthur-Yes; Nilon-Yes; Baker-Yes; Knoeller-Yes. Motion passed.

**Compliance Notices for Snow/Ice Removal** – Mr. Burton reported compliance notices will be sent out to the Lacey Retail Site management companies regarding the prohibited use of rock salt for snow clearing/ice removal purposes, and what is appropriate to be used.

## **BUSINESS REPORT**

The business report was submitted for review.

## **ENGINEER'S REPORT**

**Resolution 2024-61 – Preliminary Sewer and Water Approval – Lacey Plaza** - On recommendation by the authority's engineer, a motion was made by Mr. Masciale and seconded by Ms. MacArthur to adopt *Resolution 2024-61, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Preliminary Sewer and Water Approval, Lacey Plaza, Block 225, Lots 17.02-17.04.* Roll call vote: Masciale-Yes; MacArthur-Yes; Nilon-Yes; Baker-Yes; Knoeller-Yes.

**Resolution 2024-62 – Performance Guarantee Reduction – Lacey Pines** - On recommendation by the authority's engineer, a motion was made by Ms. MacArthur and seconded by Mr. Masciale to adopt *Resolution 2024-62, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Performance Guarantee Reduction, Sewer System, Lacey Pines, Dream Homes in the Pines, Block 226, Lots 15.02 & 15.03.* Roll call vote: MacArthur-Yes; Masciale-Yes; Nilon-Yes; Baker-Yes; Knoeller-Yes.

**Resolution 2024-63 – Maintenance Bond Release – Harbor Run Subdivision – Phase 2-** On recommendation by the authority’s engineer, a motion was made by Mr. Masciale and seconded by Ms. MacArthur to adopt *Resolution 2024-63, Resolution of the Lacey Municipal Utilities Authority, County of Ocean, State of New Jersey, Maintenance Bond Release, Harbor Run Major Subdivision Phase 2, Ridgemont Homes, LLC.* Masciale-Yes; MacArthur-Yes; Nilon-Yes; Baker-Yes; Knoeller-Yes.

**Route 9 Water Service** – Authority’s electrician to complete heater installation week of November 4, 2024.

**Meter Replacement Phase 2** – A motion was made by Ms. MacArthur and seconded by Mr. Baker to approve Change Order No. 2 for final downward in the amount of \$223,314.50. Recommend final payment in the amount of \$34,407.46. Roll call vote: MacArthur-Yes; Baker-Yes; Nilon-Yes; Masciale-Yes; Knoeller-Yes. Motion passed.

**Water Treatment Plant #2 Replacement Generator and Diesel Tank** – Contractor has been delayed. Construction to begin once additional plant work has been completed.

**Water Treatment Plant #1 Expansion** – RVE has submitted revised water allocation permit inventory to Bureau of Water Allocation.

**Water Treatment Plant #2 Valve Replacement** – Construction to be substantially completed week of November 4, 2024. Valves have been installed, painting has been substantially completed, and static mixer is schedule to be installed.

**Well #1 Decommissioning** – Pre-construction meeting to be held week of November 4, 2024.

**Water Tower #2 Rehabilitation** – RVE is preparing bid specifications to advertise in December 2024.

**Franklin Court Sanitary Sewer Rehabilitation** – NJDEP Treatment Works approval application and Ocean County Soil Conservation District Exemption application to be submitted week of November 4, 2024.

## ATTORNEY’S REPORT

**M&T at Lacey, LLC – Lofts at Lacey** – Mr. Dasti reported his office exchanged correspondence with counsel for the developer with regard to the increased connection fees.

**Well #1 Decommissioning** – Mr. Dasti reported his office reviewed the Notice of Award and contract documents prepared by the Authority’s engineer and recommends execution of same.

**Lacey Pines** - Mr. Dasti reported his office reviewed correspondence regarding the recommended reduction of the bonds and recommends the reduction.

**Lacey Family Apartments, Phase III** - Mr. Dasti reported his office exchanged correspondence with counsel for the developer regarding the revised rate schedule.

## AUDITOR'S REPORT

**Accountant's Status Report – Month Ended September 30, 2024** – Mr. Waldron reported sewer and water revenues had a favorable variance for the month and year-to-date. Sewer and water expenses had a favorable variance for the month and year-to-date. Sewer and water user charges had a favorable variance for the month and year-to-date. The Authority can anticipate a surcharge of \$162,719.00 through the month of September from the OCUA.

**Resolution 2024-65 – Amend 2024 Budget** – Mr. Waldron explained the amendment is an increase of \$80,000.00 in providing services for chemicals 2024. A motion was made by Mr. Masciale and seconded by Ms. MacArthur to adopt Resolution 2024-65, amending the 2024 operating budget for the Authority. Roll call vote: Masciale-Yes; MacArthur-Yes; Nilon-Yes; Baker-Yes; Knoeller-Yes. Motion passed.

**Resolution 2024-57 – Approve 2025 Budget** – On recommendation by the Authority's auditor, a motion was made by Mr. Masciale and seconded by Ms. MacArthur to adopt Resolution 2024-57, Approving the 2025 budget. Roll call vote: Masciale-Yes; MacArthur-Yes; Nilon-Yes; Baker-Yes; Knoeller-Yes. Motion passed.

**Resolution 2024-57a – Submit 2025 Budget** – On recommendation by the Authority's auditor, a motion was made by Ms. MacArthur and seconded by Mr. Masciale to adopt Resolution 2024-57a, Submittal of 2025 budget. Roll call vote: MacArthur-Yes; Masciale-Yes; Nilon-Yes; Baker-Yes; Knoeller-Yes. Motion passed.

In regards to the OCUA surcharge of \$162,719.00, Mr. Knoeller stated there has been no rain for the last six weeks, and within the past month there has been an increase of discharge into the system. It is imperative that time be spent on identifying the cracks, breaks, leaks, etc. and have them fixed immediately.

## CORRESPONDENCE

**Janet Messer, Tappan St.** – Requesting relief of utility bill, due to a pool liner leak. A motion was made by Mr. Masciale and seconded by Ms. MacArthur to grant a credit adjustment in the amount of \$294.80. Roll call vote: Masciale-Yes; MacArthur-Yes; Nilon-Yes; Baker-Yes; Knoeller-Yes. Motion passed.

**Timothy Richardson, Penn Place** – Requesting relief of utility bill, due to an irrigation zone leak. A motion was made by Ms. MacArthur and seconded by Mr. Masciale to grant a credit adjustment in the amount of \$408.94. Roll call vote: MacArthur-Yes; Masciale-Yes; Nilon-Yes; Baker-Yes; Knoeller-Yes. Motion passed.

**Heather O'Neil, Carolyn Ct.** – Requesting relief of utility bill, due to multiple start times on irrigation meter. A motion was made by Mr. Masciale and seconded by Ms. MacArthur to grant a one-time credit adjustment in the amount of \$453.30. Roll call vote: Masciale-Yes; MacArthur-Yes; Nilon-Yes; Baker-Yes; Knoeller-Yes. Motion passed.

**First Adventure Preschool** – Requesting relief of utility bill, due to higher than expected usage. A motion was made by Ms. MacArthur and seconded by Mr. Masciale to offer customer a payment plan. Roll call vote: MacArthur-Yes; Masciale-Yes; Nilon-Yes; Baker-Yes; Knoeller-Yes. Motion passed.

**Steven Rauchbach, Orchard St.** – Requesting relief of utility bill, due to irrigation zone leak. A motion was made by Mr. Masciale and seconded by Ms. MacArthur to grant a one-time credit adjustment in the amount of \$555.77. Roll call vote: Masciale-Yes; MacArthur-Yes; Nilon-Yes; Baker-Yes; Knoeller-Yes. Motion passed.

**Karen Vincentini, Westwood Drive** – Requesting relief of utility bill, due to outside spicket leak. A motion was made by Ms. MacArthur and seconded by Mr. Masciale to grant a credit adjustment in the amount of \$398.62. Roll call vote: MacArthur-Yes; Masciale-Yes; Nilon-Yes; Baker-Yes; Knoeller-Yes. Motion passed.

**Christopher Lehmann, Falkenburgh Ave.** – Requesting relief of utility bill, due to a running toilet. Customer is requesting a payment plan. A motion was made by Ms. MacArthur and seconded by Mr. Masciale to offer customer payment plan. Roll call vote: MacArthur-Yes; Masciale-Yes; Nilon-Yes; Baker-Yes; Knoeller-Yes. Motion passed.

**Barbara LaMan, Conifer Dr.** – Requesting relief of utility bill, due to irrigation zone leak. A motion was made by Mr. Masciale and seconded by Ms. MacArthur to grant a one-time credit adjustment in the amount of \$255.12. Roll call vote: Masciale-Yes; MacArthur-Yes; Nilon-Yes; Baker-Yes; Knoeller-Yes. Motion passed.

**Gary Reid, Yorktown Drive** - Requesting relief of utility bill, due to a leak in the crawl space. A motion was made by Ms. MacArthur and seconded by Mr. Masciale to grant a credit adjustment in the amount of \$517.33. Roll call vote: MacArthur-Yes; Masciale-Yes; Nilon-Yes; Baker-Yes; Knoeller-Yes. Motion passed.

**Laura DiGirolamo, Spar Drive** – Requesting relief of utility bill to unknown leak. No action taken.

**OLD  
BUSINESS**

There was no old business to discuss.

**NEW  
BUSINESS**

Mr. Dykoff reported that Bob Laureigh will be the new Township liaison for 2025.

**PUBLIC BUSINESS/  
COMMENT**

**Regina Discenza, Sunset Drive** - Mrs. Discenza commended the Authority on being proactive in informing the Lacey Retail Center site regarding what snow clearing materials are to be used.

**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 \$547,252.63 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. Masciale and seconded by Ms. MacArthur to adopt the above resolution. Roll call vote: Masciale-Yes; MacArthur-Yes; Nilon-Yes; Baker-Yes; Knoeller-Yes. Motion passed.

In regards to the revised budget, Mr. Knoeller stated in the past the Authority was carrying over capital expenditures. Mr. Waldron stated this practice is prohibited. Expenditures must be spent within that year or rebudgeted for the upcoming year.

**ADJOURNMENT**

There being no further business to discuss, the meeting was adjourned at 6:30 p.m.

Respectfully submitted,

Michele Kennedy  
Executive Secretary