

**RESOLUTION APPROVING MINUTES**

**BE IT RESOLVED** by the Commissioners of the Western Monmouth Utilities Authority that the regular minutes of the meeting and the closed session minutes of December 18, 2018 be and the same are hereby accepted for filing by the Authority.

**DATE: JANUARY 8, 2019**

<u>Commissioner</u>	<u>Motion</u>		<u>Recorded Vote</u>			
	<u>1st</u>	<u>2nd</u>	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>	<u>Absent</u>
<b>McENERY</b>			<b>X</b>			
<b>MENDEZ</b>					<b>X</b>	
<b>PERNICE</b>		<b>X</b>	<b>X</b>			
<b>ROSEN</b>	<b>X</b>		<b>X</b>			

**RESOLUTION SETTING MEETING DATES FOR PUBLIC AND WORKSHOP MEETINGS FOR THE YEAR ENDING JANUARY 31<sup>ST</sup>, 2020**

**BE IT RESOLVED** by the Commissioners of the Western Monmouth Utilities Authority that pursuant to the provisions of the N.J.S.A. 10:4-6 et seq. the time and place for the regular meetings of the Western Monmouth Utilities Authority will be held at **7:00p.m.**, in the Meeting Room at the offices of the Western Monmouth Utilities Authority, 103 Pension Road, Manalapan, New Jersey 07726;

**WHEREAS**, the meeting schedule for the second and fourth Tuesday of each month are tentative and will be held based on necessity, and

The dates of the meetings for February 1<sup>st</sup>, 2019 to January 31<sup>st</sup>, 2020 will be:

<b>WORKSHOP MEETING</b>	<b>PUBLIC MEETING</b>
February 12, 2019	February 26, 2019
March 19, 2019	March 19, 2019
April 16, 2019	April 16, 2019
May 7, 2019	May 21, 2019
June 11, 2019	June 25, 2019
July 16, 2019	July 16, 2019
August 20, 2019	August 20, 2019
September 10, 2019	September 24, 2019
October 15, 2019	October 29, 2019
November 19, 2019	November 19, 2019
December 17, 2019 (11AM followed by Holiday Party)	December 17, 2019
January 14, 2020	January 28, 2020

**BE IT FURTHER RESOLVED** that copies of this Resolution be forwarded to the Municipal Clerks of Marlboro Township, Manalapan Township, Freehold Township and the Borough of Englishtown for filing and posting, and that copies of this Resolution be published in the *Asbury Park Press* and posted on the WMUA website and will also be posted on the bulletin board at the Authority Offices in accordance with provisions of Statute;

**DATE: JANUARY 8, 2019**

<u>Commissioner</u>	<u>Motion</u>		<u>Recorded Vote</u>			
	<u>1st</u>	<u>2nd</u>	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>	<u>Absent</u>
<b>McENERY</b>			<b>X</b>			
<b>MENDEZ</b>		<b>X</b>	<b>X</b>			
<b>PERNICE</b>			<b>X</b>			
<b>ROSEN</b>	<b>X</b>		<b>X</b>			

**AMENDING APPROVAL TO THE STATE OF NEW JERSEY, FOR THE RMS  
FACILITY/MATTIE HOUSE, PROJECT #582**

**WHEREAS**, the State of New Jersey, Department of Treasury had applied to the Western Monmouth Utilities Authority for approval in connection with its Application #582 for the RMS Facility/Mattie House located in Blocks 157 and 159 on Lots 34.01, 34.03 and 11 in the Township of Marlboro in a letter dated July 12<sup>th</sup>, 2016; and

**WHEREAS**, the State of New Jersey, Department of Treasury has requested an extension of the original approval in Resolution 16-98, dated August 6<sup>th</sup>, 2016. If construction does not start within two (2) years of the date of this Resolution by the Authority granting extension of this approval, this approval will automatically expire unless the Authority acts, by Resolution, to extend the time period, and

**WHEREAS**, the applicant has recently provided revised documents for the sanitary sewer facilities as per CME Associates letter dated January 2, 2019 attached, and,

**WHEREAS**, the applicant proposes to construct approximately 150 linear feet of 8" PVC SDR-35 gravity sanitary sewer, a pump station and approximately 4,719 linear feet of 3" HDPE force main to service the existing RMS Facility and Mattie House. The proposed gravity sewer and force main will be constructed within Conover Road. The applicant will make connection to the Authority's existing collection system via connection to an existing manhole near the intersection of Conover Road and Imbrie Place. In order to allow for adequate downstream capacity the applicant has been required to reconstruct an existing manhole in the intersection of Ridge Road and Blossom Avenue which will redirect flow from the Georgetown Pump Station away from the Conover Road Pump Station. The Flow associated with this project will go to the Conover Road Pump Station, Crine Road Pump Station and ultimately to the Pine Brook Wastewater Treatment Plant for treatment. All proposed wastewater facilities; specifically the proposed gravity collection system, the proposed pump station and Forcemains will be owned and operated by the State of New Jersey.

The Applicant has indicated that the RMS Facility and Mattie House contain 262 beds and 10 beds respectively. Per the Authority's Rules and Regulations Section 9.A19, assisted living facilities equals 2 EDCU's for each 5 beds. Accordingly the RMS Facility equates to 105 EDCU's and Mattie equates to 4 EDCU's.

**WHEREAS**, CME Associates recommends that this application for connection to WMUA's sanitary sewer facilities be granted Approval subject to the following:

- a. Conformance with the Rules and Regulations of the NJDEP, WMUA and all other applicable regulatory agencies
- b. Payment of all application, escrow and connection fees of the WMUA;
- c. Payment of all other fees of other Governmental and/or regulatory agencies having jurisdiction over same
- d. Applicant obtaining all required permits including; NJDEP TWA for sewer extensions.

- e. Applicant is required to furnish sufficient performance guarantees per the attached, in the amounts of \$473,023.13 and \$52,558.46 representing the 90% bond portion and 10% cash portion, respectively to guarantee construction of the improvements described in the application. No construction work may begin until the required performance bond is submitted and approved by the Authority. The posting of a performance guarantee must be in form acceptable to the Authority Attorney.
- f. Applicant shall furnish the required escrow for construction observation as per the attached, in the amount of \$56,152.20 in accordance with the Authority's Rules and Regulations. The Applicant has the option of posting an initial deposit representing 5% of the total anticipated construction cost in the amount of \$18,717.40. If the applicable, the Applicant may be required to post additional fees to cover extra work or overtime costs as documented by the Authority and/or its Consulting Engineer
- g. Submittal of an acceptable insurance certificate naming the WMUA and its Consulting Engineer additionally insured and;
- h. Applicant's attendance at a preconstruction meeting.
- i. The Authority shall not be responsible for ownership or maintenance of any of the sanitary sewer facilities constructed for this project.
- j. Conformance with the Privately Owned Pumping Station and Sanitary Sewers provisions in the WMUA Rules and Regulations;
- k. Applicants compliance with the Authority's Exhibits "F" & "G" relative to Grease traps;

Upon the Authority granting approval of the Application, construction on the project shall start within two (2) years of the date of the resolution by the Authority granting approval. If construction does not start within two (2) years of the date of the Resolution by the Authority granting approval, The Approval will automatically expire unless the Authority acts, by Resolution, to extend the time period.

**NOW, THEREFORE, BE IT RESOLVED** by the Commissioners of the Western Monmouth Utilities Authority that the application for the extended approval in connection with the State of New Jersey, Department of the Treasury for the RMS Facility/ Mattie House, Project #582 is hereby granted, subject to any and all conditions set forth in this resolution.

**BE IT FURTHER RESOLVED** that the Clerk is authorized to forward copies of this Resolution, certified to be a true copy, to

- 1) State of New Jersey, Department of Treasury for the RMS Facility/ Mattie House, Project #582
- 2) CME Associates. Consultant Engineer
- 3) Jim Carr, Manager of Engineering Services
- 4) Frances J. Borin, Esq.

**DATE: JANUARY 9, 2019**

<u>Commissioner</u>	<u>Motion</u>		<u>Recorded Vote</u>			
	<u>1<sup>st</sup></u>	<u>2<sup>nd</sup></u>	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>	<u>Absent</u>
<b>McENERY</b>			<b>X</b>			
<b>MENDEZ</b>		<b>X</b>	<b>X</b>			
<b>PERNICE</b>			<b>X</b>			
<b>ROSEN</b>	<b>X</b>		<b>X</b>			

**ACKNOWLEDGING 10 YEARS OF SERVICE AND TO CONGRATULATE  
PIERRE VAN MATER ON HIS RETIREMENT**

**WHEREAS,** Pierre Van Mater has served the public with pride as a employee of the Western Monmouth Utilities Authority for ten years and advised us of his intention to retire effective March 1, 2019, and

**WHEREAS,** Pierre Van Mater has served in the capacity of “Maintenance Mechanic” during his tenure at the Western Monmouth Utilities Authority, and

**WHEREAS,** The Western Monmouth Utilities Authority and its Commissioners wish to formally acknowledge the contributions of Pierre Van Mater and his dedication to the Authority’

**NOW THEREFORE BE IT RESOLVED,** the Western Monmouth Utilities Authority, its Commissioners, and employees hereby express sincere gratitude to Pierre Van Mater for his ten years of service, professionalism, and dedication in the performance of his duties,

**BE IT FURTHER RESOLVED,** a copy of this Resolution will be entered into the permanent records of the Authority.

**DATE: JANUARY 8, 2019**

<u>Commissioner</u>	<u>Motion</u>		<u>Recorded Vote</u>			
	<u>1st</u>	<u>2nd</u>	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>	<u>Absent</u>
McENERY			X			
MENDEZ		X	X			
PERNICE			X			
ROSEN	X		X			

**AUTHORIZING THE COMMISSIONERS TO GO INTO CLOSED  
SESSION FOR THE PURPOSE OF DISCUSSING MATTERS  
PURSUANT TO N.J.S.A. 10:4-12(b)**

WHEREAS, in order to exclude the public from a discussion of a matter as provided in N.J.S.A. 10:4-12(b), the Commissioners must first adopt a resolution stating the general nature of the subject or subjects to be discussed and the time and circumstance when such discussion can be disclosed to the public. N.J.S.A. 10:4-13

WHEREAS, the Commissioners find it necessary to adjourn to closed session and will not return to public session for the purpose of taking action on the matters discussed in closed session, and

WHEREAS, the Commissioners will discuss litigation, and

NOW THEREFORE BE IT RESOLVED, the Commissioners have adjourned the public portion of the meeting, and are beginning the closed session meeting, and will not return to open session.

**DATE: JANUARY 8, 2019**

<u>Commissioner</u>	<u>Motion</u>		<u>Recorded Vote</u>			
	<u>1st</u>	<u>2nd</u>	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>	<u>Absent</u>
McENERY			X			
MENDEZ		X	X			
PERNICE			X			
ROSEN	X		X			