

WESTERN MONMOUTH UTILITIES AUTHORITY
103 PENSION ROAD
ENGLISHTOWN, NEW JERSEY 07726
TUESDAY, JUNE 27, 2017
Commencing 7:00 p.m.

RE: PUBLIC HEARING TO SET NEW CONNECTION FEES FOR
FISCAL YEAR 2017-2018; EXECUTIVE DIRECTOR'S
REPORT; RESOLUTION NO. 17-85, APPROVING NEW
CONNECTION FEE; RESOLUTION 17-86, CERTIFYING
THE COMMISSIONERS HAVE REVIEWED THE AUDIT
REPORT; RESOLUTION 17-88, CLOSED SESSION

TRANSCRIPT OF PROCEEDINGS

B E F O R E:

STEPHEN McENERY, Chairman
JEFF ROSEN, Commissioner
GLEN MENDEZ, Commissioner
JOSEPH PERNICE, Commissioner
BRIAN J. VALENTINO, Executive Director
KATHY LEATHERMAN, General Manager
ANN FINNERTY, Authority Clerk
GERARD STANKIEWICZ, CPA
LESLIE WARSHAUER, Director of Finance
TIMOTHY GILLEN, P.E.
KEITH HENDERSON, P.E., P.P.
JAMES CARR
ROBERT J. SMITH, JR.
FRANK J. BORIN, ESQ., Authority Counsel

BETSY CONDIOTTI, CCR, RPR

06-27-17 WMUA

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3

1 (Affidavits of Publication in the Home
2 News Tribune and the Asbury Park Press and
3 Resolutions Authorizing Public Hearing To Set New
4 Connection Fees For Fiscal Year 2017-2018 were
5 received and marked as Exhibit A.)

6 (May 15, 2017 e-mail and Resolution

7 Authorizing Public Hearing To Set New Connection Fees
8 For Fiscal Year 2017-2018 were received and marked as
9 Exhibit B.)

10 (June 21, 2017 verification letter, two
11 pages, and Connection Fee Calculation Fiscal Year
12 Ending 1/31/18, two pages, were received and marked
13 as Exhibit C.)

14 CHAIRMAN McENERY: I hereby announce that
15 pursuant to the Open Public Meeting Act and N.J.S.A.
16 10:4-6 et seq. that adequate notice of this meeting
17 has been sent to the Asbury Park Press, Clerks of
18 Manalapan and Marlboro Township and is posted in the
19 lobby of the Western Monmouth Utilities Authority.

20 (Whereupon the Pledge of Allegiance was
21 recited.)

22 CHAIRMAN McENERY: Okay. Anyone in the
23 public that has any comments? Other than the lady in
24 the back, nothing?

25 MS. MUSICH: Nothing.

1 MR. VALENTINO: Once she's going to
2 surprise you.

3 CHAIRMAN McENERY: She did that once
4 already. I was surprised then.

5 Can I have a motion to open the public
6 hearing? I'll say that again. A motion to open the
7 public hearing?

8 COMMISSIONER MENDEZ: Second. So moved.

9 COMMISSIONER ROSEN: Yes.

10 MS. LEATHERMAN: Thank you. All ayes?

11 MULTIPLE COMMISSIONERS: Aye.

12 MR. BORIN: Thank you, Mr. Chairman. The
13 public hearing is scheduled for tonight as required
14 by N.J.S.A. 40:14B-23 to establish an annual
15 connection fee for the Western Monmouth Utilities
16 Authority for the fiscal year 2017 to 2018. My name
17 is Frank Borin. I'm General Counsel to the Authority
18 and I'll be presiding over the hearing.

19 At this time I would like to swear in the
20 testifying witnesses: Ann Finnerty, Gerard
21 Stankiewicz and Keith Henderson. Ms. Finnerty and
22 Mr. Stankiewicz and Mr. Henderson, will you please

23 raise your right hand?

24 A N N F I N N E R T Y, sworn.

25 G E R A R D S T A N K I E W I C Z, C P A, sworn.

5

1 K E I T H H E N D E R S O N, P. E., P. P., sworn.

2 MR. BORIN: Thank you. I should point
3 out that this hearing is being transcribed by a court
4 reporter. In order for Ms. Condiotti to do her job
5 effectively, it is very important that we don't speak
6 over one another or at the same time. She can only
7 take down one person's testimony at a time. Also,
8 all testimony given must be verbal in nature. Our
9 court reporter cannot transcribe nonverbal gestures
10 or expressions.

11 Let's proceed. For our first witness I
12 would like to call Ms. Ann Finnerty.

13 A N N F I N N E R T Y, having been previously
14 duly sworn, testified under her oath as
15 follows:

16 DIRECT EXAMINATION BY MR. BORIN:

17 Q. Ms. Finnerty, can you please state your
18 full name and spell your last name for the record?

19 A. Ann Finnerty, F-i-n-n-e-r-t-y.

20 Q. And what is your position with the
21 Authority?

22 A. I am the Authority Clerk.

23 Q. As Clerk, were you responsible for
24 publishing proper notice for this public hearing?

25 A. Yes.

6

Direct - A. Finnerty - Borin

1 Q. In what publications was notice
2 published?

3 A. The Asbury Park Press and the Home News
4 Tribune.

5 Q. At this time I would like to refer to the
6 exhibit -- the documents I've marked Exhibit A. Do
7 you recognize these documents?

8 A. Yes.

9 Q. Can you explain what they are?

10 A. They are Affidavits of Publication for the Home
11 News and for the Asbury Park Press.

12 MR. BORIN: At this time I would like to
13 enter into the record as Exhibit A the Affidavits of
14 Publication which confirm that the Authority
15 published notice of this connection fee hearing on
16 May 18, 2017 in both the Asbury Park Press and the
17 Home News Tribune in accordance with the requirements
18 of N.J.S.A. 40:14B-23 and the Open Public Meetings
19 Act.

20 Q. And did you also notify the Clerks of the
21 municipalities that the WMUA services?

22 A. Yes.

23 Q. What are the names of those
24 municipalities?

25 A. Marlboro, Manalapan, Englishtown and Freehold.

1 Q. And was that notice accomplished by
2 mailing a copy of the Resolution authorizing this
3 public hearing to those Municipal Clerks at least
4 20 days in advance of this hearing?

5 A. Yes.

6 Q. I'd like to show you a document marked as
7 Exhibit B. Do you recognize this document and can
8 you please tell me what it is?

9 A. It is an e-mail that I sent to the Clerks of
10 the -- of Marlboro, Manalapan, Englishtown and
11 Freehold telling them about the connection fee
12 hearing.

13 MR. BORIN: I would now like to enter
14 into the record as Exhibit B the May 15, 2017 e-mail
15 from Ms. Finnerty to the Clerks of the municipalities
16 of Manalapan, Marlboro, Englishtown and Freehold
17 confirming that those Clerks were each mailed a copy
18 of the Resolution authorizing this connection fee
19 public hearing and which notified each of the place
20 and time of this hearing.

21 Thank you, Ms. Finnerty. I have nothing
22 further at this time.

23 I would now like to call Mr. Gerard
24 Stankiewicz.

25 G E R A R D S T A N K I E W I C Z, C P A, having

8

Direct - G. Stankiewicz, CPA - Borin

1 been previously duly sworn, testified under his
2 oath as follows:

3 DIRECT EXAMINATION BY MR. BORIN:

4 Q. Mr. Stankiewicz, can you please state
5 your full name and spell your last name for the
6 record?

7 A. My name is Gerard Stankiewicz,
8 S-t-a-n-k-i-e-w-i-c-z.

9 Q. Can you please describe for us your
10 educational background and your professional
11 credentials?

12 A. Yeah, I have a Bachelor's of Science in
13 Accounting from Monmouth University. It was a
14 college then. And I am a Certified Public
15 Accountant, Registered Municipal Accountant since
16 1983.

17 Q. Thank you. And what's your position with
18 the Authority?

19 A. I'm the independent auditor and accounting
20 advisor to the Authority.

21 Q. And how long have you served in that
22 role?

23 A. About 10, 12 years.

24 Q. I'd like to show you correspondence dated
25 June 21, 2017 I've marked for Identification as

9

Direct - G. Stankiewicz, CPA - Borin

1 Exhibit C. Do you recognize this document?

2 A. Yes, I do.

3 Q. Can you tell me what it is?

4 A. It's a letter to the Commissioners verifying
5 that I verified the calculation of the connection
6 fee as prepared by the Authority's then Director of
7 Finance, Marilyn Seidenberg.

8 Q. Thank you. Who prepared that Authority
9 connection fee calculation?

10 A. Marilyn Seidenberg, who at the time was the
11 Director of Finance.

12 Q. Thank you. And are you familiar with the
13 calculations contained in Ms. Seidenberg's fee
14 calculation?

15 A. Yes, I am.

16 Q. Have you had an opportunity to review
17 those calculations?

18 A. Yes, I have.

19 Q. For what fiscal year ending was the
20 connection fee calculation prepared?

21 A. Fiscal year ending January 31, 2018.

22 Q. And do you agree with the conclusions
23 that the calculation produces?

24 A. Yes, I do.

25 Q. Can you please, Mr. Stankiewicz, explain

10

Direct - G. Stankiewicz, CPA - Borin

1 for us the Authority's cumulative debt service as

2 shown in Exhibit C?

3 A. Since the inception of the Authority, it's the
4 accumulation of principal and interest paid on debt
5 service, which includes also -- well, I'm sorry.
6 It's just since day one of the Authority, it's the
7 cumulative amount of debt service that has been
8 paid, both the principal and for interest.

9 Q. Okay.

10 A. Which is one of the items that is factored into
11 the calculation provided by the statute.

12 Q. Okay. And is the debt service, is that
13 debt service related to the capital costs of
14 developing the WMUA system as of the end of the
15 immediately preceding fiscal year?

16 A. Yes.

17 Q. Can you explain, please, the Authority's
18 cumulative capital expenditures not funded by bonds
19 as set forth in Exhibit C?

20 A. They are capital expenditures which were not
21 funded by bonds and/or loans and have been paid for
22 through the Authority's budgetary process on an
23 annual basis.

24 Q. And are those capital expenditures
25 entirely related to the capital costs of developing

Direct - K. Henderson, P.E., P.P.- Borin

1 the system as of the end of the immediately preceding
2 fiscal year?

3 A. Yes, they are.

4 Q. Are there any gifts, contributions or
5 subsidies that the Authority received from any
6 federal, state, county, municipal or private entity
7 under a service agreement or a service contract that
8 were included in the calculation?

9 A. There are none in there.

10 MR. BORIN: Thank you, Mr. Stankiewicz.
11 I have a couple of questions for our next witness and
12 then I will return for some additional testimony from
13 you. Thank you.

14 At this time I'd like to call Keith
15 Henderson.

16 K E I T H H E N D E R S O N, P. E., P. P., having
17 been previously duly sworn, testified under his
18 oath as follows:

19 DIRECT EXAMINATION BY MR. BORIN:

20 Q. Mr. Henderson, can you please state your
21 full name and spell your last name for the record?

22 A. Keith William Henderson, H-e-n-d-e-r-s-o-n.

23 Q. Can you please describe for us your
24 educational background and professional credentials?

25 A. Yes, I have a Bachelor's degree in Civil

12

Direct - K. Henderson, P.E., P.P.- Borin

1 Engineering from Drexel University, a Master's
2 degree in Environmental Engineering from Manhattan
3 College, and post master's study in Biochemical
4 Engineering from Drexel.

5 I'm a registered Professional Engineer and
6 Professional Planner in the State of New Jersey and
7 a principal with T&M Associates.

8 Q. Thank you very much. What is your
9 position with the Authority and how long have you
10 served in that role?

11 A. I'm the main Authority Engineer. T&M has been
12 the Authority Engineer for over 30 years and I've
13 been T&M's representative for more than ten years.

14 Q. Thank you. Can you please define for us
15 what an Equivalent Domestic Consumer Unit, or EDCU,
16 is?

17 A. Okay, in the Authority's rules and regulations
18 it defines an Equivalent Domestic Consumer Unit as
19 the estimated measure of the sewage usage for a
20 structure served by the Authority, with one EDCU
21 being the equivalent of 300 gallons per day.

22 Q. And one EDCU is the equivalent of a
23 single-family dwelling?

24 A. Yes.

25 Q. And by comparison, a hospital or a car

13

Direct - G. Stankiewicz, CPA - Borin

1 wash would have a larger EDCU attributable to it,
2 right?

3 A. Yes, that's correct.

4 Q. Does the Authority have an EDCU schedule
5 which lists the different categories of structures
6 along with the corresponding EDCU calculation?

7 A. Yes, in its rules and regulations.

8 MR. BORIN: Thank you, Mr. Henderson. I
9 have nothing further at this time.

10 I would like to recall Mr. Stankiewicz.

11 G E R A R D S T A N K I E W I C Z, C P A, having
12 been previously duly sworn, is recalled.

13 CONTINUED DIRECT EXAMINATION BY MR. BORIN:

14 Q. Mr. Stankiewicz, can you please explain
15 for us the calculation of the connection fee set
16 forth in Exhibit C?

17 A. Yes, the connection fee calculation, in
18 accordance with Exhibit C, is a simple mathematical
19 equation established by the statute N.J.S.A.
20 40:14B-22. The numerator is comprised of the
21 Authority's total allowable expenditures, which
22 includes the cumulative debt service from day one of
23 the Authority, added to the cumulative capital
24 outlay from day one of the Authority, plus any --
25 well, I wouldn't include any gifts. That total

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1 number is \$130,518,814.55. So that's the numerator.

2 The denominator in the calculation is the
3 total number of service units served by the
4 Authority at the end of the immediately preceding
5 fiscal year. In other words, the total number of
6 EDCUs that the Authority bills, which is supported
7 and on record with the Authority as of January 31,
8 2017. That number is 30,876.

9 So when you divide the numerator,
10 130,518,814.55, by the denominator, 30,876, you get
11 the connection fee of \$4,227 per EDCU.

12 Q. Thank you. Does that connection fee
13 differ from the prior year?

14 A. Yes, it does. However, only slightly.

15 Q. Okay. And why is there, Mr. Stankiewicz,
16 why is there a different rate for customers treated
17 by the Authority and by the Bayshore Regional
18 Sewerage Authority?

19 A. That was the result of a court ruling I believe

20 sometime in 1999 or 2000 involving customers who are
21 Western Monmouth's -- in Western Monmouth's
22 franchise territory, however, their flow was treated
23 by the Bayshore Regional Sewerage Authority. It's a
24 section of Marlboro that their flow for whatever
25 reason goes to the Bayshore area.

15

Direct - G. Stankiewicz, CPA - Borin

1 Q. And what was the percentage that -- the
2 percentage breakdown that was arrived at as a result
3 of the settlement in that case?

4 A. That percentage as ordered by the court was
5 48-and-a-half percent of Western Monmouth's basic
6 connection fee as calculated that year.

7 Q. And 48-and-a-half percent of the basic
8 connection fee would amount to?

9 A. \$2,050 per EDCU.

10 Q. And this reflects a required adjustment
11 to remove debt service and capital costs from the
12 Authority's Pine Brook Sewage Treatment Plant, is

13 that correct?

14 A. Yes.

15 Q. Do the customers who have their sewerage
16 treated at the Bayshore Regional Sewerage Authority
17 pay a separate connection fee to Bayshore Regional
18 Sewerage Authority?

19 A. I believe they do.

20 Q. And, Mr. Stankiewicz, why is there a
21 different connection fee rate for public housing
22 authorities and for nonprofit organizations?

23 A. That was a law that was passed, P.L. 2005,
24 Chapter 29, allowing those type of agencies to
25 receive a 50 percent discount on the basic

16

Direct - G. Stankiewicz, CPA - Borin

1 connection fee.

2 That fee would be, customers who are treated
3 at Pine Brook treatment plant \$2,113.50, and for
4 those customers who are covered by the Bayshore

5 settlement would be 1,025 per EDCU.

6 Q. Mr. Stankiewicz, in your opinion are the
7 connection fees being charged by the WMUA necessary
8 and reasonable?

9 A. Yes, they are.

10 Q. Did you send a verification report to all
11 the Authority Commissioners?

12 A. Yes, I did.

13 MR. BORIN: I would now like to enter
14 into the record as Exhibit C the verification letter
15 written by Mr. Stankiewicz to the Authority
16 Commissioners dated June 21, 2017 along with the
17 attachment entitled Western Monmouth Utilities
18 Authority Connection Fee Calculation.

19 Thank you, Mr. Stankiewicz.

20 I have nothing further. Are there any
21 questions from the Commissioners?

22 COMMISSIONER MENDEZ: Not at this time.
23 Thank you, Counselor.

24 MR. BORIN: Thank you. Are there any
25 questions from the public? Hearing none, this

1 concludes the connection fee hearing required by
2 N.J.S.A. 40:14B-23. A copy of the transcript will be
3 available from the WMUA Clerk. We will now take a
4 vote to close the public hearing.

5 MS. LEATHERMAN: Resolution.

6 MR. BORIN: Resolution to close the
7 public hearing.

8 MS. LEATHERMAN: No, 17-85, Approving New
9 Connection Fee.

10 COMMISSIONER MENDEZ: So moved.

11 MR. VALENTINO: To be clear, you need a
12 Resolution on 17-85 approving the connection fee, is
13 that correct?

14 MS. LEATHERMAN: Yes.

15 COMMISSIONER ROSEN: I'll make a motion.

16 COMMISSIONER MENDEZ: So moved.

17 MS. LEATHERMAN: All ayes?

18 MULTIPLE COMMISSIONERS: Aye.

19 CHAIRMAN McENERY: Motion to close the
20 public hearing?

21 COMMISSIONER ROSEN: So moved.

22 COMMISSIONER MENDEZ: Second.
23 MS. LEATHERMAN: All ayes?
24 MULTIPLE COMMISSIONERS: Aye.
25 CHAIRMAN McENERY: Move to the Executive

18

1 Director's report.

2 MR. VALENTINO: Thank you, Mr. Chairman.
3 I have two items for public, several items for
4 executive tonight. The bulk of my report actually
5 we'll farm out to Mr. Carr here to give you an update
6 here on all of our progress being made on our EIT
7 projects.

8 MR. CARR: So last week we had the
9 appraisal inspection on Route 79 and we're getting
10 ready to submit to the NJDOT applications for the
11 driveway for the pump station.

12 For the raw sewage pump station here at
13 the plant, today we had a pre-bid walk-through and we

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14 had a huge turnout. A lot of contractors came in.
15 We sold a lot of plans and specs, so we're expecting
16 a lot of bidders. A really good walk-through today.

17 And T&M is working on the equalization;
18 we're also working on the design of the equalization
19 basin. And those are the three items --

20 COMMISSIONER MENDEZ: The big pool?

21 MR. CARR: Yup.

22 MR. HENDERSON: With a diving platform.

23 COMMISSIONER MENDEZ: Diving platform?

24 MR. VALENTINO: Jim, do you want to just
25 address briefly the issue that we're having with the

19

1 connection between the queue tank and the existing
2 diversion chamber?

3 MR. CARR: The equalization tank, at one
4 time we talked about having it completely above
5 ground, and in order to do that we would need to pump
6 into the tank to fill it. After looking at all the

7 options, if we partly bury the tank we can actually
8 flow by gravity into the tank. So the only cost
9 would be the initial cost for construction to bury
10 part of the tank. There would be little to no
11 operational costs once it's built because we don't
12 have to pump it.

13 And what we figured out is, and actually
14 T&M did the -- you know, really figured it out, that
15 the elevations, if we add on to our diversion chamber
16 that feeds our clarifiers, we can add another chamber
17 and actually have a weir that flows -- the flow would
18 flow over the weir into the new tank when the flows
19 to the plant are really high. So, I mean, to me,
20 it's a home run. We don't -- we're not going to --
21 the operational cost is very little, because we can
22 fill this tank by gravity when we need it. So I
23 think it's -- it really is going to work out for us.

24 CHAIRMAN McENERY: Did a good job.

25 MR. CARR: There's another part that they

1 -- since we're going to be bypassing the pump station
2 for the work, we're going to take advantage of --
3 while we're under bypass, we're going to have the
4 contractor add that diversion chamber to, you know,
5 to the current project that's out to bid. That would
6 save us money. If we would do it in the future, we
7 would still have -- we would have to bypass the pump
8 station again and that's a huge expense. So we are
9 taking advantage while the pump station is under
10 bypass to do the diversion chamber work, leading up
11 to the equalization tank project.

12 COMMISSIONER MENDEZ: I don't know where
13 this came from. In the pump room that's three levels
14 down, did we ever install that fourth pump?

15 MR. VALENTINO: That's the project he was
16 referencing a few minutes ago.

17 COMMISSIONER MENDEZ: Okay.

18 MR. CARR: We had the pre-bid
19 walk-through today for that project.

20 COMMISSIONER MENDEZ: Oh, okay, okay. I
21 heard it and it just went right through.

22 MR. VALENTINO: So I wanted Jim to just

23 mention the extra work we were putting in on the
24 diversion chamber. It is going to delay the start of
25 the project a month or two, but it will be a win for

21

1 us in the longer term. So I've notified both
2 communities that our original estimate of having
3 Resolutions in July will be delayed a little bit.

4 COMMISSIONER MENDEZ: So we're taking
5 down some of the sludge basins that were there?
6 Where was it going to go again?

7 MR. CARR: The reed beds?

8 COMMISSIONER MENDEZ: Reed beds. Okay,
9 perfect. So you kill two birds with one stone.

10 MR. VALENTINO: We try. Does anybody
11 have any questions for Jim?

12 COMMISSIONER MENDEZ: So how are you
13 doing?

14 MR. CARR: Very good.

15 MR. VALENTINO: Celebrated his one year

16 anniversary a couple weeks ago. Still sticking
17 around.

18 The only other thing I have is just, as
19 you know, my contract with the Authority requires me
20 to come and get permission for conferences. The
21 WEFTEC conference is coming up this fall. Last year
22 we sent one Commissioner and one employee. I just
23 wanted to know what your pleasure was for this year.
24 This year's conference, I have the notice here, the
25 magazine that comes out, if anybody wants to see it.

22

1 And we don't need to decide tonight, but I'll need
2 authorization for whatever we are going to do.

3 COMMISSIONER MENDEZ: Is that the one
4 George went to last year?

5 MR. VALENTINO: George and Joe went last
6 year.

7 COMMISSIONER PERNICE: It was well worth

8 it.

9 MS. LEATHERMAN: Is that Joe's?

10 MR. VALENTINO: It was the one that was
11 sitting out here.

12 MS. LEATHERMAN: Okay, that's yours, Joe.

13 COMMISSIONER ROSEN: Well, we'll probably
14 wait for you to make some suggestions.

15 COMMISSIONER MENDEZ: I was just going to
16 say, we're throwing it right back at you.

17 MR. VALENTINO: Okay, so I will canvass
18 the Commissioner Board and see if there's any
19 interest and I'll let you know.

20 COMMISSIONER MENDEZ: Do we have a date?

21 MR. VALENTINO: It's in October this
22 year.

23 MR. HENDERSON: End of September to the
24 first week in October. And if I can just jump in
25 here, WEFTEC is the premiere show for our industry.

1 It's an international show. They draw about 20,000
2 participants, 5,000 vendors, courses. You know, if
3 you can find the time to go, I really recommend it.
4 It's -- you know, anything you see in Atlantic City,
5 it's on steroids.

6 COMMISSIONER ROSEN: Where is it?

7 MR. HENDERSON: It's in Chicago this
8 year. It alternates -- there's only two venues that
9 are big enough for it, Chicago and New Orleans, so it
10 alternates each year between the two. They used to
11 have four locations but it outgrew it. Like I said,
12 it's only the McCormick center and the center in New
13 Orleans are the only ones big enough for the show.

14 COMMISSIONER MENDEZ: How many days is
15 it?

16 MR. HENDERSON: It runs all week.

17 COMMISSIONER MENDEZ: So the whole week
18 of the 25th?

19 CHAIRMAN McENERY: September 30th to
20 October 4th.

21 MR. VALENTINO: I looked at the calendar.
22 I don't believe we would have to send anybody for
23 that whole time. A lot of it is committee meetings
24 and things that don't involve --

25 MR. HENDERSON: The exhibit hall is open

24

1 Monday through Thursday. Most people tend to come in
2 either Saturday or Sunday at the latest so you're
3 ready to go Monday morning.

4 MR. VALENTINO: So we have money in the
5 budget, the conference budget last year, just in
6 case, so we'll revisit this at another meeting and
7 then we'll have that discussion.

8 And that's all I have for public.

9 CHAIRMAN McENERY: Thank you, Executive
10 Director. Now, we just discussed the Discussion
11 items, right?

12 MS. LEATHERMAN: No. We did the
13 Executive Director's report.

14 CHAIRMAN McENERY: Well, under Discussion
15 we have "Commissioners have reviewed the audit
16 report."

17 MR. VALENTINO: You've all been given
18 copies of it; you've all reviewed it?

19 COMMISSIONER MENDEZ: Line by line.

20 MR. VALENTINO: You need to pass a
21 Resolution tonight saying that you've reviewed the
22 audit report, which, as you know, says that we have
23 no auditable issues that need to be followed up on.

24 COMMISSIONER MENDEZ: Yes. It's a clean
25 audit.

25

1 COMMISSIONER McENERY: Item B,
2 Authorizing T&M Associates' proposal to provide
3 Professional Engineering services for the replacement
4 of Manalapan Estates.

5 MR. VALENTINO: This is the force main
6 that was hit during the county project over by the
7 Auction. T&M's given you their proposal. We need to
8 move on this. So unless you have questions about it,
9 it's been reviewed by Jim and I and we're prepared to

10 move forward if you are.

11 CHAIRMAN McENERY: Okay. You guys have
12 reviewed it, sounds good.

13 COMMISSIONER MENDEZ: Are we going to
14 hang it, like we said, hang it off the bridge?

15 MR. CARR: There's two options we're
16 looking at still, hanging or drilling a new one.

17 COMMISSIONER MENDEZ: Didn't we say
18 drilling a new one was a little dangerous because we
19 were so close?

20 MR. CARR: We have to move it over and
21 secure other --

22 MR. VALENTINO: Mr. Chairman, a member of
23 the Board has asked that we hold this Resolution
24 until after it's been discussed in executive.

25 CHAIRMAN McENERY: Okay.

26

1 MR. VALENTINO: If someone wanted to

2 second that, but Mr. Pernice would like to hear about
3 our legal options first.

4 MS. LEATHERMAN: Okay.

5 CHAIRMAN McENERY: So all we have is
6 Resolution certifying Commissioners have reviewed the
7 audit report?

8 MS. LEATHERMAN: Yes.

9 COMMISSIONER ROSEN: So moved.

10 COMMISSIONER MENDEZ: Second.

11 MS. LEATHERMAN: All ayes?

12 CHAIRMAN McENERY: All ayes?

13 MULTIPLE COMMISSIONERS: Aye.

14 CHAIRMAN McENERY: Any questions on the
15 bill list?

16 COMMISSIONER MENDEZ: None, sir.

17 MS. LEATHERMAN: You need a motion.

18 CHAIRMAN McENERY: Motion on the bill
19 list?

20 COMMISSIONER MENDEZ: So moved.

21 COMMISSIONER ROSEN: Second.

22 MS. LEATHERMAN: All ayes?

23 MULTIPLE COMMISSIONERS: Aye.

24 COMMISSIONER MENDEZ: Commissioner Rosen
25 seconded it.

1 CHAIRMAN McENERY: Any other Authority
2 business?

3 COMMISSIONER ROSEN: What's the date of
4 our next meeting?

5 MS. LEATHERMAN: July --

6 CHAIRMAN McENERY: July 11th.

7 MS. LEATHERMAN: -- 11th. It's the only
8 meeting.

9 COMMISSIONER ROSEN: I'm in Florida. I
10 thought we were talking about moving that, weren't
11 we, talking about moving that?

12 MR. VALENTINO: Tell us now so we can --

13 MS. LEATHERMAN: The only meeting we have
14 in July.

15 MR. VALENTINO: Is it the premise that
16 there was a second meeting?

17 COMMISSIONER ROSEN: I thought that we
18 were discussing moving that. I know I'm away.

19 COMMISSIONER MENDEZ: So two of us are
20 away.

21 MS. LEATHERMAN: So when do you want to
22 have it?

23 COMMISSIONER MENDEZ: I leave on the 10th
24 and I'm not back till the 13th.

25 MS. LEATHERMAN: So you want to have it

28

1 the week of the 17th?

2 MS. BORIN: Unless you want to dial in.

3 MS. LEATHERMAN: The next Tuesday is the
4 18th. Is that good?

5 MR. VALENTINO: I will not be in town.

6 MS. LEATHERMAN: You will not be in town?
7 Okay, what about the -- well, the 25th ...

8 COMMISSIONER MENDEZ: We've done it
9 without the ED for years. We've operated a long
10 time.

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11 MR. VALENTINO: I have a competent staff
12 who can stand in my stead.

13 COMMISSIONER MENDEZ: Well, can you call
14 in though?

15 MR. VALENTINO: Not from where I'll be.

16 MS. LEATHERMAN: Okay. How many people
17 are good for the 18th?

18 COMMISSIONER ROSEN: I'm good.

19 COMMISSIONER MENDEZ: I'm good for the
20 18th. I'm not good for the 25th.

21 COMMISSIONER PERNICE: I'm good.

22 MS. LEATHERMAN: All right, then we'll do
23 it on the 25th.

24 The August meeting is the 15th. Is it
25 the 15th? The 8th.

29

1 COMMISSIONER PERNICE: All right, so
2 we're going July 18th.

3 COMMISSIONER ROSEN: No, we had

4 August 15th was our next one, right, after that?

5 MS. LEATHERMAN: I think it's the 15th.

6 Didn't you hang the schedule?

7 MS. FINNERTY: I did.

8 CHAIRMAN McENERY: August 15th?

9 MS. LEATHERMAN: August 15th, yeah.

10 COMMISSIONER PERNICE: And July what?

11 MS. LEATHERMAN: July 18th.

12 COMMISSIONER PERNICE: Okay.

13 COMMISSIONER ROSEN: All right, so we're
14 good for the 18th of July and 15th of August.

15 MS. LEATHERMAN: 18th of July and
16 August 15th.

17 COMMISSIONER PERNICE: I move to return
18 to the public. Go ahead.

19 CHAIRMAN McENERY: I'd like a motion to
20 move into closed session with action to follow.

21 COMMISSIONER ROSEN: I make a motion.

22 COMMISSIONER MENDEZ: So moved.

23 COMMISSIONER PERNICE: I'll second it to
24 return to public.

25 MS. LEATHERMAN: All ayes?

1 MULTIPLE COMMISSIONERS: Aye.
2 (Whereupon the proceedings were concluded
3 at 7:28 p.m.)

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C E R T I F I C A T E

I, BETSY CONDIOTTI ZVULUN, a Certified Court Reporter of the State of New Jersey and Registered Professional Reporter, certify that the foregoing is a true and accurate verbatim transcript of the proceedings as taken by and before me on the date and place hereinbefore set forth.

I FURTHER CERTIFY that I am neither attorney, nor counsel for, nor related to or employed by, any of the parties to the action in which this hearing was taken, and further that I am not a relative or

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employee of any attorney or counsel employed in this action, nor am I financially interested in this case.

BETSY CONDIOTTI ZVULUN, CCR, RPR
License No. XI01642

At 7:28p.m. Chairman asked for a motion to reopen the public meeting; Commissioner Pernice moved, seconded by Commissioner Mendez. All present voted aye.

Chairman McEnery asked for a motion for Resolution #17-87; Authorizing T&M Associates Proposal to Provide Professional Engineering Services for the Replacement of the Manalapan Estates Force Main. Commissioner Pernice moved, seconded by Commissioner Mendez, all present voted aye.

At 7:40p.m. Chairman McEnery asked for a motion to adjourn the meeting which was moved by Commissioner Pernice, seconded by Commissioner Mendez. All present voted aye

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