

WESTERN MONMOUTH UTILITIES AUTHORITY

WORKSHOP MEETING

January 12<sup>th</sup>, 2016

Vice-Chairman McEnery called the Western Monmouth Utilities Authority's Public meeting to order at 7:01pm. It was announced that pursuant to the Open Public Meeting Act and N.J.S.A. 10:4-6 et seq., adequate notice of this meeting has been sent to the Asbury Park Press, The Home News and Tribune, Clerks of Manalapan and Marlboro Townships, and is posted in the lobby of the Western Monmouth Utilities Authority ("W.M.U.A.")

Upon roll call:

Present:	Messrs. McEnery, Mendez, and Pernice
Absent:	Chairman Rosen
Also in Attendance:	F. Borin, DeCotiis, Fitzpatrick & Cole, LLP
	T. Gillen, CME Associates
	M. Dziubeck, CME Associates
	R. Santos, T&M Associates
	R. Smith, Facilities Manager
	B. Valentino, Executive Director
	K. Leatherman, General Manager
	A. Finnerty, Authority Clerk

All present cited the Pledge of Allegiance.

Vice-Chairman McEnery asked if there was any public comment. There was none.

Vice-Chairman McEnery asked for comment regarding the Executive Director Report.

Brian Valentino stated that he has 3 items for Closed Session. He stated that the Commissioners had discussed previously the I&I Ordinances in the towns. Both Marlboro and Manalapan do have laws on the books now that will require those illicit connections to be eliminated. It is a matter of enforcement. Mr. Valentino stated he is checking with the Commissioners to see if they want anything additional done. Commissioner Mendez stated that we should bring in both construction officials and see what they are doing to enforce this. Commissioner McEnery stated that he would like to look at the ordinance before proceeding with contacting the construction officials, i.e. are there fines involved? Mr. Borin stated he will call the townships and read the ordinances before moving forward. Mr. Valentino also wanted to address the blockage on McCue Road. He stated that he addressed the issue with the homeowner and answered all his questions to the homeowner's satisfaction. He explained that this was not a storm sewer back-up; it was a routine sewerage back-up.

Vice-Chairman McEnery proceeded with the meeting.

- Vice-Chairman McEnery asked for comment regarding the Minutes of December 22<sup>nd</sup>, 2015. Joe Pernice stated that he will abstain.
- Vice-Chairman McEnery asked for any comment regarding the Meeting Schedule for the year ending January 31<sup>st</sup>, 2017. Brian Valentino stated that all the changes have been addressed regarding the meeting schedule for 2016 – 2017. This has to be published in the newspaper and changes can be made but preferably not.
- Vice-Chairman McEnery asked for any comment regarding the Release of Performance Bond and Cash Surety to Four Seasons, Phase 3, Project 367C. Rose Santos stated that Maintenance bond has been received and reiterated the financial terms of the Resolution.
- Vice-Chairman McEnery asked for any comment regarding the Release of Performance Bond and Cash Surety to Four Seasons, Phase, 5, Project 367E. Rose Santos stated that the Maintenance Bond has been received and reiterated the financial terms of the Resolution. Commissioner Mendez asked why was the financial terms were so different for the phases, \$93,000.00 for one and \$47,000.00 for the other. Ms. Santos stated that maintenance bonds are based on construction and between Phase 5 and Phase 3 there is a smaller amount of work being done.
- Vice-Chairman McEnery asked for any comment regarding Budget Transfers. Ms. Leatherman stated that there are no budget transfers on this Agenda; however Marilyn Seidenberg stated that there will be budget transfers on the next agenda.
- Rose Santos stated that they would like to include a Resolution on the next Agenda regarding the Executive Director signing loan documents for the NJEIT loans. Ms. Leatherman stated that this will be placed on the Re-Org meeting.

Vice-Chairman McEnery asked if there were any other questions, and stated that we are going to move right to Resolutions.

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| 15-145 | Approving Minutes of December 22, 2015   |
| 15-146 | Authorizing the Meeting Schedule for 2016- 2107  |
| 15-147 | Authorizing the Release of the Performance Bond and Cash Surety to Four Seasons Phase 3, Project #367C |
| 15-148 | Authorizing the Release of the Performance Bond and Cash Surety to Four Seasons Phase 5, Project #367E |

Vice-Chairman McEnery asked for a motion for Resolutions #15-145. Commissioner Mendez moved seconded by Commissioner McEnery. The vote was as follows:

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| AYES:        | Messrs.' McEnery and Mendez |
| NAYS:        | None                        |
| ABSENT:      | Chairman Rosen              |
| ABSTENTIONS: | Commissioner Pernice        |

Vice-Chairman McEnery asked for a motion for Resolution 15-146. Commissioner Pernice moved seconded by Commissioner Mendez. The vote was as follows:

AYES: Messrs.' McEnergy, Mendez, and Pernice  
NAYS: None  
ABSENT: Chairman Rosen  
ABSTENTIONS: None

Vice-Chairman McEnergy asked for a motion for Resolution 15-147 and 15-148. Commissioner Mendez moved seconded by Commissioner Pernice. The vote was as follows:

AYES: Messrs.' McEnergy, Mendez, and Pernice  
NAYS: None  
ABSENT: Chairman Rosen  
ABSTENTIONS: None

Vice-Chairman McEnergy asked if there were any other Authority Business. Commissioner Pernice asked Brian Valentino about computerizing the dais to eliminate hard copies. Mr. Pernice stated that this is available in Marlboro and is hoping the Authority can create this situation.

Vice-Chairman McEnergy asked if there were any comments on the bill list. Commissioner Mendez asked about the Manalapan hardware bill for \$500.00. Mr. Valentino asked Robert Smith, the Acting Facilities Manager to address this. Mr. Smith stated that some of the items that we need from Manalapan Hardware is paint that is needed for projects that we act upon right away. Commissioner Mendez asked why we wouldn't utilize our government contracts. Mr. Smith stated that we utilize the regular contracts but it is merchandise that we need spur of the moment. Commissioner Pernice moved the bill list, seconded by Commissioner Mendez. All present voted aye.

At 7:15pm Vice-Chairman McEnergy stated that they will move into Closed Session and asked for a motion for Resolution #15-149, Authorizing the Commissioners to go into Closed Session for the Purpose of Discussing Litigation and/or Personnel and negotiations and they will not return to Public Session. Commissioner Pernice moved, seconded by Commissioner Mendez. All present voted aye.

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