

WESTERN MONMOUTH UTILITIES AUTHORITY

PUBLIC MEETING

June 21st, 2012

Chairman Pernice called the Western Monmouth Utilities Authority's Public meeting to order at 7:32PM. 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. McEnergy, Musich, Pernice and Rosen
Absent: None
Also in Attendance: J. Miller, Attorney, Wisniewski & Associates
K. Henderson, Engineer, T&M Associates
T. Gillen, Engineer, CME Associates
D. Samuels, Engineer, CME Associates
G. Stankiewicz, Auditor
D. Martindell, Facility Manager
R. Smith, Plant Superintendent
K. Leatherman, General Manager
A. Finnerty, Authority Clerk
L. Mangine, Accountant
V. Mazzola, Bookkeeper
J. Cushley, Receptionist

All present cited the Pledge of Allegiance.

Chairman Pernice asked if there was any public comment. There was none.

Chairman Pernice proceeded with the meeting by presenting Lil Mangine with a plaque for her 25 years of service as the Accountant for the Authority. The Commissioners expressed their gratitude for her devotion and hard work. Lil Mangine thanked everybody for the plaque and appreciation. She also expressed her sincere gratitude to the staff that has worked with and supported her for all these years. Lil Mangine was an asset to our facility and will truly be missed by everyone!

Chairman Pernice proceeded with the meeting. Dave Samuel, managing partner of CME Associates and Joe Sullivan an energy expert from Concord Engineering organized a presentation for a Co-Generating process. The presentation concluded at approximately 8:11pm.

Chairman Pernice proceeded with the Discussion for the Public Meeting.

➤ The Discussion items on the Agenda were addressed:

- Chairman Pernice asked for comment regarding the Edwards Drive Rehabilitation Project. Mrs. Leatherman stated that we must reject the bids. Tim Gillen stated that it actually looked like a mathematical error. Several bids had these errors. John Miller, attorney for the Authority also confirmed that we should reject the bids.
- Chairman Pernice asked for comment on K. Hovnanian Litigation. Mrs. Leatherman provided the commissioners with information regarding the current case pending. Chairman Pernice requested that this be taken care of in a timely fashion.
- Keith Henderson stated that the Daum Road Project #079 is an old project that has been completed. The paperwork has been taken care of and they just have an escrow deficiency of \$3,500.00.
- Chairman Pernice addressed the Ribbon Cutting Ceremony. Everybody will meet at the Administration building at 10AM and then we will proceed to the solar field.

Chairman Pernice asked for a motion on Resolutions 12-59 thru 12-71.

12-59	Accepting Minutes of May 3 rd , 2012
12-60	Accepting Minutes of May 17 th , 2012
12-61	Certifying that the Commissioners have reviewed the Audit Report
12-62	Authorizing Public Hearing to Set New Connection Fee 2012-2013
12-63	Authorizing New Petty Cash Fund Procedure
12-64	Authorizing Amendment of WMUA Personnel Manual
12-65	Release of Performance Bond and Cash Surety for HK&S Builders #165
12-66	Release of Performance Bond for Enclave at Glenbrook #449
12-67	Authorizing Developers Agreement for Route 9 Realty #482
12-68	Release of Cash Guarantees for Daum Road #079
12-69	Rejection of Edward Drive Sewer Rehabilitation and Authorizing Re-Bid
12-70	Authorizing Connection Fee Payment Plan for Papa Johns #514
12-71	Authorizing Connection Fee Payment Plan for Maple Tree Plaza #456

Commissioner Rosen moved 12-59, seconded by Commissioner McEnergy. Upon roll call, the vote was as follows:

AYES:	Messrs. McEnergy, Musich, Pernice and Rosen
NAYS:	None
ABSENT:	None
ABSTENTIONS:	None

Commissioner McEnergy moved Resolution 12-60, seconded by Commissioner Musich. Upon roll call, the vote was as follows:

AYES: Messrs. McEnergy, Musich and Rosen
NAYS: None
ABSENT: None
ABSTENTIONS: Pernice

Commissioner McEnergy moved Resolutions 12-61 thru 12-65, seconded by Commissioner Musich. Upon roll call, the vote was as follows:

AYES: Messrs. McEnergy, Musich, Pernice and Rosen
NAYS: None
ABSENT: None
ABSTENTIONS: None

Commissioner Musich moved Resolutions 12-66 thru 12-70, seconded by Commissioner McEnergy. Upon roll call, the vote was as follows.

AYES: Messrs. McEnergy, Musich, Pernice and Rosen
NAYS: None
ABSENT: None
ABSTENTIONS: None

Commissioner McEnergy moved Resolution 12-71, seconded by Commissioner Musich. This Resolution was amended to reflect a 36 month payment plan. Upon roll call, the vote was as follows:

AYES: Messrs. McEnergy, Musich, Pernice and Rosen
NAYS: None
ABSENT: None
ABSTENTIONS: None

Chairman Pernice asked if there were any comment on the Resolutions. Keith Henderson of T&M Associates asked that Resolution 12-65, Release of Performance Bond and Cash Surety for HK&S Builders #165 be modified. He requested that the Maintenance Bond be waived and the entire amount be released as the project is old and was completed a long time ago. John Miller, Attorney for the Authority stated that the vote must be rescinded and we have to modify the resolution to include that 'No maintenance bond necessary.' Chairman Pernice asked for a motion to *rescind* the vote. Commissioner Rosen moved to rescind Resolution 12-65, seconded by Commissioner Musich. Upon roll call, the vote was as follows:

AYES: Messrs. McEnergy, Musich, Pernice and Rosen
NAYS: None
ABSENT: None
ABSTENTIONS: None

Chairman Pernice then asked for a motion to move Resolution 12-65 as amended to include, 'No Maintenance Bond is required,' Commissioner Musich moved Resolution 12-65, seconded by Commissioner Rosen. Upon roll call, the vote was as follows:

AYES: Messr. McEnergy, Musich, Pernice and Rosen
NAYS: None
ABSENT: None
ABSTENTIONS: None

Chairman Pernice asked if there were any questions on the Bill List. Commissioner McEnergy inquired about the bill for repair to the camera from EnviroSight. This camera came with the new vehicle. Commissioner Rosen examined the bill which explained the repair. Commissioner McEnergy inquired about the Global Electric bill. Dane Martindell said this was for normal maintenance. Mr. Martindell also stated that since the hiring of our new on staff electrician, we excused Global from some maintenance because he was able to take care of it. Commissioner Musich moved the bill list, seconded by Commissioner McEnergy. Upon roll call, the vote was as follows:

AYES: Messrs. McEnergy, Musich, Pernice and Rosen
NAYS: None
ABSENT: None
ABSTENTIONS: None

With all Discussion items being addressed, Chairman Pernice asked if there was any other Authority business.

1. Personnel & Litigation

At 8:36pm, Resolution 12-72, Authorizing the Commissioners to go into Closed Session for the purpose of discussing Litigation and Personnel, and they will not return to Public Session was moved by Commissioner McEnergy and seconded by Commissioner Musich. All present voted aye.

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