

WESTERN MONMOUTH UTILITIES AUTHORITY

WORKSHOP MEETING

December 6th, 2012

Chairman Pernice called the Western Monmouth Utilities Authority's Public meeting to order at 10:32AM. 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, Musich, and Pernice
Absent:	Rosen
Also in Attendance:	J. Wisniewski, Attorney, Wisniewski & Associates B. Nelson, Attorney, Archer & Greiner PC K. Henderson, Engineer, T&M Associates T. Gillen, Engineer, CME Associates G. Stankiewicz, Auditor D. Martindell, Facility Manager R. Smith, Plant Superintendent G. Kasternakis, Maintenance Supervisor J. Sawicki, Assistant Collections Superintendent L. Warshauer, Supervising Accountant K. Leatherman, General Manager A. Finnerty, Authority Clerk

All present cited the Pledge of Allegiance.

Chairman Pernice stated that Commissioner Rosen was unable to attend the meeting due to a death in the family.

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

Chairman Pernice closed the public portion of the meeting

Chairman Pernice proceeded with discussion.

- Chairman Pernice asked for comment on the minutes of November 15th, 2012. There was none.
- Chairman Pernice asked for comment regarding the meeting schedule for 2013. Chairman Pernice stated that he has some conflicts regarding scheduling. Mrs. Leatherman asked Mr. Wisniewski if there were any rules regarding the Re-Organization meeting. Ann Finnerty left the meeting to get the State Statutes

for Mr. Wisniewski. Chairman Pernice stated they will discuss the meeting changes later.

- Chairman Pernice asked for any comments regarding the Change Order for Edwards Drive Sewer Repair in Freehold. Tim Gillen stated they contacted Freehold Township and were awaiting comment. They had a preconstruction meeting with other representatives of Freehold. Freehold expressed concern regarding the alignment and potential for conflicts with asbestos and cement in the water main as a result of the excavation because the water plant is in close proximity to Edwards Drive. As a result of the meeting, more pipes and materials were needed and the plans were revised which created a need for an additional \$15,000.00. The Commissioners agreed to the increase.
- Chairman Pernice asked for comment regarding the Delta Dental Contract. Mrs. Leatherman stated that the contract is in need of renewal. The 2 year contract price will be slightly higher. Mr. Stankiewicz stated that renewing the contract for 2 years will secure the price. The Commissioners agreed and confirmed that a 2 year renewal will be better.
- Chairman Pernice asked for comment on Performance Bond and Cash Surety release for Castle Pointe #379. John Wisniewski confirmed that this was a Toll Brothers project, because he has a conflict with K. Hovnanian. Keith Henderson confirmed that this is a Toll Brothers project. Keith Henderson stated that the bond has been held for 10 years to resolve flow issues regarding the Lexington Estates Pump Station. The Lexington Estates Pump Station issue has been settled, so T&M is recommending the release.
- Chairman Pernice asked for comment regarding the Freehold Right of Entry Agreement. Tim Gillen stated this is for the Edwards Drive Sewer Rehabilitation on an interim basis.
- Chairman Pernice asked for comment regarding the connection fee payment plan. The Township of Freehold released building permits without contacting the Authority. Ciosa Development, Project #487 was unaware of the connection fees and has requested a payment plan. The commissioners confirmed that this was subject to tax sale in case they do not conform to the plan. The commissioners agreed.
- Chairman Pernice asked for comments regarding the meeting schedule. The Commissioners agreed to change the Re-Organization meeting to Tuesday, February 12th, 2013. The schedule will be adjusted accordingly.

Commissioner Pernice asked if there were any questions on the Resolutions. Chairman Pernice asked for a motion on Resolutions 12-131 and 12-132. The vote was as follows:

12-131	Authorizing Payment Plan for Connection Fee for Ciosa Development, LLC #487
12-132	Granting Change Order #1 Edwards Drive Rehabilitation

Commissioner McEnergy moved 12-131, seconded by Commissioner Musich. Upon roll call the vote was as follows:

AYES: Messrs. McEnergy, Musich and Pernice

NAYS: None
ABSENT: Messer. Rosen
ABSTENTIONS: None

Commissioner Musich moved 12-132, seconded by Commissioner McEnergy. Upon roll call the vote was as follows:

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

Chairman Pernice asked for any other comments. Chairman Pernice confirmed that the Authority will go before the townships regarding any presentations in February. Mr. Stankiewicz confirmed this. Mr. Gillen stated that CME is waiting for maintenance charges in order to prepare the pump station fee schedules for escrow for changes in our policy. Mr. Wisniewski stated that we will need to address any charges imposed by the Authority regarding grease trap inspections at a public hearing.

Chairman Pernice asked if there were any questions on the Bill List. Commissioner Musich moved the bill list, seconded by Commissioner McEnergy. Upon roll call, the vote was as follows:

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

Chairman Pernice closed the meeting and asked for a motion for closed session.

1. Personnel & Litigation

At 10:59 am, Resolution 12-133, Authorizing the Commissioners to go into Closed Session for the purpose of discussing Litigation, 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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