

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 May 12, 2015 be and the same are hereby accepted for filing by the Authority.

DATE: JUNE 9, 2015

<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		X			
MENDEZ					X	
PERNICE						X
ROSEN		X	X			

RESOLUTION AUTHORIZING THE RELEASE OF ALL INSPECTION FEES DUE TO CANCELLATION OF PROJECT TO ROUTE 9 REALTY, PROJECT #482

WHEREAS, the developer of Route 9 Realty, Project #482 has requested the release of all fees due to cancelling the project, and;

WHEREAS, CME Associates recommends release of Inspection Escrow in the amount of \$1,171.55, subject to all fees as may be due the Authority being current. Route 9 Realty has cancelled the project as per the letter dated May 20, 2015 attached, and

NOW, THEREFORE, BE IT RESOLVED by the Commissioners of the Western Monmouth Utilities Authority as follows:

1. Inspection Escrow in the amount of \$1,171.55 be released.
2. All professional fees must be current.
3. The Clerk is hereby authorized to forward copies of this resolution, certified to be a true copy to:
 - a) Kathy Leatherman, General Manager
 - b) CME Associates
 - c) Route 9 Realty, Project #482

DATE: JUNE 9, 2015

<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	X			
MENDEZ	X		X			
PERNICE						X
ROSEN			X			

**RESOLUTION AUTHORIZING THE RELEASE OF THE PERFORMANCE
GUARANTEE, CASH SURETY AND ESCROW FOR TUSCANY AT MANALAPAN,
PROJECT #461**

WHEREAS, the developer of Tuscany at Manalapan, Project #461 has requested the release of the Performance Guarantee, Cash Surety and Escrow, the project is complete in accordance with the Authority Standards, and;

WHEREAS, CME Associates recommends release of the Performance Guarantees, Cash Surety and Escrow in the amount of \$2,813.62, subject to all fees as may be due the Authority being current. There is an inspection escrow deficiency for the Project, accordingly CME recommends that any deficiencies be deducted from the cash portion of the Performance Guarantee. Due to the time period since the completion of the project (April 2013) wherein the Performance Bond has covered the Maintenance Guarantee period, CME recommends that a Maintenance Guarantee should not be required as per the letter dated June 1, 2015 attached, and

NOW, THEREFORE, BE IT RESOLVED by the Commissioners of the Western Monmouth Utilities Authority as follows:

1. Performance Guarantees, Cash Surety and Escrow in the amount of \$2,813.62 be released.
2. All professional fees must be current and the balance of the escrow shall be returned.
3. The Clerk is hereby authorized to forward copies of this resolution, certified to be a true copy to:
 - a) Kathy Leatherman, General Manager
 - b) CME Associates
 - c) Tuscany at Manalapan, Project #461

DATE: JUNE 9, 2015

<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	X			
MENDEZ	X		X			
PERNICE						X
ROSEN			X			

MEMORIALIZING APPOINTMENT OF ROBERT J. SMITH AS ACTING FACILITY MANAGER

WHEREAS, the position of Facility Manager of the Western Monmouth Utilities Authority (WMUA) is currently vacant; and

WHEREAS, Robert J. Smith is the Plant Superintendent of the WMUA charged with overseeing the operation of the facility, and is intimately familiar with the day to day operations of the WMUA and is most qualified to assume the position, and

WHEREAS, the Commissioners of the Western Monmouth Utilities Authority have determined that they wish to promote Robert J. Smith to the position of Acting Facilities Manager for a 90 trial period at a salary of \$90,139.00 annually; and

NOW, THEREFORE, BE IT RESOLVED, by the Commissioners of the WMUA that Robert J. Smith is hereby appointed as Acting Facilities Manager effective May 27, 2015 for a period of 90 days and is hereby authorized to act in the capacity of the Facilities Manager and to exercise authority, management and control of the day to day operations of the WMUA, in consultation and approval with the Executive Director, Brian Valentino, and

BE IT FURTHER RESOLVED, that the Secretary is authorized to forward copies of this resolution, certified to be a true copy, to:

1. Brian Valentino, Executive Director
2. Robby Smith, Acting Facilities Manager
3. Marilyn Seidenberg, Director of Finance

DATE: June 9, 2015

<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		X			
MENDEZ		X	X			
PERNICE						X
ROSEN			X			

**MEMORIALIZING APPOINTMENT OF DANE MARTINDELL TO THE POSITION OF
RC SUPERVISOR/PM**

WHEREAS, Dane Martindell is employed by the Western Monmouth Utilities Authority as Facility Manager; and

WHEREAS, the Executive Director has recommended Dane Martindell be appointed to the new position of Regulatory Compliance Supervisor/Project Manager, effective Wednesday, May 27, 2015 and,

WHEREAS, the salary for Regulatory Compliance Supervisor/Project Manager will be set at \$74,942.00 annually, and Dane Martindell will be given license stipends of \$5,000.00 for his S4 License and \$5,000.00 for his C4 License, and

NOW, THEREFORE, BE IT RESOLVED by the Commissioners of the Western Monmouth Utilities Authority as follows:

1. Dane Martindell is hereby appointed Regulatory Compliance Supervisor/Project Manager; effective May 27, 2015, and
2. The Clerk is hereby authorized to forward copies of this resolution, certified to be a true copy to:
 - a) Brian Valentino, Executive Director
 - b) Dane Martindell, RC Supervisor/PM
 - c) Marilyn Seidenberg, Director of Finance

DATE: JUNE 9, 2015

<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	X			
MENDEZ	X		X			
PERNICE						X
ROSEN			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 personnel, 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: JUNE 9, 2015

<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	X			
MENDEZ	X		X			
PERNICE						X
ROSEN			X			