

**RESOLUTION SETTING NEW CONNECTION FEE FOR FISCAL YEAR ENDING
JANUARY 31ST, 2016**

WHEREAS, in accordance with N.J.S.A. 40:14B-22 the Western Monmouth Utilities Authority annually revises the schedule of connection fees; and

WHEREAS, pursuant to an Order of the Superior Court dated March 17th, 2000, the Authority is required to create a separate connection fee for those customers treated by Bayshore Regional Sewerage Authority; and

WHEREAS, pursuant to P.L.2005 Chapter 29, the Authority is required to set a separate connection fee at a 50% discount for Public Housing Authorities and non-profit organizations; and

WHEREAS, pursuant to the Rules and Regulations of the Authority and N.J.S.A. 40:14B-23 a Public Hearing was conducted on July 28, 2015 for the purpose of fixing the connection fee for the year ending January 31, 2016; and

WHEREAS, notice of the proposed hearing was sent to the Clerk of each municipality serviced by the Authority and published in the Home News Tribune and the Asbury Park Press newspaper of general circulation in the area serviced by the Authority

WHEREAS, at that hearing the Authority Auditor testified and presented evidence prepared by the Authority's Director of Finance concerning the calculation of the charges based on the Rules and Regulations of the Authority and N.J.S.A. 40:14B-22; and

WHEREAS, pursuant to these Rules and Regulations and statutes, it was determined that the connection fee for the year ending January 31, 2016 should be fixed at \$4,143.00 for those customers treated by WMUA and \$2,009.00 for those customers treated by BRSA; and

WHEREAS, pursuant to the Rules and Regulations and Statutes, it was determined that the connection fee for Public Housing Authority and non-profit organizations for the year ending January 31, 2016 should be fixed at \$2,071.50 for those customers treated by WMUA and \$1,004.50 for those customers treated by BRSA; and

WHEREAS, at that hearing an opportunity for cross examination was offered to the public and a transcript was made which shall be made available at a reasonable fee to any interested party;

NOW, THEREFORE, BE IT RESOLVED by the Commissioners of the Western Monmouth Utilities Authority that the connection fees promulgated pursuant to the Rules and Regulations of the Western Monmouth Utilities Authority be fixed at \$4,143.00 for those

customers treated by the WMUA and \$2,009.00 for those customers treated by the BRSA and \$2,071.50 for Public Housing Authorities and non-profit organizations treated by WMUA and \$1,004.50 for Public Housing Authorities and non-profit organizations treated by BRSA for the year ending January 31, 2016 to be in effect until such time as a new rate is calculated;

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

1. Bayshore Regional Sewerage Authority
2. T&M Associates
3. CME Associates
4. Gerard Stankiewicz, CPA
5. Marilyn Seidenberg, Director of Finance

DATE: JULY 28, 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 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 June 9, 2015 be and the same are hereby accepted for filing by the Authority.

DATE: JULY 28, 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 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 June 23, 2015 be and the same are hereby accepted for filing by the Authority.

DATE: JULY 28, 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			
MENDEZ	X		X			
PERNICE		X	X			
ROSEN						X

GRANTING APPROVAL TO M. WILSON, PROJECT #586

WHEREAS, Michael Wilson has applied to the Western Monmouth Utilities Authority for approval in connection with its Application #586 located on Block 11, Lot 40 in the Township of Manalapan; and

WHEREAS, the applicant proposes to provide sanitary sewer service to an existing single family residence to alleviate a failing septic system. The applicant proposes to provide sanitary sewer service to the existing dwelling by constructing approximately 71 LF of 8" PVC gravity sewer and (1)new manhole. The applicant is proposing to provide a capped tee-wye to service an adjacent property (Block 11, Lot 41) for a future lateral to be constructed by others. The proposed sewer extension will connect to an existing sanitary sewer manhole located at the intersection of Gordons Corner Road and Elkridge Way

WHEREAS, The Flow generated from the proposed project is tributary to an 8" gravity sewer on Elkridge Way, the Pine Brook Interceptor and the Pine Brook Treatment Plant. The Downstream infrastructure has adequate capacity to accept the proposed flow.

WHEREAS, Final approval is recommended subject to payment of all fees owed to the Authority and conformance with the Rules and Regulations of the NJDEP and the WMUA.

NOW, THEREFORE, BE IT RESOLVED by the Commissioners of the Western Monmouth Utilities Authority that the application for approval in connection with Michael Wilson is hereby granted, subject to any and all conditions set forth in this resolution, as well as any conditions set forth in the report of the Consultant Engineer, dated July 21st, 2015.

BE IT FURTHER RESOLVED that the Clerk is authorized to forward copies of this Resolution, certified to be a true copy, to

- 1) Michael Wilson, Project #586
- 2) T&M Associates. Consultant Engineer
- 3) Frances J. Borin, Esq.
- 4) Concept Engineering

DATE: JULY 28, 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			
MENDEZ	X		X			
PERNICE		X	X			
ROSEN						X

RESOLUTION AUTHORIZING T&M ASSOCIATES TO PREPARE PLANS AND SPECIFICATIONS, ADVERTISE AND RECEIVE BIDS FOR THE RAW SEWAGE PUMP REPLACEMENT, PHASE 1

WHEREAS, the General Manager has requested that T&M Associates prepare plans and specifications, advertise, and receive bids for the Raw Sewage Pump Replacement, Phase 1, and

WHEREAS, the Commissioners of the Western Monmouth Utilities Authority must authorize the General Manager to receive bids, and

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

1. T&M Associates is hereby authorized to prepare plans and specifications, advertise and receive bids for the Raw Sewage Pump Replacement, Phase 1
2. The Clerk is authorized to forward copies of this resolution, certified to be a true copy:
 - a) T&M Associates
 - b) Coleen Weber, Office Manager

DATE: JULY 28, 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			
MENDEZ	X		X			
PERNICE		X	X			
ROSEN						X

RESOLUTION AUTHORIZING CME ASSOCIATES TO PREPARE PLANS AND SPECIFICATIONS, ADVERTISE AND RECEIVE BIDS FOR THE INTERCEPTOR METERING PROPOSAL, PHASE 5

WHEREAS, the General Manager has requested that T&M Associates prepare plans and specifications, advertise, and receive bids for the Interceptor Metering Proposal, Phase 5, and

WHEREAS, the Commissioners of the Western Monmouth Utilities Authority must authorize the General Manager to receive bids, and

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

1. CME Associates is hereby authorized to prepare plans and specifications, advertise and receive bids for the Interceptor Metering Proposal, Phase 5.
2. The Clerk is authorized to forward copies of this resolution, certified to be a true copy:
 - a) CME Associates
 - b) Coleen Weber, Office Manager

DATE: JULY 28, 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			
MENDEZ	X		X			
PERNICE		X	X			
ROSEN						X

**AUTHORIZING THE ISSUANCE OF NOTICES AND CRITERIA FOR CONTRACT
AWARD FOR GRAPHIC DESIGN CONSULTANT**

WHEREAS, the Western Monmouth Utilities Authority is subject to certain requirements of the Local Public Contracts Law and the local Pay to Play Law (N.J.S.A. 19:44-20.4, 20.5 et seq.) ; and

WHEREAS, the Commissioners of the Western Monmouth Utilities Authority has deemed it necessary and appropriate to award contracts over \$17,500.00 for a Graphic Design Consultant in accordance with the “Fair and Open” contract provisions of the Local Pay to Play Law.

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

1. The Commissioners of the Western Monmouth Utilities Authority shall hereby advertise the enclosed legal notice in the *Asbury Park Press* and shall make available to interested vendors and professionals the enclosed Western Monmouth Utilities Authority Criteria for Submission of Qualifications for Professional and Other Contracts under the Fair and Open Process.
2. The Clerk is hereby authorized to forward copies of this Resolution, certified to be a true copy to:
 - A) Brian J. Valentino, Executive Director

DATE: JULY 28, 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			
MENDEZ	X		X			
PERNICE		X	X			
ROSEN						X

LEGAL NOTICE

REQUEST FOR PROPOSALS FOR GRAPHIC DESIGN CONSULTANT FOR THE WESTERN MONMOUTH UTILITIES AUTHORITY

NOTICE IS HEREBY GIVEN, that pursuant to N.J.S.A. 19:44A-20.4, 20.5 et seq. that the Western Monmouth Utilities Authority shall pursue a “Fair and Open Process” in awarding a contract for the services of a professional Graphic Design Consultant, and hereby solicit qualifications in the form of resumes and letter applications for the Western Monmouth Utilities Authority, which shall be submitted to Brian Valentino, Executive Director, Western Monmouth Utilities Authority, 103 Pension Road, Manalapan, New Jersey 07726. At a “Pre-Proposal” Meeting that will be held on Wednesday, August 12th @ 10:00am at the Western Monmouth Utilities Authority for the purpose of discussing how the Authority would like to collaborate with the Graphic Design company and what marketing and branding material the WMUA is interested in obtaining. Proposals shall be submitted in a sealed envelope to the Executive Director to be received no later than 12:00 p.m. on August 26, 2015.

**Katherine Leatherman, General Manager
Western Monmouth Utilities Authority**

WESTERN MONMOUTH UTILITIES AUTHORITY
CRITERIA FOR SUBMISSION OF QUALIFICATIONS FOR
GRAPHIC DESIGN CONSULTANT CONTRACT UNDER THE
FAIR AND OPEN PROCESS

NOTICE IS HEREBY GIVEN, for all applicants for the positions set forth more fully in a notice of publication authorized by the Board of Commissioners of the Western Monmouth Utilities Authority by Resolution July 28, 2015 for submission of qualifications that shall take into consideration the following factors which will be weighed by the Executive Director of the Western Monmouth Utilities Authority as the basis of an award for professional services most advantageous to the Authority:

- I. Resume and letter application for professional position including all documentation that provides the following for evaluation by the Western Monmouth Utilities:
 - a. Experience and reputation in the field for the position sought.
 - b. Knowledge of the area of expertise for the position sought
 - c. Availability to accommodate any required meeting of the Authority.
 - d. Designated professional and support staff and location of firm's offices.
 - e. References in general and in particular from entities where the professional has provided similar services as sought in the Western Monmouth Utilities Authority.
 - f. Copy of Business Registration Certificate and Certificate of Employee Information Report with the State of New Jersey.
 - g. Copy of all applicable professional licenses.

- II. Submission of Rate Schedule

- III. Selection of professionals shall be solely on the Western Monmouth Utilities Authority evaluation of the submitted material in the criteria set forth in this document.

- IV. Submit all materials in a sealed envelope addressed to Brian J. Valentino, Executive Director, Western Monmouth Utilities Authority, 103 Pension Road, Manalapan, New Jersey 07726 to be received on or before 12:00 pm on Wednesday, August 26, 2015.

WESTERN MONMOUTH UTILITIES AUTHORITY

RESOLUTION AWARDING CONTRACT FOR PAVING AT THE PINEBROOK TREATMENT PLANT AND HAWKINS ROAD PUMP STATION TO DIAMOND CONSTRUCTION

WHEREAS, a notice to bidders was published in the Asbury Park Press on July 1st, 2015; and

WHEREAS, on July 22nd, 2015 at 10:00 am, bids were received by the Authority for the Paving Project at the Pinebrook Treatment Plant and the Hawkins Road Pump Station, and

WHEREAS, the General Manager reviewed the bid set forth on the bid tally sheet of July 22nd, 2015, and

WHEREAS, Diamond Construction was the lowest bidder in the amount of \$51,300.00, and

WHEREAS, the General Manager has recommended that the contract for paving at the Pinebrook Treatment Plant and the Hawkins Road Pump Station be awarded to Diamond Construction, and

WHEREAS, funds are or will be available for this purpose;

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

1. The bid from Diamond Construction in the amount of \$51,300.00 be accepted.
2. The General Manager is authorized to enter into a contract between the Western Monmouth Utilities Authority and Diamond Construction.
3. Diamond Construction is required to comply with requirements of P.L. 1975 C.127 (N.J.A.C. 17:27)
4. The Clerk is hereby authorized to forward copies of this resolution, certified to be a true copy to;
 - a) Diamond Construction
 - b) Dane Martindell, Project Manager
 - c) George White, Collections Superintendent

DATE: JULY 28TH, 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			
MENDEZ	X		X			
PERNICE		X	X			
ROSEN						X

**APPROVING SANITARY SEWER EASEMENT BETWEEN
THE WESTERN MONMOUTH UTILITIES AUTHORITY AND SUNRISE
MARLBORO ASSISTED LIVING, LLC**

WHEREAS, the Western Monmouth Utilities Authority (“WMUA”) is organized and exists pursuant to the provisions of the Municipal Utilities Authorities Law, N.J.S.A. 40:14B-1 et seq.; and

WHEREAS, the WMUA operates a sewage treatment plant together with sewage collection system and other appurtenances for the collection and treatment of sewage within the WMUA’s service area; and

WHEREAS, the WMUA requires that certain property owners, subdividers, and developers install sanitary sewer systems and treatment facilities in areas where the WMUA has not yet made its facilities available, or in areas where the WMUA does not intend to install sanitary sewers; and

WHEREAS, the WMUA has adopted Rules and Regulations to govern consideration of applications from said property owners, subdividers, and developers for the installation of sanitary sewer systems and treatment facilities, or the waiver thereof; and

WHEREAS, the WMUA’s Rules and Regulations require that property owners, subdividers, and developers grant the WMUA an easement for all sanitary sewer lines, excluding house connections and building sewers, that are not installed within the public right-of-way; and

WHEREAS, Sunrise Marlboro Assisted Living Facility, LLC (“Sunrise”) has developed an assisted living facility at the property identified as Block 355, Lot 3 in the Township of Marlboro (“Property”), which included the installing of sanitary sewer lines which are not within the public right-of-way; and

WHEREAS, in accordance with the WMUA’s Rules and Regulations, Sunrise has agreed to convey to the WMUA an easement through the Property to allow WMUA the right to maintain, repair or replace the sanitary sewer lines which were installed by Sunrise on the Property; and

WHEREAS, the WMUA Attorney and the WMUA Engineer have reviewed the Deed of Easement and supporting documentation from Sunrise to the WMUA and find the same to be acceptable and in conformity with the WMUA’s Rules and Regulations; and

WHEREAS, a copy of the attached Deed of Easement and supporting documentation has been attached hereto and made a part hereof;

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

1. The Deed of Easement and supporting documentation from Sunrise to the WMUA attached hereto is approved.
2. The WMUA Attorney is authorized to forward the Deed of Easement to Sunrise for execution and recordation.
3. The Clerk is hereby authorized and directed to forward certified copies of this Resolution to:

- a) Steven P. Gouin, Counsel for Sunrise Assisted Living, LLC
- b) Marilyn Seidenberg, Director of Finance
- c) Vita Mazzola, Accountant

DATE: JULY 28th, 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			
MENDEZ	X		X			
PERNICE		X	X			
ROSEN						X

**RESOLUTION OF THE WESTERN MONMOUTH UTILITIES AUTHORITY (WMUA)
 APPOINTING BRIAN J. VALENTINO AS FUND COMMISSIONER TO THE NEW
 JERSEY UTILITIES AUTHORITY JOINT INSURANCE FUND**

NOW, THEREFORE BE IT RESOLVED, by the Commissioners of the Western Monmouth Utilities Authority that Brian J. Valentino be and is hereby appointed as a Fund Commissioner for the Western Monmouth Utilities Authority to the New Jersey Authorities Joint Insurance Fund;

BE IT FURTHER RESOLVED, that the terms of these Commissioners shall be in accordance with the By-Laws of the New Jersey Utilities Authorities Joint Insurance Fund;

BE IT FURTHER RESOLVED, that this Resolution will expire on January 31st, 2016 or until such time as the annual Re-Organization Meeting is held where is shall be re-addressed.

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

1. Brian J. Valentino, Executive Director
2. New Jersey Joint Insurance Fund

DATE: JULY 28, 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			
MENDEZ	X		X			
PERNICE		X	X			
ROSEN						X

**RESOLUTION APPROVING EMPLOYMENT CONTRACT BETWEEN
THE WESTERN MONMOUTH UTILITIES AUTHORITY AND BRIAN J.
VALENTINO, EXECUTIVE DIRECTOR**

WHEREAS, the Western Monmouth Utilities Authority (“WMUA”) is organized and exists pursuant to the provisions of the Municipal Utilities Authorities Law, N.J.S.A. 40:14B-1 et seq.; and

WHEREAS, by Resolution 14-140, the Commissioners of the WMUA appointed Brian J. Valentino to the position of part-time Executive Director of the WMUA, and approved an agreement memorializing the terms of said employment; and

WHEREAS, the WMUA Commissioners have determined to make the position of WMUA Executive Director a full-time position and have offered said position to Mr. Valentino; and

WHEREAS, the WMUA Commissioners and Mr. Valentino have negotiated the terms and conditions of employment for the full-time position of WMUA Executive Director, which are memorialized in an Employment Agreement that was prepared by WMUA’s Labor Counsel; and

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

1. Brian J. Valentino is hereby appointed to the full-time position of WMUA Executive Director, effective as of July 1, 2015.
2. The Employment Agreement is approved and ratified.
3. The Clerk is hereby authorized and directed to forward certified copies of this Resolution to:
 - a) Brian J. Valentino, Executive Director
 - b) Marilyn Seidenberg, Director of Finance
 - c) Vita Mazzola, Accountant

DATE: JULY 28, 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			
MENDEZ	X		X			
PERNICE		X	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 litigation and 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: JULY 28, 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			
MENDEZ	X		X			
PERNICE		X	X			
ROSEN						X