

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 November 10th, 2015 be and the same are hereby accepted for filing by the Authority.

DATE: DECEMBER 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			
MELENDEZ	X		X			
PERNICE					X	
ROSEN						X

**RESOLUTION AUTHORIZING A PUBLIC HEARING TO SET THE NEW
BUDGET FOR FISCAL YEAR 2016 -2017**

WHEREAS, from time to time, the Western Monmouth Utilities Authority reviews the budget to determine that the revenues of the Authority are adequate to pay the expense of the operation and maintenance of the system and to fairly apportion the Debt Service among customers; and

WHEREAS, the Commissioners of the Western Monmouth Utilities Authority propose to conduct a public hearing on January 26, 2016 at the offices of the Western Monmouth Utilities Authority, 103 Pension Road, Manalapan, New Jersey at 7:00 p.m., for the purpose of adopting the new budget for the year ending January 31st, 2017 and until such time as a new budget is set; and

WHEREAS, a notice of this hearing is required to be published in a newspaper of general circulation in the service area of the Western Monmouth Utilities Authority at least twenty (20) days prior to January 26, 2016

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

1. A public hearing shall be on Thursday, January 26, 2016, at 7:00 p.m., at the offices of the Authority.
2. Certified true copies of this Resolution shall be forwarded for publication to the clerk of each municipality serviced by the Western Monmouth Utilities Authority.

DATE: DECEMBER 9TH, 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		X			
ROSEN						X

**RESOLUTION HIRING JESSE ROBERT VAN PELT AS AN OPERATOR,
EFFECTIVE DECEMBER 14, 2015**

WHEREAS, there presently exists a vacancy in the Western Monmouth Utilities Authority for the position in the Operations Department; and

WHEREAS, the Facilities Manager has recommended that the WMUA approve the appointment of Jesse Robert Van Pelt to the position of Operator. There is a probationary period and a requirement for a pre-employment physical and drug test, and

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

1. Jesse Robert Van Pelt be and he is hereby appointed to the position of Operator effective as of Monday, December 14, 2015 at an hourly rate of \$28.1640 per hour.
2. The Clerk is hereby authorized and directed to forward certified copies of this Resolution to:
 - a) Vita Mazzola, Accountant
 - b) Local Union 701
 - c) Jesse Robert Van Pelt

DATE: DECEMBER 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			
MENDEZ	X		X			
PERNICE		X	X			
ROSEN						X

**RESOLUTION HIRING MAXIMINO ARCE AS AN OPERATOR, EFFECTIVE
DECEMBER 14, 2015**

WHEREAS, there presently exists a vacancy in the Western Monmouth Utilities Authority for the position in the Collections Department; and

WHEREAS, the Facilities Manager has recommended that the WMUA approve the appointment of Maximino Arce to a position in the Collections Department. There is a probationary period and a requirement for a pre-employment physical and drug test, and

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

1. Maximino Arce be and he is hereby appointed to a position in the Collections Department effective as of Monday, December 14, 2015 at an hourly rate of \$28.1640 per hour.
2. The Clerk is hereby authorized and directed to forward certified copies of this Resolution to:
 - a) Vita Mazzola, Accountant
 - b) Local Union 701
 - c) Maximino Arce

DATE: DECEMBER 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			
MENDEZ		X	X			
PERNICE	X		X			
ROSEN						X

**AUTHORIZING THE PREPARATION AND EXECUTION OF A SHARED SERVICE AGREEMENT
BETWEEN THE WESTERN MONMOUTH UTILITIES AUTHORITY AND THE TOWNSHIP OF
MARLBORO**

WHEREAS, the Western Monmouth Utilities Authority (hereinafter, “the WMUA”), the Township of Marlboro mutually seek to share in the costs of performing snow plowing, and;

WHEREAS, the WMUA Commissioners are of the opinion that the preparation and execution of a Shared Service Agreement with the Township of Marlboro would be in the best interests of the WMUA ratepayers; and

WHEREAS, pursuant to *N.J.S.A. 40:8A-1 et seq.*, the WMUA is authorized to facilitate and promote interlocal and regional shared service agreements;

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

1. The WMUA Executive Director is authorized to prepare a Shared Service Agreement by and between the WMUA and the Township of Marlboro to share in the costs of performing snow plowing for the Township of Marlboro.
2. Upon their review and approval, the WMUA Commissioners are authorized to execute such Shared Service Agreement.
3. The Clerk is hereby authorized to forward copies of this resolution, certified to be a true copy to:
 - a. Township of Marlboro Business Administrator
 - b. Marilyn Seidenberg, Director of Finance
 - c. Coleen Weber, Office Manager

DATE: DECEMBER 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			
MENDEZ	X		X			
PERNICE		X	X			
ROSEN						X

GRANTING APPROVAL TO OAK HILL ESTATES, PROJECT #563

WHEREAS, Oak Hill Estates has applied to the Western Monmouth Utilities Authority for approval in connection with its Application #563 located at Lot #11.01 in Block #143 in the Township of Marlboro; and

WHEREAS, the applicant proposes to provide sanitary sewer service to 17 new residential units on Captiva Lane. The Developer will construct approximately 1800 LF of 8” sanitary sewer main. The flow will go to the Lloyd Road Pumping Station and ultimately to the Bayshore Regional Sewerage Authority for treatment.

WHEREAS, CME Associates recommends that this application for connection to WMUA’s sanitary sewer facilities be granted Approval subject to the following:

- a. Conformance with the Rules and Regulations of the NJDEP, WMUA and all other applicable regulatory agencies
- b. Payment of all application, escrow and connection fees of the WMUA
- c. Payment of connection fees to the Bayshore Regional Sewerage Authority
- d. Payment of all other fees of other Governmental and/or regulatory agencies having jurisdiction over same
- e. Applicants compliance with all ‘issues’ and terms, including plan revisions as noted above
- f. Applicant obtaining all required permits including; NJDEP TWA for sewer extensions
- g. Applicant is required to furnish sufficient performance guarantees per the attached, in the amount of \$184,183.60 and \$20,464.84 representing the 90% bond portion and 10% cash portion respectively. No construction may begin until the required performance bond is submitted and approved by the Authority. The performance guarantee must be in a form acceptable to the Authority Attorney.
- h. The applicant shall furnish the required escrow for construction observation as per the attached in the amount of \$21,864.15 in accordance with the Authority’s rules and regulations. The applicant has the option of posting an initial deposit representing 5%of the total anticipated construction costs in the amount of \$7,288.05. If applicable the applicant may be required to post additional fees to cover extra work or overtime cost as documented by the Authority and/or its consulting engineer.
- i. Submittal of an acceptable insurance certificate naming the WMUA and its consulting engineer additionally insured and
- j. Applicant’s attendance at a preconstruction meeting.

NOW, THEREFORE, BE IT RESOLVED by the Commissioners of the Western Monmouth Utilities Authority that the application for approval in connection with Oak Hill Estates, Project #563 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 November 9, 2015

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

- 1) Oak Hill Estates, Project #563
- 2) CME Associates. Consultant Engineer
- 3) Frances J. Borin, Esq.

DATE: DECEMBER 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			
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

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: DECEMBER 9TH, 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