

RESOLUTION APPROVING MINUTES

BE IT RESOLVED by the Commissioners of the Western Monmouth Utilities Authority that the minutes of the meeting of September 18th, 2014 be and the same are hereby accepted for filing by the Authority.

DATE: DECEMBER 4TH, 2014

<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 MINUTES

BE IT RESOLVED by the Commissioners of the Western Monmouth Utilities Authority that the minutes of the meeting of October 2nd, 2014 be and the same are hereby accepted for filing by the Authority.

DATE: DECEMBER 4TH, 2014

<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 MINUTES

BE IT RESOLVED by the Commissioners of the Western Monmouth Utilities Authority that the minutes of the meeting of October 16th, 2014 be and the same are hereby accepted for filing by the Authority.

DATE: DECEMBER 4TH, 2014

<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 AUTHORIZING THE RELEASE OF THE MAINTENANCE BOND,
REMAINING ESCROW AND CASH SURETY FOR WOOD AVENUE APARTMENTS,
PROJECT #481**

WHEREAS, the developer of Wood Avenue Apartments, Project #481 has requested a release of the Maintenance Bond, Escrow and Cash Surety, and;

WHEREAS, T&M Associates received a letter from the developer requesting the release of the Maintenance Bond. Upon review, the developer was required to post additional escrow fees to pay past due inspection invoices. The developer has since posted the additional fees.

WHEREAS, T&M Associates recommends release of the Maintenance Bond in the amount of \$11,752.50 and all remaining escrow and cash surety to the developer subject to all fees as may be due the Authority being current as per the attached letter dated November 5th, 2014, and

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

1. The Maintenance Bond in the amount of \$11,752.50 be returned.
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) T&M Associates
 - c) Wood Avenue Apartments, Project #481

DATE: DECEMBER 4TH, 2014

<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 AND REMAINING ESCROW FOR THE HELLER GROUP (RITE AID
PHARMACY ROUTE 79), PROJECT #448**

WHEREAS, the developer, The Heller Group (Rite Aid Pharmacy Route 79), Project #448 has requested a release of the Performance Guarantee and Escrow, and;

WHEREAS, CME Associates recommends release of the Performance Guarantee and escrow subject to all fees as may be due the Authority being current. Please note, that due to the time period since the completion of the project wherein the Performance Bond has covered the Maintenance Guarantee period, a Maintenance Guarantee should not be required.

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

1. The Performance Guarantee and escrow shall be returned.
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) The Heller Group (Rite Aid Pharmacy Route 79), Project #448

DATE: DECEMBER 4TH, 2014

<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 CONSENTING TO THE PROPOSED WATER QUALITY
MANAGEMENT PLAN AMENDMENT ENTITLED “FUTURE WASTEWATER
SERVICE AREA (FWSA) MAP FOR MIDDLESEX COUNTY, NEW JERSEY”**

WHEREAS, the Middlesex County Board of Chosen Freeholders desire to provide for the orderly development of wastewater facilities within Middlesex County; and

WHEREAS, the New Jersey Department of Environmental Protection (NJDEP) requires that proposed wastewater treatment and conveyance facilities and wastewater treatment service areas, as well as related subjects, be in conformance with an approved WQM plan; and

WHEREAS, the NJDEP has established the WQM plan amendment procedure as the method of incorporating unplanned facilities into a WQM plan; and

WHEREAS, a proposed WQM plan amendment noticed in the New Jersey Register on October 20th, 2014, for the Future Wastewater Service Area (FWSA) map has been prepared by the Middlesex County Office of Planning;

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

1. The WMUA hereby consents to the amendment entitled “Future Wastewater Service Area (FWSA) Map,” and publicly noticed on October 20th, 2014, prepared by the Middlesex County Office of Planning, for the purpose of its incorporation into the applicable WQM plan(s).
2. This consent shall be submitted to the NJDEP in accordance with N.J.A.C. 7:15-3.4 and to the Middlesex County Office of Planning, Division of Comprehensive Planning and the Environment.

DATE: DECEMBER 4TH, 2014

<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: DECEMBER 4th, 2014

<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			