

**RESOLUTION APPROVING MINUTES**

**BE IT RESOLVED** by the Commissioners of the Western Monmouth Utilities Authority that the minutes of the meeting of November 17<sup>th</sup>, 2014 be and the same are hereby accepted for filing by the Authority.

**DATE: DECEMBER 18<sup>TH</sup>, 2014**

<u>Commissioner</u>	<u>Motion</u>		<u>Recorded Vote</u>			
	<u>1st</u>	<u>2nd</u>	<u>Aye</u>	<u>Nav</u>	<u>Abstain</u>	<u>Absent</u>
<b>McENERY</b>		<b>X</b>	<b>X</b>			
<b>MENDEZ</b>	<b>X</b>		<b>X</b>			
<b>PERNICE</b>					<b>X</b>	
<b>ROSEN</b>			<b>X</b>			

**RESOLUTION AUTHORIZING THE RELEASE OF PERFORMANCE  
BOND AND CASH SURETY FOR FOUR SEASONS PHASE VII,  
PROJECT #367G**

**WHEREAS**, the developer of Four Seasons, Phase VII, K. Hovnanian, Project #367G has requested a release of the Performance Bond and Cash Surety and;

**WHEREAS**, T&M Associates is in receipt of a two year maintenance bond in the amount of \$41,954.18 and has recommended the Performance Bond and Cash Surety be released, and

**WHEREAS**, T&M Associates recommends that the performance bond in the reduced amount of \$21,144.50 and the cash surety in the reduced amount of \$2,349.39 (plus accrued interest) be released, with \$1,000.00 being held by the WMUA to cover the cost associated with the Maintenance Bond Inspection that will take place at the end of the Maintenance period as per the letter dated December 10<sup>th</sup>, 2014 attached, and

**THEREFORE, BE IT RESOLVED**, after the return of the Performance Bond and Cash Surety, any remaining inspection fees shall be returned when all professional fees has been paid.

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

1. The Performance Bond in the reduced amount of \$21,144.50 be released.
2. The Cash Surety in the reduced amount of \$2,349.39 (plus accrued interest) be released.
3. \$1,000.00 will be held by the WMUA to cover the cost associated with the Maintenance Bond Inspection.
4. All professional fees must be current.
5. 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) Four Seasons Phase VII, K. Hovnanian, Project #367G

**DATE: DECEMBER 18<sup>TH</sup>, 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>
<b>McENERY</b>		<b>X</b>	<b>X</b>			
<b>MENDEZ</b>	<b>X</b>		<b>X</b>			
<b>PERNICE</b>			<b>X</b>			
<b>ROSEN</b>			<b>X</b>			

**RESOLUTION AUTHORIZING THE RELEASE OF PERFORMANCE BOND AND CASH SURETY FOR FOUR SEASONS PHASE IV, PROJECT #367D**

**WHEREAS**, the developer of Four Seasons, Phase IV, K. Hovnanian, Project #367D has requested a release of the Performance Bond and Cash Surety and;

**WHEREAS**, T&M Associates is in receipt of a two year maintenance bond in the amount of \$54,689.55 and has recommended the Performance Bond and Cash Surety be released, and

**WHEREAS**, T&M Associates recommends that the performance bond in the reduced amount of \$82,997.23 and the cash surety in the reduced amount of \$9,221.91 (plus accrued interest) be released, with \$1,000.00 being held by the WMUA to cover the cost associated with the Maintenance Bond Inspection that will take place at the end of the Maintenance period as per the letter dated December 10<sup>th</sup>, 2014 attached, and

**THEREFORE, BE IT RESOLVED**, after the return of the Performance Bond and Cash Surety, any remaining inspection fees shall be returned when all professional fees has been paid.

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

1. The Performance Bond in the reduced amount of \$82,997.23 be released.
2. The Cash Surety in the reduced amount of \$9,221.91 (plus accrued interest) be released.
3. \$1,000.00 will be held by the WMUA to cover the cost associated with the Maintenance Bond Inspection.
4. All professional fees must be current.
5. 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) Four Seasons Phase IV, K. Hovnanian, Project #367D

**DATE: DECEMBER 18<sup>TH</sup>, 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>
<b>McENERY</b>		<b>X</b>	<b>X</b>			
<b>MENDEZ</b>	<b>X</b>		<b>X</b>			
<b>PERNICE</b>			<b>X</b>			
<b>ROSEN</b>			<b>X</b>			

**RESOLUTION AUTHORIZING THE RELEASE OF PERFORMANCE BOND AND CASH SURETY FOR THE GRANDE AT BATTLEGROUND, PHASES 1, 2 & 4, PROJECT #201**

**WHEREAS**, the developer of The Grande at Battleground, Project #201 has requested a release of the Performance Bond and Cash Surety and;

**WHEREAS**, T&M Associates is in receipt of a two year maintenance bond in the amount of \$165,408.30 and has recommended the Performance Bond and Cash Surety be released, and

**WHEREAS**, T&M Associates recommends that the performance bond in the reduced amount of \$93,449.70 and the cash surety in the reduced amount of \$10,383.30 (plus accrued interest) be released, with \$1,000.00 being held by the WMUA to cover the cost associated with the Maintenance Bond Inspection that will take place at the end of the Maintenance period as per the letter dated December 10<sup>th</sup>, 2014 attached, and

**THEREFORE, BE IT RESOLVED**, after the return of the Performance Bond and Cash Surety, any remaining inspection fees shall be returned when all professional fees has been paid.

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

1. The Performance Bond in the reduced amount of \$93,449.70 be released.
2. The Cash Surety in the reduced amount of \$10,383.30 (plus accrued interest) be released.
3. \$1,000.00 will be held by the WMUA to cover the cost associated with the Maintenance Bond Inspection.
4. All professional fees must be current.
5. 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) The Grande at Battleground, Project #201

**DATE: DECEMBER 18<sup>TH</sup>, 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>
<b>McENERY</b>		<b>X</b>	<b>X</b>			
<b>MENDEZ</b>	<b>X</b>		<b>X</b>			
<b>PERNICE</b>			<b>X</b>			
<b>ROSEN</b>			<b>X</b>			

**RESOLUTION AUTHORIZING EXECUTION OF DEVELOPER'S  
AGREEMENT WITH MICHAEL HOLDEN, PROJECT #537**

**BE IT RESOLVED** by the Commissioners of the Western Monmouth Utilities Authority that the Chairman and Secretary be and they are hereby authorized and directed to execute a Developer's Agreement between the Western Monmouth Utilities Authority and Michael Holden, Project #537; and

**BE IT FURTHER RESOLVED**, the Commissioners of the Western Monmouth Utilities Authority are authorized to execute a developers agreement; and

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

1. Michael Holden, Project #537
2. T&M Associates, Consultant Engineer
3. John S. Wisniewski, Attorney

**DATE: DECEMBER 18<sup>TH</sup>, 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>
<b>McENERY</b>		<b>X</b>	<b>X</b>			
<b>MENDEZ</b>	<b>X</b>		<b>X</b>			
<b>PERNICE</b>			<b>X</b>			
<b>ROSEN</b>			<b>X</b>			

**RESOLUTION SETTING MEETING DATES FOR PUBLIC AND WORKSHOP MEETINGS FOR THE YEAR ENDING JANUARY 31<sup>ST</sup>, 2016**

**BE IT RESOLVED** by the Commissioners of the Western Monmouth Utilities Authority that pursuant to the provisions of the N.J.S.A. 10:4-6 et seq. the time and place for the regular meetings of the Western Monmouth Utilities Authority will be held at        p.m., at the Meeting Room at the offices of the Western Monmouth Utilities Authority, 103 Pension Road, Manalapan, New Jersey 07726;

**WHEREAS**, the meeting schedule for the fourth Tuesday of each month are tentative and will be held based on necessity, and

The dates of the meetings for February 1<sup>st</sup>, 2015 to January 31<sup>st</sup>, 2016 will be:

<b>WORKSHOP MEETING</b>	<b>PUBLIC MEETING</b>
February 10 <sup>th</sup> , 2015	February 24 <sup>th</sup> , 2015
March 10 <sup>th</sup> , 2015	March 24 <sup>th</sup> , 2015
April 14 <sup>th</sup> , 2015	April 28 <sup>th</sup> , 2015
May 12 <sup>th</sup> , 2015	May 26 <sup>th</sup> , 2015
June 9 <sup>th</sup> , 2015	June 23 <sup>rd</sup> , 2015
July 28 <sup>th</sup> , 2015	July 28 <sup>th</sup> , 2015
August 25 <sup>th</sup> , 2015	August 25 <sup>th</sup> , 2015
September 8 <sup>th</sup> , 2015	September 22 <sup>nd</sup> , 2015
October 13 <sup>th</sup> , 2015	October 27 <sup>th</sup> , 2015
November 10 <sup>th</sup> , 2015	November 24 <sup>th</sup> , 2015
December 9 <sup>th</sup> , 2015	December 23 <sup>rd</sup> , 2015
January 12 <sup>th</sup> , 2015	January 26 <sup>th</sup> , 2015

**BE IT FURTHER RESOLVED** that copies of this Resolution be forwarded to the Municipal Clerks of Marlboro Township, Manalapan Township, Freehold Township and the Borough of Englishtown for filing and posting, and that copies of this Resolution be published in the *Asbury Park Press* and posted on the WMUA website and will also be posted on the bulletin board at the Authority Offices in accordance with provisions of Statute;

**DATE: DECEMBER 18<sup>TH</sup>, 2014**

<u>Commissioner</u>	<u>Motion</u>		<u>Recorded Vote</u>			
	<u>1st</u>	<u>2nd</u>	<u>Aye</u>	<u>Nav</u>	<u>Abstain</u>	<u>Absent</u>
<b>McENERY</b>						
<b>MENDEZ</b>						
<b>PERNICE</b>						
<b>ROSEN</b>						

**14-154 TABLED**

**RESOLUTION AUTHORIZING A PUBLIC HEARING TO SET THE NEW  
BUDGET FOR FISCAL YEAR 2015 -2016**

**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 22<sup>nd</sup>, 2015 at the offices of the Western Monmouth Utilities Authority, 103 Pension Road, Manalapan, New Jersey at 7:30 p.m., for the purpose of adopting the new budget for the year ending January 31<sup>st</sup>, 2016 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 22<sup>nd</sup>, 2015

**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 22<sup>nd</sup>, 2015, at 7:30 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 18<sup>TH</sup>, 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>
<b>McENERY</b>			<b>X</b>			
<b>MENDEZ</b>		<b>X</b>	<b>X</b>			
<b>PERNICE</b>	<b>X</b>		<b>X</b>			
<b>ROSEN</b>			<b>X</b>			

**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 18<sup>TH</sup>, 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>
<b>McENERY</b>			<b>X</b>			
<b>MENDEZ</b>	<b>X</b>		<b>X</b>			
<b>PERNICE</b>		<b>X</b>	<b>X</b>			
<b>ROSEN</b>			<b>X</b>			