

## AUTHORIZING THE CANCELLATION OF A RECEIVABLE

**WHEREAS**, a Payment Plan was given to Orlando Rodriguez by way of Resolution #19-100 on August 20, 2020, and

**WHEREAS**, it has been determined that 126 Robertsville Road connection fee was paid by Freehold Township in the East Freehold Interlocal Service Agreement, and

**WHEREAS**, the Agreement specified that the Township of Freehold paid the Western Monmouth Utilities Authority its connection fee but the resident is billed by Freehold Township, and

**WHEREAS**, the Authority erroneously charged the customer another connection fee and created a user account for the address of 126 Robertsville Road, and

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

1. Authorizing the cancellation of receivable for Account #28244, and making this account INACTIVE as it is billed by the Township of Freehold.
2. The Clerk is hereby authorized to forward copies of this resolution, certified to be true copies to
  - a) Scott DiBenedetto, Chief Financial Officer
  - b) Bridget Fiorino, Accounts Receivable Clerk

**DATE: OCTOBER 27, 2020**

<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>ROSEN</b>	<b>X</b>		<b>X</b>			
<b>PERNICE</b>			<b>X</b>			

**AUTHORIZING THE RELEASE OF PERFORMANCE GUARANTEE AND CASH SURETY TO CHELSEA COMMONS, PROJECT #404**

**WHEREAS**, the developer of Chelsea Commons, Project #404 has requested a release of their Performance Bond & Cash Surety, and;

**WHEREAS**, T&M Associates conducted a final inspection of the above-referenced project. Deficiencies observed have been addressed and the project was determined to be complete. Per our request, the developer has submitted an acceptable 2-year Maintenance Bond as required by the Rules and Regulations, and

**WHEREAS**, T&M Associates recommends the release of the Performance Bond (Safeguard Insurance Co. Bond #5011644, dated July 5, 2005), in the amount of \$147,807.48, and Cash Surety, in the amount of \$16,422.00 (plus accrued interest) be released, with \$1,500.00 held by the WMUA to cover costs associated with a Maintenance Bond Inspection that will take place at the end of the Maintenance period. Additionally, the WMUA should confirm that there are sufficient funds to cover all professional fees necessary for the closing of the project and withhold additional funds as necessary to cover these costs.

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

1. The Performance Guarantee shall be released.
3. The Clerk is hereby authorized to forward copies of this resolution, certified to be a true copy to:
  - a) Dan Werbler, Chelsea Commons, Project #404
  - b) Kathy Leatherman, Chief Administrative Officer
  - c) T&M Associates

**DATE: OCTOBER 27, 2020**

<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>ROSEN</b>		<b>X</b>	<b>X</b>			
<b>PERNICE</b>			<b>X</b>			

## 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 September 22, 2020, be and the same are hereby accepted for filing by the Authority.

**DATE: OCTOBER 27, 2020**

<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>ROSEN</b>	<b>X</b>		<b>X</b>			
<b>PERNICE</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/will not return to public session, and

**WHEREAS**, the Commissioners went into Closed Session to discuss contracts, 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/will not return to open session.

**DATE: OCTOBER 27, 2020**

<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>ROSEN</b>	<b>X</b>		<b>X</b>			
<b>PERNICE</b>			<b>X</b>			