

THE BRICK TOWNSHIP MUNICIPAL
UTILITIES AUTHORITY

IN RE: PUBLIC HEARING
TRANSCRIPT
OF
PROCEEDINGS

Brick Township Municipal Utilities Authority
Brick, New Jersey
Monday, April 26, 2010
7:00 p.m.

MELISSA J. LUMI, C.S.R.
Certified Court Reporter
2260 Church Road
Toms River, New Jersey 08753
(732) 295-8476

Melissa J. Lumi, C.S.R.

CHAIRMAN BOTTAZZI: This meeting is being conducted pursuant to the Open Public Meetings Act, being Chapter 231 of the Laws of 1975. In accordance with the requirements of this law, a Meeting Notice was published on February 10, 2010 in the Asbury Park Press and Brick Communicator. Similar notice was given to the Clerk of the Township of Brick and placed on the bulletin board maintained for this purpose by the Authority.

Roll call, please.

MS. SYLVESTER: Commissioner Buttacavoli?

COMM. BUTTACAVOLI: Here.

MS. SYLVESTER: Commissioner Cartine?

COMM. CARTINE: Here.

MS. SYLVESTER: Commissioner Veni?

COMM. VENI: Here.

MS. SYLVESTER: Commissioner Iannarone?

COMM. IANNARONE: Here.

MS. SYLVESTER: Commissioner Ciocco?

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BOARD OF COMMISSIONERS:
PATRICK L. BOTTAZZI - Chairman
JOSEPH M. VENI, PE - Vice Chairman
ALLAN E. CARTINE - Treasurer
JOSEPH P. BUTTACAVOLI, DMD - Secretary
EDWARD J. McBRIDE - Alternate
JOHN M. CIOCCO - Alternate
MADELINE IANNARONE - Asst. Sect/Treasurer

CONSULTANTS:

JERRY DASTI, ESQ. - Attorney
JOHN TRUHAN - Consulting Engineer
FRANK HOLMAN - Consulting Accountant

STAFF:

JAMES LACEY, CPWM - Executive Director
STEVE SPECHT - Director of Engineering and Operations
FRANK PLANKO - Chief Financial Officer
MARIE SYLVESTER - Executive Supervisor
FRANK PANNUCCI, JR. - Director of Customer Accounts
SCOTT BUNDY - Director of Field Operations
JOE MAGGIO - Director of Water Quality

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COMM. CIOCCO: Here.
MS. SYLVESTER: Commissioner McBride?

COMM. McBRIDE: Here.

MS. SYLVESTER: Chairman Bottazzi?

CHAIRMAN BOTTAZZI: Yes. Here.

Entertain a motion for approval of the minutes of March 22nd of the Rate Hearing and of the Public Meeting.

COMM. VENI: I'll make a motion to accept those two minutes.

COMM. BUTTACAVOLI: I'll second.

CHAIRMAN BOTTAZZI: Roll call, please.

MS. SYLVESTER: Commissioner Iannarone?

COMM. IANNARONE: Yes.

MS. SYLVESTER: Commissioner Buttacavoli?

COMM. BUTTACAVOLI: Yes.

MS. SYLVESTER: Commissioner Veni?

COMM. VENI: Yes.

MS. SYLVESTER: Commissioner Cartine?

COMM. CARTINE: Abstain on both.

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1 MS. SYLVESTER: Chairman Bottazzi?
2 CHAIRMAN BOTTAZZI: Yes. Director
3 Specht, you have some correspondence?

MR. SPECHT: Yes. One letter
dated March 12, 2010, from Mr. John V.
Castronovo, 54 Pilot Drive, commenting on
the outstanding service he received from
the BTMUA, our Customer Accounts Division,
our Meter Division, our Distribution
Division in responding to a water leak in
front of his house.

The leak was reported
approximately 8:30 a.m., and with support
of all of the staff, we were able to repair
the leak the same day, replace the
pavement.

I'd just like to mention the
associates involved in this, Peg Mullen
from Customer Accounts, Joe Dolan from the
Meter Division, and the rest are from the
Distribution Division, Tom Stinebacher, Dan
Silvo, Randy Brewer, Steven Price and Joe
Geoffrey. A letter -- this letter will go
into their personnel files.

CHAIRMAN BOTTAZZI: Okay. That's
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1 good. Any comments from the
2 Commissioners?

3 COMM. VENI: Glad they did a good
4 job.

5 CHAIRMAN BOTTAZZI: Yeah. We
6 have quite a few of them over in that area.
7 Why? Because I live over there?

8 MR. SPECHT: Absolutely. You
9 want one in front of your house, too?

10 CHAIRMAN BOTTAZZI: You seem to
11 know that whole crew pretty well.

12 Approval of the Bill Resolution.
13 Commissioner Buttacavoli, would you give us
14 that, please?

15 COMM. BUTTACAVOLI: Whereas the
16 attached vouchers totaling \$1,991,850.87
17 have been examined and certified by the
18 Members of the Brick Township Municipal
19 Utilities Authority and found to be
20 reasonable and necessary, now therefore be
21 it resolved that said vouchers be and
22 hereby are approved for payment and the
23 treasurer is authorized to make payments
24 thereof.

25 Total Operating Vouchers,
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1 \$344,220.38. Total Payroll,
2 \$1,505,190.53. Total Capital Vouchers,
3 \$83,933.04. Escrow, \$58,506.92. Total
4 Bill Resolution, \$1,991,850.87.

5 Sufficient funds are available for
6 payment of all vouchers. I'd like to make
7 a motion.

8 COMM. CARTINE: Second.
9 CHAIRMAN BOTTAZZI: Roll call,
10 please.

11 MS. SYLVESTER: Commissioner
12 Iannarone?

13 COMM. IANNARONE: Yes.

14 MS. SYLVESTER: Commissioner
15 Buttacavoli?

16 COMM. BUTTACAVOLI: Yes.

17 MS. SYLVESTER: Commissioner Veni?

18 COMM. VENI: Yes.

19 MS. SYLVESTER: Commissioner
20 Cartine?

21 COMM. CARTINE: Yes.

22 MS. SYLVESTER: Chairman Bottazzi?

23 CHAIRMAN BOTTAZZI: Yes.

24 Treasurer's Report, Commissioner Cartine,
25 please.

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1 COMM. CARTINE: Treasurer's Report
2 for the month ending March 31, 2010.

3 Unrestricted Funds, under Total Revenue
4 Funds we have \$12,674,562.43. Total

5 General Funds, \$252,038.25. Total
6 Unrestricted Funds are \$12,926,600.68.

7 Under Restricted Funds, we have
8 Series 2002 Construction Fund,

9 \$1,861,915.67. Rate Projection

10 Maintenance Fund is \$3,591,000. Future

11 Capital Requirements Fund is \$2,433,577.69.

12 Working Capital Fund is \$1,621,464.21.

13 NJEIT Processing Fund, \$2,964,332.57.

14 Total Bond Funds is \$10,834,846.12. Other

15 Restricted Funds, total, \$1,825,836.15.

16 Total Restricted Funds are \$25,132,972.41.

17 Total of all Fund Accounts, \$38,059,573.09.

18 This has been submitted by Frank
19 Planko, Chief Financial Officer. I move
20 the Treasurer's Report, Mr. Chairman.

21 COMM. BUTTACAVOLI: Second.

22 CHAIRMAN BOTTAZZI: Roll call,
23 please.

24 MS. SYLVESTER: Commissioner
25 Iannarone?

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1 COMM. IANNARONE: Yes.
 2 MS. SYLVESTER: Commissioner
 3 Buttacavoli?
 4 COMM. BUTTACAVOLI: Yes.
 5 MS. SYLVESTER: Commissioner Veni?
 6 COMM. VENI: Yes.
 7 MS. SYLVESTER: Commissioner
 8 Cartine?
 9 COMM. CARTINE: Yes.
 10 MS. SYLVESTER: Chairman Bottazzi?
 11 CHAIRMAN BOTTAZZI: Yes. Under
 12 Developer Applications, we have 8.1 and
 13 8.2. Would you do 8.1?
 14 COMM. VENI: Mr. Chairman, we had
 15 two applications for this meeting. The
 16 first one is application 2071 from a Mr.
 17 John Abene, JEM LLC. The site plan shows
 18 that the old Hollywood Video store building
 19 is to be divided into two separate
 20 3,000-square foot retail unit spaces. One
 21 of the retail units will become a
 22 restaurant; however, the other unit does
 23 not show or does not indicate what type of
 24 retail it's going to be used for and I
 25 guess we'll find out when they submit the
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1 final approval.
 2 This plan indicates that each of
 3 the retail units have individual existing
 4 sanitary sewer laterals and individual
 5 existing water service lines. The plan
 6 also indicates that the size of the
 7 existing sanitary sewer lateral for the
 8 proposed restaurant is a four-inch diameter
 9 sanitary sewer line and that the size of
 10 the existing water service for the proposed
 11 restaurant is one inch diameter of water
 12 service. Our approval indicates that if
 13 it is determined that the existing one inch
 14 diameter water service line is not
 15 sufficient capacity for the restaurant to
 16 use, the Applicant will have to make an
 17 application for a new larger size water
 18 line.
 19 With that I make a recommendation
 20 to approve this application.
 21 COMM. IANNARONE: Second.
 22 CHAIRMAN BOTTAZZI: Roll call,
 23 please.
 24 MS. SYLVESTER: Commissioner
 25 Iannarone?
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1 COMM. IANNARONE: Yes.
 2 MS. SYLVESTER: Commissioner
 3 Buttacavoli?
 4 COMM. BUTTACAVOLI: Yes.
 5 MS. SYLVESTER: Commissioner Veni?
 6 COMM. VENI: Yes.
 7 MS. SYLVESTER: Commissioner
 8 Cartine?
 9 COMM. CARTINE: Yes.
 10 MS. SYLVESTER: Chairman Bottazzi?
 11 CHAIRMAN BOTTAZZI: Yes.
 12 COMM. VENI: Mr. Chairman, our
 13 second application is Number 2068, Mr.
 14 Robert Romanow, Brower Drive. This is a
 15 preliminary approval with revisions dated
 16 December 21, 2009.
 17 This project proposes a minor
 18 subdivision of the 11 Brower Drive property
 19 and the adjoining vacant properties to be
 20 subdivided to create three separate
 21 properties. The plan indicates that the
 22 existing residential house at 11 Brower
 23 Drive is to remain and the two new
 24 residential houses to be constructed are on
 25 these new properties.
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1 The first one is Lot 49, and the
 2 utility plan shows the new deep house sewer
 3 connection and a new four-inch diameter
 4 sanitary lateral are going to be installed
 5 from the existing ten-inch diameter
 6 sanitary line to provide a proposed sewer
 7 service for this house.
 8 The plan also shows that the new
 9 one inch diameter water line is to be
 10 installed from the existing six-inch
 11 diameter water main to provide water
 12 service to this house.
 13 With regards to Lot 46.01, utility
 14 plan shows that the location of the
 15 existing deep house sewer connection will
 16 be utilized to provide the new four-inch
 17 diameter sewer lateral to the new house and
 18 that a new one inch diameter water service
 19 is to be installed from the existing
 20 six-inch diameter water main to provide
 21 water service to this house.
 22 With that I make a recommendation
 23 that this application be approved also.
 24 COMM. IANNARONE: Second.
 25 CHAIRMAN BOTTAZZI: Roll call.
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1 MS. SYLVESTER: Commissioner
 2 Iannarone?
 3 COMM. IANNARONE: Yes.
 4 MS. SYLVESTER: Commissioner
 5 Buttacavoli?
 6 COMM. BUTTACAVOLI: Yes.
 7 MS. SYLVESTER: Commissioner Veni?
 8 COMM. VENI: Yes.
 9 MS. SYLVESTER: Commissioner
 10 Cartine?
 11 COMM. CARTINE: Yes.
 12 MS. SYLVESTER: Chairman Bottazzi?
 13 CHAIRMAN BOTTAZZI: Yes. Director
 14 Pannucci, Customer Accounts.
 15 MR. PANNUCCI: Yes, Mr. Chairman,
 16 two items for you and the Board.
 17 Item A, Account 1602600-1.
 18 Vincenzo Carannante, 2115 Route 88. A
 19 one-time water/sewer credit recommended in
 20 the amount of \$460.02 due to a toilet leak.
 21 Average usage is 10,000 gallons and the
 22 quarter in question rose to 93,000. All
 23 repairs have been made and verified and the
 24 meter is in proper working order.
 25 And Item B, Account 19456003-0,
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1 Susan Petri, 121 Riverside Drive. Sewer
 2 credit is recommended to the amount of
 3 \$1,103.22 due to outside watering.
 4 Average usage is 17,000 gallons and the
 5 quarter in question went to 201,000 after
 6 installing a sprinkler system in August.
 7 Homeowner did install her auxiliary meter
 8 after the fact to prevent this in the
 9 future and the usage did not enter into our
 10 system and it's only a sewer credit.
 11 CHAIRMAN BOTTAZZI: Any questions
 12 of the Director on these two items? I'll
 13 entertain a motion.
 14 COMM. VENI: I'll make that
 15 recommendation.
 16 COMM. IANNARONE: I'll second.
 17 MS. SYLVESTER: Commissioner
 18 Iannarone?
 19 COMM. IANNARONE: Yes.
 20 MS. SYLVESTER: Commissioner
 21 Buttacavoli?
 22 COMM. BUTTACAVOLI: Yes.
 23 MS. SYLVESTER: Commissioner Veni?
 24 COMM. VENI: Yes.
 25 MS. SYLVESTER: Commissioner
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1 Cartine?
 2 COMM. CARTINE: Yes.
 3 MS. SYLVESTER: Chairman Bottazzi?
 4 CHAIRMAN BOTTAZZI: Yes.
 5 COMM. CARTINE: Mr. Chairman, I'd
 6 like to address a question to Director
 7 Pannucci.
 8 I know there's some interest in --
 9 and I saw it in your report, with regards
 10 to those people who are now paying their
 11 bills electronically. I think you have
 12 that information. Can you share that with
 13 the Commissioners?
 14 MR. PANNUCCI: Sure. I have it in
 15 my monthly report. You mean how many
 16 people paid so far on-line?
 17 COMM. CARTINE: Yes. Right.
 18 MR. PANNUCCI: Since going online
 19 in the middle of 2010 in January, as of the
 20 date of this report we have had 1,520
 21 on-line payments bringing in \$284,615.59
 22 on-line. From those, 1,176 have been
 23 Echecks and 444 have been credit debit
 24 cards.
 25 COMM. CARTINE: Thank you.
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1 MR. DASTI: What percentage of the
 2 customers does that represent?
 3 MR. PANNUCCI: About 37,000
 4 accounts, four times a year. I need a
 5 calculator.
 6 MR. DASTI: What did you say,
 7 about 1,500?
 8 MR. PANNUCCI: Sure. It's going
 9 to take a while. That's actually better
 10 than we expected right off the bat. I'm
 11 figuring by the end of the year I'd like to
 12 see a quarter of our customers paying their
 13 bills this way.
 14 COMM. CARTINE: Thank you.
 15 CHAIRMAN BOTTAZZI: Director
 16 Bundy, 12A?
 17 MR. BUNDY: Yes, Mr. Chairman.
 18 This is a purchase of PLC replacements.
 19 It's a budgeted project. The vender is
 20 GCF, Incorporated. Total amount,
 21 \$20,706.08. Again, it is funded under
 22 Project 604002 and I did review this with
 23 Mr. Veni and the Construction Committee.
 24 COMM. VENI: I'll make that
 25 recommendation.
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1 CHAIRMAN BOTTAZZI: Motion.
 2 COMM. VENI: I'll make that
 3 motion.
 4 COMM. IANNARONE: I'll second it.
 5 CHAIRMAN BOTTAZZI: Roll call,
 6 please.
 7 MS. SYLVESTER: Commissioner
 8 Iannarone?
 9 COMM. IANNARONE: Yes.
 10 MS. SYLVESTER: Commissioner
 11 Buttacavoli?
 12 COMM. BUTTACAVOLI: Yes.
 13 MS. SYLVESTER: Commissioner Veni?
 14 COMM. VENI: Yes.
 15 MS. SYLVESTER: Commissioner
 16 Cartine?
 17 COMM. CARTINE: Yes.
 18 MS. SYLVESTER: Chairman Bottazzi?
 19 CHAIRMAN BOTTAZZI: Yes. I'll
 20 accept a motion to accept the Executive
 21 Director's report and the personnel items.
 22 COMM. IANNARONE: I'd like to make
 23 that motion to accept the personnel.
 24 COMM. CARTINE: Second.
 25 CHAIRMAN BOTTAZZI: Roll call,
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1 please.
 2 MS. SYLVESTER: Commissioner
 3 Iannarone?
 4 COMM. IANNARONE: Yes.
 5 MS. SYLVESTER: Commissioner
 6 Buttacavoli?
 7 COMM. BUTTACAVOLI: Yes.
 8 MS. SYLVESTER: Commissioner Veni?
 9 COMM. VENI: Yes.
 10 MS. SYLVESTER: Commissioner
 11 Cartine?
 12 COMM. CARTINE: Yes.
 13 MS. SYLVESTER: Chairman Bottazzi?
 14 CHAIRMAN BOTTAZZI: Abstain.
 15 Resolutions. Director Maggio, will you
 16 tell us about 35-10?
 17 MR. MAGGIO: Yes, Mr. Chairman.
 18 Resolution 35-10 authorizes the execution
 19 of a Shared Services Agreement between
 20 Point Pleasant Beach and the Authority
 21 wherein the Authority will prepare and
 22 print the Point Pleasant Beach 2009
 23 Consumer Confidence Report in exchange for
 24 four unused chemical feed pumps from their
 25 water treatment plant for use at our water
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1 treatment plant.
 2 CHAIRMAN BOTTAZZI: Run that by me
 3 again.
 4 MR. MAGGIO: They have four
 5 chemical feed pumps at their water
 6 treatment plant that they're no longer
 7 using. We can use them at our water
 8 treatment plant. They do have some value.
 9 So in lieu of paying them cash for
 10 the pumps, we have -- well, we tentatively
 11 agreed, should the Board give us approval,
 12 to prepare their Consumer Confidence
 13 Report, which is a yearly report that's
 14 required to be distributed to all of their
 15 customers showing their water quality.
 16 We estimate that out-of-pocket
 17 expenses for the Authority would be \$500
 18 for printing and minimum staff time because
 19 we would do the preparation of their report
 20 in conjunction with our report and we feel
 21 that we're getting a very good deal because
 22 these pumps do have some significant value,
 23 particularly to us at our water treatment
 24 plant.
 25 CHAIRMAN BOTTAZZI: Now, just four
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1 of them?
 2 MR. MAGGIO: Four pumps, yes.
 3 CHAIRMAN BOTTAZZI: And they're
 4 \$125 each or --
 5 MR. MAGGIO: They're no longer
 6 available. However, this is a model pump
 7 that the replacement pump is inferior to
 8 this pump. I would estimate new they
 9 would be in excess of \$10,000 to \$12,000.
 10 Used, I would, you know, just hazard a
 11 guess, I'd say \$2,000.
 12 COMM. BUTTACAVOLI: Each?
 13 MR. MAGGIO: No, as a group. We
 14 haven't been able to test them. We do
 15 have mechanics that would be able to make
 16 any repairs to the pumps, you know, rebuild
 17 pumps for use or if there's something
 18 that's too far gone, we can use spare parts
 19 from it.
 20 CHAIRMAN BOTTAZZI: We don't have
 21 to give them a couple of million gallons of
 22 water for nothing.
 23 MR. MAGGIO: No. No. We kept
 24 that out of the bargain.
 25 CHAIRMAN BOTTAZZI: Good. Okay.
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1 Any questions of the Director on that item?
 2 I'll entertain a motion.
 3 COMM. CARTINE: I move that we
 4 accept Resolution 35-10.
 5 COMM. IANNARONE: Second.
 6 CHAIRMAN BOTTAZZI: Roll call,
 7 please.
 8 MS. SYLVESTER: Commissioner
 9 Iannarone?
 10 COMM. IANNARONE: Yes.
 11 MS. SYLVESTER: Commissioner
 12 Buttacavoli?
 13 COMM. BUTTACAVOLI: Yes.
 14 MS. SYLVESTER: Commissioner Veni?
 15 COMM. VENI: Yes.
 16 MS. SYLVESTER: Commissioner
 17 Cartine?
 18 COMM. CARTINE: Yes.
 19 MS. SYLVESTER: Chairman Bottazzi?
 20 CHAIRMAN BOTTAZZI: Yes. 41-10,
 21 Director Bundy. Tell us about this
 22 backhoe.
 23 MR. BUNDY: Yes, Mr. Chairman.
 24 This is a replacement backhoe. It was a
 25 three bid public -- I'm sorry. I take that
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1 back. It was a public bid. We received
 2 three bids on the backhoe. The low
 3 company was Trico Equipment Services for a
 4 total amount of \$76,464.
 5 At this time we're recommending
 6 not going with the trade-in because they
 7 were low on the trade number. We can
 8 probably sell it ourselves on Govdeals or
 9 something like that for more money.
 10 It's Project Number 808004 and we
 11 do have \$85,000 budgeted, so we're well
 12 within that, even without the trade-in.
 13 CHAIRMAN BOTTAZZI: Okay.
 14 COMM. VENI: I make that motion.
 15 CHAIRMAN BOTTAZZI: Yes, and I
 16 think in the future we ought to have the
 17 price of the backhoe on -- let the public
 18 know what it is costing us. Here it just
 19 says backhoe. I mean, we know it's
 20 \$85,000.
 21 COMM. CARTINE: Question, through
 22 the Chair.
 23 CHAIRMAN BOTTAZZI: Yes.
 24 COMM. CARTINE: What's the matter
 25 with the backhoe that we have now?
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1 MR. BUNDY: It's old.
 2 COMM. CARTINE: Besides being old,
 3 does it run? Does it work?
 4 MR. BUNDY: It runs. It's
 5 costing us a lot more money to maintain it
 6 now.
 7 COMM. CARTINE: Maintaining it is
 8 costing us money?
 9 MR. BUNDY: Significant. It's
 10 going to need some work coming up.
 11 Actually we put this off for a few years.
 12 The guys in the garage have done a good job
 13 keeping the equipment running.
 14 COMM. CARTINE: Thank you.
 15 COMM. VENI: I made a motion.
 16 COMM. IANNARONE: I'll second.
 17 CHAIRMAN BOTTAZZI: Roll call,
 18 please.
 19 MS. SYLVESTER: Commissioner
 20 Iannarone?
 21 COMM. IANNARONE: Yes.
 22 MS. SYLVESTER: Commissioner
 23 Buttacavoli?
 24 COMM. BUTTACAVOLI: Yes.
 25 MS. SYLVESTER: Commissioner Veni?
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1 COMM. VENI: Yes.
 2 MS. SYLVESTER: Commissioner
 3 Cartine?
 4 COMM. CARTINE: Yes.
 5 MS. SYLVESTER: Chairman Bottazzi?
 6 CHAIRMAN BOTTAZZI: Yes. Director
 7 Specht, 42-10, 43-10, 44-10.
 8 MR. SPECHT: Yes, Mr. Chairman.
 9 42-10 is a resolution for the award of a
 10 public contract to Caruso Excavating
 11 Incorporated in the amount of \$498,894 for
 12 the parallel sewer main under the Garden
 13 State Parkway, Contract Number 805001. New
 14 Jersey Environmental Infrastructure
 15 Financing Program Project Number
 16 S340448-08.
 17 We received 13 bids for this
 18 project on March 31st. They ranged from
 19 \$498,894 to \$947,766. The engineer's
 20 estimate was \$534,000 and I would recommend
 21 based on our evaluation that we award this
 22 contract to Caruso Excavating, and upon
 23 award we would get authorization from the
 24 NJDEP to award also since it is an
 25 Infrastructure Finance job under the new
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1 financing we just received.
 2 CHAIRMAN BOTTAZZI: This came
 3 under \$37,000 less than our in-house
 estimated cost?
 4 MR. SPECHT: That is correct.
 5 CHAIRMAN BOTTAZZI: And it also
 6 went to almost double the amount in bids.
 7 MR. SPECHT: That is correct.
 8 The low bid was \$498,000 and change, the
 9 second bidder was \$532,000. We fell in at
 10 number three at \$534, and then the third
 11 bidder was \$629,000 and then up from there,
 12 the next ten bidders.
 13 CHAIRMAN BOTTAZZI: Entertain a
 14 motion.
 15 COMM. VENI: I'll make that
 16 motion.
 17 COMM. BUTTACAVOLI: I'll second
 18 it.
 19 CHAIRMAN BOTTAZZI: Roll call.
 20 MS. SYLVESTER: Commissioner
 21 Iannarone?
 22 COMM. IANNARONE: Yes.
 23 MS. SYLVESTER: Commissioner
 24 Buttacavoli?
 25

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1 COMM. BUTTACAVOLI: Yes.
 2 MS. SYLVESTER: Commissioner Veni?
 3 COMM. VENI: Yes.
 4 MS. SYLVESTER: Commissioner
 5 Cartine?
 6 COMM. CARTINE: Yes.
 7 MS. SYLVESTER: Chairman Bottazzi?
 8 CHAIRMAN BOTTAZZI: Yes. Okay.
 9 43-10, please.
 10 MR. SPECHT: 43-10, Mr. Chairman,
 11 is for Change Order Number 1, with EACM
 12 Corporation for an increase in the contract
 13 amount of \$1,150 for Contract Number
 14 793007, the William Miller Water Treatment
 15 Plant, Modifications to the HVAC Equipment.
 16 The total contract awarded was
 17 approximately \$50,000. This is for an
 18 additional circuit breaker that's required.
 19 Once we get approval on this, we'll wrap up
 20 this project. So I recommend award of this
 change order.
 21 COMM. VENI: I'll make that
 22 recommendation.
 23 COMM. IANNARONE: I second it.
 24 COMM. VENI: I make that motion.
 25

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1 COMM. IANNARONE: I'll second it.
 2 CHAIRMAN BOTTAZZI: Roll call,
 3 please.
 4 MS. SYLVESTER: Commissioner
 5 Iannarone?
 6 COMM. IANNARONE: Yes.
 7 MS. SYLVESTER: Commissioner
 8 Buttacavoli?
 9 COMM. BUTTACAVOLI: Yes.
 10 MS. SYLVESTER: Commissioner Veni?
 11 COMM. VENI: Yes.
 12 MS. SYLVESTER: Commissioner
 13 Cartine?
 14 COMM. CARTINE: Yes.
 15 MS. SYLVESTER: Chairman Bottazzi?
 16 CHAIRMAN BOTTAZZI: Yes. 44-10.
 17 MR. SPECHT: Mr. Chairman, I'd
 18 like to kick this one over to Mr. Dasti, if
 19 you don't mind.
 20 MR. DASTI: This is a resolution
 21 to approve an agreement we've reached with
 22 Etel Associates. Etel is the owner of the
 23 shopping center which used to be part of
 24 the Laurelton Circle, I don't know what you
 25 call it now, and there was an issue about

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1 providing water service to existing and
 2 future tenants in the plaza, and during the
 3 negotiations with the property owner, we
 4 discovered that he hadn't paid -- or
 5 someone there hadn't paid the water
 6 connection fee on the out building, which
 7 was connected many years ago apparently.
 8 So this agreement provides that he
 9 has to pay the connection fee, which is
 10 paid at today's prices. It provides also,
 11 you know, an understanding as to that we
 12 recommend that they should have upgraded
 13 their system, and we're not taking any
 14 responsibility if there's not enough water
 15 pressure for the tenants who are there.
 16 This all came about, as I recall,
 17 because they went to the planning board for
 18 a couple of I guess what you would call
 19 cosmetic improvements.
 20 MR. SPECHT: Correct, and a minor
 21 addition to the building.
 22 MR. DASTI: So I feel that this is
 23 a fair resolution of this issue. They pay
 24 the connection fee that apparently was not
 25 paid. I don't want to make it sound like

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1 he intentionally didn't pay it, but
2 somebody didn't pay it years ago and it
3 resolves our concern about water pressure
to the existing facility.

4 COMM. CARTINE: Mr. Chairman, I'll
5 move 44-10.

6 COMM. VENI: I'll second it.

7 CHAIRMAN BOTTAZZI: Roll call,
8 please.

9 MS. SYLVESTER: Commissioner
10 Iannarone?

11 COMM. IANNARONE: Yes.

12 MS. SYLVESTER: Commissioner
13 Buttacavoli?

14 COMM. BUTTACAVOLI: Yes.

15 MS. SYLVESTER: Commissioner Veni?

16 COMM. VENI: Yes.

17 MS. SYLVESTER: Commissioner
18 Cartine?

19 COMM. CARTINE: Yes.

20 MS. SYLVESTER: Chairman Bottazzi?

21 CHAIRMAN BOTTAZZI: Yes. Before I

22 open it to the public discussion, I would
23 like to recognize and for the record thank

24 Councilwoman Scaturro is here in the

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1 audience. I didn't pass you by, I didn't
2 forget you, Councilman Thulen and
3 Councilman Brando are here with us today,
4 and our Community Affairs, Ocean County
5 Community Affairs Director is also here,
6 Mr. Scaturro, and sir?

7 COUNCILMAN THULEN: I just want
8 you to know I'm impressed with your
9 rendition of a meat locker. Perhaps next
10 month we can have a balmy, tropical island.

11 CHAIRMAN BOTTAZZI: We have one
12 person in the audience that requests this
13 temperature.

14 Councilman Thulen, would you,
15 after the meeting, I'd like to set up a
16 meeting with you, Director Specht and
17 Commissioner Veni and myself and discuss
18 the meeting for us four about alternate
19 energy.

20 COUNCILMAN THULEN: Sure.

21 CHAIRMAN BOTTAZZI: All right?

22 At this time I'll open the meeting up to
23 the public. If there's anyone here that
24 would like to speak. I'll recognize you.

25 Yes?

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1 MR. BRIGGS: One, I'd like to
2 publicly thank Mr. Lacey because he wasn't
3 here last meeting for his assistance in
4 getting my water --

5 CHAIRMAN BOTTAZZI: I can't hear
6 you.

7 MR. BRIGGS: I'd like to thank Mr.
8 Lacey for all his assistance in helping me
9 get my water meter changed. He wasn't
10 here last meeting for me to thank him.

11 Second, it's not a meat locker,
12 it's rented out as a funeral parlor after
13 we leave.

14 And third, I know everybody is
15 waiting to hear the question, what's with
16 that insurance company that's involved with
17 Mr. Ritacco that they keep saying, and also
18 covered Bricktown Municipal Utilities?

19 CHAIRMAN BOTTAZZI: Isn't that
20 something? They have been in business in
21 the State of New Jersey for many years.
22 They were the only ones that did answer our
23 request for RFQs. We advised that we were
24 going, just prior to our organization
25 meeting that you didn't come to, and we go

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1 out to all, and whoever, and they answered,
2 they were the only one that answered, so we
3 chose them.

4 Now, I will tell you this, it's a
5 set fee. The fee is set at a percentage.
6 You follow me? There's no negotiating,
7 there's no balances, just like with the
8 attorneys, with the accountant, they get
9 paid so much an hour, that is it. That's
10 why we make sure they stay awake while
11 they're here. You follow what I'm saying?

12 We sent out, they were the only
13 ones that applied for the job of being our
14 risk manager.

15 MR. BRIGGS: I just have one
16 question, because --

17 CHAIRMAN BOTTAZZI: By the words
18 of the attorney, I'm not allowed to discuss
19 it, but I gave you more information just so
20 I know you don't go to the Township meeting
21 and tell them something else.

22 MR. DASTI: Mrs. Briggs, we go
23 through a process with all of our
24 professional contracts, as most towns do --

25 MRS. BRIGGS: And I understand

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1 that --

2 MR. DASTI: Let me finish. We go
3 through what we call a Request for
4 Proposal, and we always solicit, we put it
5 on our website, we put it in the papers. I
6 know that the Chairman meant to say there
7 were two proposals that we received and we
8 chose this one. The price I think was the
9 same, I don't recall, but we chose this
10 one.

11 MR. LACEY: There's one JIF, one
12 utility JIF.

13 MR. DASTI: And this is an
14 insurance consultant, for lack of a better
15 word. It just does our insurance
16 decisions and we're required to have
17 someone in this position because we are
18 part of the insurance -- the Joint
19 Insurance Fund, and part of the agreement
20 that we have with JIF is that, and each
21 town has this, you have to have your own
22 insurance expert help.

23 MR. BRIGGS: That just brings two
24 questions. One, why would you advise him
25 not to say anything? It doesn't say the

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1 BTMUA is involved, it just says, the BTMUA
2 is also covered by the same office. Now
3 you're giving the impression that the FBI
4 is going to be showing up here tomorrow.

5 MR. DASTI: No.

6 MR. BRIGGS: Aside from that, in
7 the paper it said that they had an address
8 on Water Street in Toms River that doesn't
9 exist.

10 MR. DASTI: I don't know anything
11 about it.

12 CHAIRMAN BOTTAZZI: Is there
13 anyone else that has any questions? Okay.
14 If I see no other person, I'll close this
15 part of the meeting.

16 We have quite a long agenda to go
17 into closed session. Actually, when we
18 come out, there will not be any formal
19 voting or decisions made on these items.
20 We'll just adjourn.

21 Thank you very much for attending.
22 Don't any of the staff leave because we
23 have different items that we want to
24 discuss. The Executive Director will tell
25 you who should stay and who shouldn't.

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1 MR. DASTI: The Authority needs to
2 adopt a resolution to go into closed
3 session and the minutes of the meeting will
4 be held private and not disclosed to the
5 public until the need for confidentiality
6 no longer exists.

7 CHAIRMAN BOTTAZZI: I make a
8 motion.

9 COMM. IANNARONE: Second.

10 CHAIRMAN BOTTAZZI: All in favor?

11 ALL MEMBERS: Aye.

12 (Whereupon meeting was concluded
13 at 7:35 p.m.)

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C E R T I F I C A T E

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3
4 I, MELISSA LUMI, a Certified Shorthand
5 Reporter and Notary Public of the State of New
6 Jersey certify that the foregoing is a true and
7 accurate Computerized Transcript of the Meeting.

8
9 I further certify that I am neither
10 attorney, of counsel for, nor related to or
11 employed by any of the parties to the action in
12 which the Depositions are taken, and further that
13 I am not a relative or employee of any attorney
14 or counsel employed in this case, nor am I
15 financially interested in the action.

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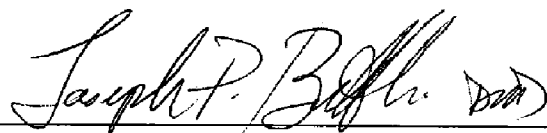
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CERTIFICATION

I hereby certify that the foregoing transcript prepared by Melissa J. Lumi, CSR, along with any addendums prepared by the Executive Supervisor, and/or Authority Legal Counsel, attached hereto, represents the minutes of the Meeting of The Brick Township Municipal Utilities Authority, County of Ocean, State of New Jersey, held on Monday, April 26, 2010.

Respectfully submitted,



Joseph P. Buttacavoli, DMD, Secretary