

Minutes of a PUBLIC MEETING of
The Brick Township Municipal Utilities Authority Held on
April 25, 2011 beginning at 6:00 p.m.

1. SALUTE TO THE FLAG OF THE UNITED STATES OF AMERICA

2. CHAIRMAN'S OPENING STATEMENT

Chairman Veni called the meeting to order and read the following statement: *"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 3, 2011 in the Asbury Park Press. 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."*

3. ROLL CALL

Joseph Buttacavoli, DMD	Present
Allan E. Cartine	Arrived at 6:40 p.m.
John A. Catalano	Present
Patrick L. Bottazzi	Present
John Ciocco	Arrived at 6:20 p.m.
Edward J. McBride	Present
Joseph M. Veni, PE	Absent

Staff & Consultants Present

James F. Lacey, CPWM, Executive Director
Stephen T. Specht, PE, Director Engineering/Operations
Frank Planko, CFO
Joseph Maggio, PE, Director of Water Quality
Frank Pannucci, Jr., Director of Customer Accounts
Scott Bundy, Director of Central Services
Marie Sylvester, Executive Supervisor
Jerry Dasti, Esq., Authority General Counsel
John S. Truhan, PE, Authority Consulting Engineer
Frank B. Holman, Authority Auditor

4. Directors' Reports

a. James F. Lacey, CPWM, Executive Director

Director Lacey stated, "As submitted Mr. Chairman, I don't know if you have any questions but I do have some items for closed session involving personnel, litigation and contractual. Other than that

things are going smooth. The ASR is doing well. This afternoon they were 850 feet when I was down there and it seems to be going well.”

b. Stephen T. Specht, PE, Director of Engineering

Director Specht advised, “Yes Mr. Chairman I have a number of items for the Board’s approval tonight in my report. Just wanted to make mention that on April 30th which is this Saturday, we have the first annual Brick Township Green Fair. Being on the Mayor’s Advisory Council on renewable energy they are a major sponsor as well as Brick Utilities. I believe Rob Karl will be there from the Authority giving a presentation. So that is this Saturday at Brick High School from 11:00 a.m. to 3:00 p.m. I received a resolution from the Township of Brick memorializing the shared services agreement for Glenwood Avenue and Glenwood Place for the water main upgrades. They will be handling the design and construction and we will reimburse them accordingly.”

c. Joseph Maggio, PE, Director of Water Quality

Director Maggio advised, “Mr. Chairman we have several items for Board action on the agenda including two resolutions. Resolution 24-11 is rescinding one of our chemical bids for the supply of Lime Slurry Inhibitor. The vendor did not indicate in his bid that the product he was going to be providing did not meet our specifications. Mr. Dasti and myself spoke with the company, Carus and they agreed to not object rescinding their bid, but they feel, and we have checked some references that the chemical they were going to provide is equally as good as a chemical that would meet our specifications. They are going to be providing us with two 55 gallon drums of their chemical free of charge for us to use and evaluate going forward. That is about a \$1,500 worth of product. The references we checked came back positive that this will work as well as other products out there so we are quite optimistic that this will come out good. If it does work it is a significantly lower priced chemical than the one we’ve used in the past.”

Counselor Dasti added, “And if it does work Director Maggio can order it for the rest of the year without going out to bid because it will be well below the bid threshold so it can be done on a voucher basis.”

Director Maggio continued, “We also have Resolution 40-11 which authorizes a grant agreement between the Authority and the NJDEP. As you may recall there have been some user ports where DEP found perflouronated compounds in the Metedeconk River. The DEP approached us and knowing the work that we have done on other grant projects, as well as other research projects, they asked us if we would participate in a project to conduct sampling in the Metedeconk River to possibly identify and remediate the source of PFC’s in the Metedeconk as well as conduct a pilot study of small scale treatment process at the plant to remove PFC’s. The grant amount that the DEP will be giving us is \$92,740.00. Our contribution will be non-monetary efforts, sampling and staff time which is approximate \$80,000. This is a really positive project for us. It’s something that we would probably be doing a similar project on if this wasn’t being funded. We also have our chemical laboratory instrument service warranty that we will be requesting that we approve. And one last thing is this Wednesday we will be having our Watershed Restoration Plan Stakeholder Committee Meeting at Ocean County College.

e. Scott Bundy, Director of Central Services

Director Bundy advised, "I have several items that are on the agenda for approval this evening. I wanted to point out a few things to you. I did not have a chance to meet with the Reservoir Committee but I was going to report that we had a dog bite incident up at the Reservoir. This is the first one that we have had reported to us. We have taken steps to insure that the dog does not come there anymore with its owner. And we have several requests to use the Reservoir and I will go through them one at a time when we get to that portion."

Comm. Bottazzi asked, "Were the people notified? I see reading your report, that through the video cameras you were able to identify the person and the dog. Were they notified with a letter from our attorney that there will be consequences if they do come back with the dog?"

Director Bundy replied, "We haven't done that yet because I wanted to go over that with the Committee first."

Comm. Bottazzi stated, "Ok well then I will suggest because I am the Chairman of that Committee that we talk to Mr. Dasti and..."

Counselor Dasti asked Director Bundy if he had notified our insurance carrier. Director Bundy replied, "We did not."

Comm. Bottazzi stated, "As Mr. Bundy was speaking about the Reservoir, and you all have copies of correspondence from Trinity Church that we will pass along to the attorney in order to complete the negotiations with them."

Comm. Catalano asked Counselor Dasti if we have received anything from the person who got bit.

Counselor Dasti replied, "I have not but I will talk to Director Bundy about it tomorrow. I think we should notify our carrier just in case and if Mr. Bundy has the name and address we will notify the people to stay out of the Reservoir."

f. Frank Pannucci, Jr., Director of Customer Accounts

Director Pannucci advised, "I have five customer account reconciliations to go through one by one when the board is ready to vote on them. Besides that just to point out that it is tax sale season and we collected just over \$150,000 in delinquent accounts. At our meter training seminar we had just under 50 people from surrounding authorities and it was a very informative time. Sensus, our meter company was here for half a day training people. It was a worthwhile time."

g. Frank Planko, Chief Financial Officer

Director Planko stated, "Just a couple of items. As the Board knows our fiscal year ended on March 31st so we will have our auditors in to begin the year end audit starting on May 2nd. Also last month we adopted the budget, and I sent out the budget and all the paperwork to the state. Just today I received the Budget Adoption Certification from the State. So the state has adopted our budget as well. We have a resolution 37-11 on the Agenda this evening. I just want to give the Board a little bit of

background on that. As you might recall, back in September they did authorize the potential refunding of \$16.2 million dollars which is the remainder of our 1998 bonds and a portion of our 2002 bonds. Following the board adoption, the refunding came before the Local Finance Board for their review and adoption. The Local Finance Board's findings were that the costs and calculations associated with the application were determined to be reasonable. In other words they found everything in order. This resolution is simply for the Board's adoption of those findings. As the Chairman knows we discussed it at the Finance Committee Meeting."

Counselor Dasti added, "Now that they have approved it we need to wait for the bond ratings to get better so there will be more than a 3% savings. I think they are just a little bit too close right now. Is that right Frank?"

Director Planko replied, "That is correct. As I mentioned at the Rate Hearing last month, myself, Acacia and Bond Counsel are watching the market. We have to wait for some improvement so we get that net present value savings of 3%."

Comm. Bottazzi asked, "If I could direct this question to Director Planko, without naming the Township with bulk sales, we had a town that was delinquent. Has that been caught up with?"

Director Planko replied, "Yes that is all paid up. I notified the Finance Committee at the time we got the purchase order and the payment. All our bulk sales are now being paid on a timely basis."

Comm. Bottazzi stated, "Well shouldn't that have been in your report because I am not a member of the Finance Committee and I didn't know about it."

Director Planko stated, "I thought I might have mentioned it in my notes but maybe I didn't."

5. Commissioner Committee Reports

a. Construction, Buildings & Grounds Committee

Comm. Buttacavoli stated, "We had a meeting of the Construction Committee on Tuesday, April 11th, at 4:00 p.m. We went over several things that were mentioned today by different directors including a change order. I believe that is on the agenda today for an increase of \$4,000 clean out protection boxes. There was mention of the CAFRA permit for the parking lot expansion for over \$13,000. We reviewed the authorization to proceed with a shared services agreement with the Borough of Bay Head. The rescinding bid that Director Maggio mentioned, as well and the grant agreement. We also mentioned several purchase of vehicles and I believe five of them are on the agenda today. Authorization to award the annual pipe and appurtenances bid. Authorization to purchase the sewer grinder and cutting cartridge which has been in service since 2006, the annual service contract with Agilent Laboratories and the purchase of a computer for the TV truck. Also we went over some builder/developer applications."

Comm. Bottazzi asked, "TV truck, didn't we just buy that truck? Or didn't we do some major things to it?"

Director Specht replied, "It is a few years old now. We do have an existing PC in the truck right now and it doesn't really handle what we want to handle out there. I think there has been a request for Central services to buy a laptop."

b. Finance Committee

Comm. Catalano stated, "Finance and Rate Committee had a meeting April 8th. Basically it was just the Finance Committee, not much about rates. We basically talked about a potential contract that we will discuss in Exempt Session so I'd rather not discuss any of that now, but I will say that I got my new bill and I normally at my store pay \$169 per quarter and I paid \$119 so I saved \$50 which was pretty good."

c. Rate Committee

d. Reservoir Committee

Director Bundy advised that the Reservoir Committee didn't meet this month.

e. Watershed Committee

Director Maggio stated, "In addition to the watershed management plan meeting that is coming up we have also been approached by NJDEP to participate in a large scale Barnegat Bay sampling program. Our participation would be to collect some water quality samples on the Metedeconk River at two sampling sites that we normally visit. This is part of the Governor's Comprehensive Plan for restoring Barnegat Bay. As I think everyone recognizes that attention on Barnegat Bay ends up resulting in storm water quality improvements that work up further into the watershed and they do benefit us, particularly storm water projects. So our participation will be very beneficial on that. In the watershed actual source water issues, we have had some minor taste and odor events. We have been seeing just algae growing in the river and we have been managing those with source water changes through the month. It is just that time of year."

f. Alternate Water Source/Energy Committee

g. Hazmat Liaison/Committee

Comm. McBride stated, "I checked with Director Maggio and there is nothing to report."

h. Security Committee

Vice Chairman Catalano stated, "We will wait on this, Chairman Veni would like to discuss that at the next meeting."

6. EXEMPT SESSION

Counselor Dasti stated, "We will need a motion to go into exempt session for contracts and personnel issues and the minutes of the meeting shall be kept confidential until the need for confidentiality no longer exists."

Motion to go into closed session made by Comm. Bottazzi, Seconded by Comm. Buttacavoli.

AYES: Comm. Bottazzi, McBride, Bottazzi, Catalano
NAYS: None
ABSTAIN: None

Vice Chairman Catalano stated, "I would like Counselor to stay, executive director Lacey, all the commissioners, Director Bundy and Marie to stay."

All other consultants and members of the public were excused at 6:20 p.m. for the start of the Exempt session.

On motion duly made and seconded the group returned to open session at 8:40 p.m.

7. APPROVAL OF MINUTES

Vice Chairman Catalano asked for a motion to approve the minutes of the March 28, 2011 Rate Hearing. Motion by Comm. Buttacavoli, seconded by Comm. Cartine

AYES: Comm. Buttacavoli, Cartine, Ciocco, Catalano
NAYS: None
ABSTAIN: Comm. Bottazzi

Vice Chairman Catalano asked for a motion to approve the minutes of the March 28, 2011 Public Meeting. Motion by Comm. Buttacavoli. Seconded by Comm. Ciocco.

AYES: Comm. Buttacavoli, Cartine, Ciocco, Catalano
NAYS: None
ABSTAIN: Comm. Bottazzi

8. CORRESPONDENCE - NONE

9. APPROVAL OF BILL RESOLUTION - Commissioner Bottazzi

Comm. Bottazzi read the Bill Resolution dated April 25, 2011 in the total amount of \$2,937,911.08 broken down as follows:

Total Operating Vouchers:	\$515,206.96
Total Payroll:	\$1,715,186.12
Total Capital Vouchers:	707,518.00
Escrow:	0

Comm. Bottazzi made a motion to approve the Bill Resolution. Seconded by Comm. Buttacavoli

AYES: Comm. Buttacavoli, Cartine, Bottazzi, Ciocco, Catalano
NAYS: None
ABSTAIN: None

10. TREASURER'S REPORT - *Commissioner Cartine*

Comm Cartine read the Treasurer's Report balances for the month ending March 31, 2011 as follows:

Unrestricted Funds:

Total Revenue Funds:	\$12,673,324.29
Total General Funds:	\$ 252,467.51
Total Unrestricted Funds:	\$12,925,791.80

Restricted Funds:

Series 2002 Construction Fund	744,331.16
Rate Projection Maintenance Fund:	3,591,000.00
Future Capital Requirements Fund:	2,433,577.69
Working Capital Fund:	1,621,464.21
NJEIT Processing Fund:	1,806,850.57
Total Bond Funds:	10,831,629.93
Total Other Restricted Funds:	1,810,289.65
Total Restricted Funds	22,839,143.21
Total of All Fund Accounts:	35,764,935.01

Comm. Cartine made a motion to accept the Treasurer's Report. Seconded by Comm. Bottazzi

AYES:	Comm. Buttacavoli, Cartine, Bottazzi, Ciocco, Catalano
NAYS:	None
ABSTAIN:	None

11. DEVELOPER APPLICATIONS

11.1 Preliminary Applications - No Further Action Required

Comm. Buttacavoli advised, "We had gone over one application at our meeting on the 11th and a second one was just placed on the agenda recently so Mr. Specht will do that one and I will take care of the first one 2092 for Thomas Manzo, Manzo Organization of Brick. This is a preliminary for a six unit shopping mall complex. 11,550 square feet. The proposed 302 linear feet of six inch diameter water main to be extended from the existing six inch diameter water main on South Dock Road. There is also a proposed Brick Utilities 20 foot wide utility easement to provide for the new six inch diameter water main. Also six proposed one inch diameter water service lines to each of the individual retail units and one common fire protection water service line is proposed. Also one six inch diameter sanitary lateral to be installed from the existing 8 inch diameter sanitary sewer service that is on the property presently."

Comm. Buttacavoli made a motion to accept Developer Application No. 2092. Seconded by Comm Ciocco.

AYES: Comm. Buttacavoli, Cartine, Bottazzi, Ciocco, Catalano
NAYS: None
ABSTAIN: None

Director Specht advised, "This is the developer application 2089 Mr. Thomas Beaton of David Beaton and Sons. It is for the replacement of an office building at the David Beaton & Sons boatyard located on Beaton Road. It is a final application for one commercial unit. This application was originally given preliminary approval on January 24, 2011. One of the conditions for the preliminary approval prior to being granted final approval is that an easement document was to be submitted for a prior application No. 1841 which we had not received. Subsequently to that we have received this deed of easement and it has been reviewed by staff and Mr. Dasti. It is now being presented to the board for final signature. At this juncture, I would now entertain that we move ahead with the approval of Developer Application 2089."

Comm. Bottazzi stated, "About twelve years ago he came in here and we gave a right of way all the way down on the west side of that street. Now what did we do give him that property and now he is building on it?"

Director Specht replied, "That had to do with a developer application. He was to give us an easement outside of the public right-of-way for the water main and there is also an existing force main. We only own the water main. He owns the force main. That's what that was for. So we just wrapped up the easement associated with that. All he wants to do now is he has an existing facility out there and I believe he wants to build a new office building. This building he is looking at is 2300 square feet, but he will have bathrooms, showers, etc."

Comm. Buttacavoli made a motion to accept the Developer Application No. 2089. It was then seconded by Comm. Cartine.

AYES: Comm. Buttacavoli, Cartine, Bottazzi, Ciocco, Catalano
NAYS: None
ABSTAIN: None

11.2 Other Applications - NONE

11.3 Release of Performance Bonds - NONE

12. UNANTICIPATED/EMERGENCY CAPITAL EXPENDITURES

13. CUSTOMER ACCOUNTS RECONCILIATIONS

Director Pannucci reviewed the Customer Accounts Reconciliations as listed on the agenda.

Comm. Buttacavoli made a motion to accept the Customer Accounts Reconciliations. Seconded by Comm. Bottazzi

AYES: Comm. Buttacavoli, Cartine, Bottazzi, Ciocco, Catalano

NAYS: None
ABSTAIN: None

14. CONTRACT CLOSE-OUTS

- a. Contract Close-Out for Wet Well Grating, Ladder and Top Slab Replacement at Eleven (11) Wastewater Pump Stations – Phase I; Contract No. 809002; N.J. Environmental Infrastructure Financing Program Project No. S340448-07 – Allied Construction Group, Inc. (Final Contract Payment and Reduction in Retainage from 2% to 0%)

Director Specht advised, “This is the contract closeout for the wet well grading ladder and top slab replacement at eleven wastewater pump stations Phase One, contract No. 809002, NJ Environmental Infrastructure project No. S340448-07. Allied has submitted all of the appropriate contract close out documentation including their two year maintenance bond, their release of liens, documents of that nature and we are looking to close out his job. By doing that we would pay him the final contract amount which is \$3,300.00, as well as reducing his retainage from 2% to 0% for a total amount of \$3,804.00. This was reviewed at the April 12, 2011 Construction Committee Meeting.”

Comm. Cartine made a motion to accept the Contract Close out as explained by Director Specht. Seconded by Comm. Bottazzi.

AYES: Comm. Buttacavoli, Cartine, Bottazzi, Ciocco, Catalano
NAYS: None
ABSTAIN: None

15. AUTHORIZATION TO EXPEND APPROVED FUNDS

- a. Authorization to Purchase a Factory Reconditioned Cutter Cartridge for the Muffin Monster Grinder at the Drum Point Wastewater Pump Station for \$15,110.00 from JWC Environmental, Inc.; Capital Project No. 810005 – Pump Stations

Director Specht advised, “This is the authorization to purchase a Factory Reconditioned Cutter Cartridge for the Muffin Monster Grinder at the Drum Point Wastewater Pump Station for \$15,110.00 from JWC Environmental, Inc.; Capital Project No. 810005 – Pump Stations. The grinder was placed into service in 2006 and after four and a half years of continuous operation, keeping in mind this thing runs 24/7 365 it is now time to replace the cutters in the grinders so we can continue to operate the pump station as we need to operate it. So I recommend that the board approve the grinder right now. Once the board approves the \$15,000 we will remove the cartridge that is in there and they will give us a refund when we return the core they will give us the difference back.”

Comm. McBride asked how they came up with that name – the Muffin Monster?

Director Specht advised, “It has been around a long time. I could do a google search for you, but I don’t know.”

Comm. Buttacavoli made a motion to approve this expenditure, seconded by Comm. Ciocco.

AYES: Comm. Buttacavoli, Cartine, Bottazzi, Ciocco, Catalano
NAYS: None
ABSTAIN: None

b. Annual Service Contract Renewal for Agilent Laboratory Instruments, Amount - \$16,521, Vendor Agilent Technologies Inc., Account - 705-8703

Director Maggio advised, "We are requesting authorization to renew our annual services contract for Agilent Technologies Laboratory Equipment in the amount of \$16,521. This will basically be a service plan for three of our gas chromatographs and their autosamplers and mass detectors, as well as our ICPMS system. Our staff was actually able to negotiate a price with Agilent that was 10% below the State contract quoted price and this price was significantly less than other vendor's prices by more than 50% including a very local vendor Alpha Omega Technologies."

Comm. Ciocco made a motion to approve this expenditure, seconded by Comm. Bottazzi.

AYES: Comm. Buttacavoli, Cartine, Bottazzi, Ciocco, Catalano
NAYS: None
ABSTAIN: None

c. Vehicle Replacements

Director Bundy advised, "I have three different groups of vehicles that are placed on different purchase requisitions because of the state contract numbers. The first one is a replacement for Vehicle 501. Vehicle 501 will be placed in the general pool. This is a State contract purchase from Mall Chevrolet in Cherry Hill. Total purchase is \$30,417.00. We have budgeted \$40,000 and it is project No. 911003."

- * Replace vehicle 501 (1998 Ford Expedition)
Expedition to be moved to general pool.
Replacement vehicle - 2011 Chevrolet Tahoe.
State Contract purchase from Mall Chevrolet in Cherry Hill, NJ.
Total purchase price - \$30,417.00
Budgeted - \$40,000.00
Project # - 911003

Comm. Buttacavoli made a motion to approve this expenditure. Seconded by Comm. Cartine.

AYES: Comm. Buttacavoli, Cartine, Bottazzi, Ciocco, Catalano
NAYS: None
ABSTAIN: None

- * Replace vehicles #572 (1999 Dodge Ran Van), #581 & #582 (2000 Ford Vans)
All replaced vehicles recommended to be placed on surplus.
Replacement vehicles - 2011 Chevrolet Express vans.
State Contract purchase from Mall Chevrolet in Cherry Hill, NJ.

Total purchase price - \$46,890.00 (\$15,630.00 per vehicle)
Budgeted - \$60,000.00
Project # - 811002, 711004, 811001

Director Bundy advised, "The second is a replacement of vehicles 572, 581, 582 which are all currently metering vans and service vans. All vehicles that we are replacing at this time we are requesting to be put on surplus, so by voting on this we would also be voting to put them on surplus. It is a State contract again from Mall Chevrolet in Cherry Hill New Jersey. The total price per vehicle is \$15,630.00 per vehicle which brings it to the total price of \$46,890.00. We had \$60,000 budgeted and the project numbers are 811002, 711004 and 811001. If I could ask one question before we vote on this. Counselor this is a state Contract Purchase, but it's over our bid threshold, do we need a formal resolution or can we get a vote of the board?"

Counselor Dasti advised that it can be done by a formal vote of the board.

Comm. Buttacavoli made a motion to approve this expenditure.

Comm. Cartine asked, "How many vehicles are we purchasing here three or one?"

Director Bundy advised that the item he just talked about is for the replacement of three separate vehicles.

Seconded by Comm. Cartine.

AYES:	Comm. Buttacavoli, Cartine, Bottazzi, Ciocco, Catalano
NAYS:	None
ABSTAIN:	None

- * Replace vehicle #401 (1997 Chevrolet Lumina)
Recommend Lumina be placed on surplus.
Replacement vehicle – 2011 Dodge Journey.
State Contract purchase from Hertrich Fleet Service of Milford, DE
Total purchase price - \$19,504.00
Budgeted - \$20,000.00
Project # - 911002

Director Bundy advised, "The final purchase is a replacement of vehicle 401. The replacement vehicle is on state contract from Hertrich Fleet Service of Milford, Delaware. The total purchase price is \$19,504.00. We have \$20,000 budgeted and it is project number 911002.

Comm. Ciocco asked, "What type of vehicle is a Dodge Journey?"

Director Bundy advised that it is a crossover.

Comm. Cartine asked what it would be used for. Director Bundy replied that it would be replacing one of our Chevy Lumina pool vehicles.

Comm. Buttacavoli made a motion to approve this expenditure. Seconded by Comm. Cartine.

AYES: Comm. Buttacavoli, Cartine, Bottazzi, Ciocco, Catalano
NAYS: None
ABSTAIN: None

d. Purchase of Panasonic Toughbook

For replacement in TV Inspection/Grout Truck
State Contract purchase from Howard Computers of Laurel, MS.
Total purchase price - \$5,304.00
Budgeted under Project #910004

Director Bundy stated, "This is the purchase of a Panasonic Toughbook computer. It is a replacement for the desktop computer in the TV inspection grout truck. It is a State contract purchase from Howard Computers of Laurel Missouri. Purchase price is \$5,304.00 and is budgeted under account number 910004."

Comm. Buttacavoli made a motion to approve this expenditure. Seconded by Comm. Cartine.

Comm Cartine stated, "The Chairman and I just looked at the price of that notebook, \$5,300. I'm sure it's a specially made notebook, but can you give us a little bit more detail as to why it is so costly?"

Director Bundy replied, "Sure. Chairman Veni also questioned it when we discussed it at the Construction Committee meeting and he asked me to get a couple of prices off state contract and this was still the best price. It has a high amount of memory because they are doing video taping out in the field and the Toughbook itself is more expensive because it is a ruggedized unit. The problem we have had with regular desktops in the TV truck is that they get destroyed. So hopefully this will last a long time."

Comm. Cartine asked if it is anchored in anyway, or if it is a handheld notebook.

Director Bundy advised that it is a notebook and will be secured so it doesn't get knocked all over the place.

Vice Chairman Catalano asked, "Scott can any laptop run the programs that need to run in the TV truck?"

Director Bundy replied, "With the same amount of memory and stuff like that. It would still be expensive. The Toughbook definitely adds considerable amount to it."

Comm. Cartine asked what the amount of memory is.

Councilman Thulen interjected, "We have been using the Toughbooks in the police cars for years now and they have been averaging anywhere from \$8,000 to \$10,000, so if you can get it for \$5,000 you've got a good deal."

Director Bundy advised that the Toughbook has 250 GB of memory.

Comm. Buttacavoli stated, "We did go through this extensively because Chairman Veni was at the Committee meeting and he was familiar with the fact that it was a Toughbook and it is used for situations like this."

Director Bundy added that it also has a higher graphics package which you need for the video camera.

AYES: Comm. Buttacavoli, Cartine, Bottazzi, Ciocco, Catalano
NAYS: None
ABSTAIN: None

16. AUTHORIZATION TO SEND OUT BIDS, RFQ'S & RFP'S

a. Authorization to send out RFQ's for Bi-annual Dam Inspection

Director Bundy advised, "As I think most of you know we have to do a bi-annual inspection of the dam at the Reservoir. Every six years we have to do a major inspection, and every two years after that. So year one you do a major inspection, year two a minor inspection and then you go back to major. This is a minor inspection year. We need to have a certified report done by a certified engineering firm. I did speak to the Construction Committee about this and we have asked that we go out and seek some proposals from our pool of engineers after reviewing their qualifications to see who can do this type of work. We won't send it out to everybody on the list unless they have the qualifications to do the work."

Comm. Bottazzi directed his question to Counselor Dasti, "Our engineer, our professional engineer did this last year or the year before. Mr. Truhan did it."

Mr. Truhan stated that his firm did not do it.

Director Bundy stated, "It was CMX the last time we did it and they are no longer in business. Before that we had Boswell and before that it was Schoor DePalma, and that has been all the years that the Reservoir has been in service so far."

Comm. Buttacavoli made a motion to approve this action. Seconded by Comm. Bottazzi.

AYES: Comm. Buttacavoli, Cartine, Bottazzi, Ciocco, Catalano
NAYS: None
ABSTAIN: None

17. ADOPTION OF REPORTS

Vice Chairman Catalano called for a motion to adopt the Directors' Reports.

Comm. Cartine made that motion, seconded by Comm. Ciocco

AYES: Comm. Buttacavoli, Cartine, Bottazzi, Ciocco, Catalano
NAYS: None
ABSTAIN: None

18. ADOPTION OF PERSONNEL ACTIONS

Vice Chairman Catalano made a motion to adopt the Personnel Actions.

Comm. Buttacavoli made that motion, seconded by Comm. Ciocco

AYES: Comm. Buttacavoli, Cartine, Bottazzi, Ciocco, Catalano
NAYS: None
ABSTAIN: Comm. Cartine

19. OLD BUSINESS

20. NEW BUSINESS

20.1 Trinity Church Parking Lot Use

Discussed during the Exempt portion of the meeting.

20.2 Authorization to Utilize Reservoir

Director Bundy put forward the following authorizations to utilize the Brick Reservoir and stated, "There are three shown on the list but there is a fourth one that I will talk to you about at the end." The first one is the Ann T. Carpenter Memorial 5K Run on Saturday August 6th at 8:00 a.m. This is a Trinity Bible Church Fundraiser. They will provide us with the insurance certificate and obviously use their own parking facility. I would recommend allowing them because they have been so cooperative with us to let us use the Reservoir for this function."

- a. Ann T. Carpenter Memorial 5k Fun Run – Saturday, August 6, 2011, beginning at about 8:00 a.m. Funds raised from this event are managed by Trinity Bible Church to help those in need. Trinity Church has granted permission to use their parking facilities. A certificate of insurance will be provided upon receipt of the Board's approval.
- b. Missions 5k Walk & Kids Run –Saturday, September 3, 2011, beginning at about 6:00 a.m. Funds raised from this event are managed by Trinity Bible Church to support missionaries and send a team on a mission each year. Trinity Church has granted permission to use their parking facilities. A certificate of insurance will be provided upon receipt of the Board's approval.

Director Bundy stated, "This is again for the Trinity Bible Church, September 3. It is a mission walk fundraiser for the Church. Certificate of insurance will be provided."

- c. Harmony Ministries Walk-a-Thon - Saturday, June, 2011, beginning at about 8:00 a.m. This event is to raise funds for victims of the Earthquake in Haiti. Trinity Church has granted permission to use their parking facilities. A certificate of insurance will be provided upon receipt of the Board's approval.

In regard to this request, Director Bundy advised, "This is a fundraiser specifically for the earthquake victims in Haiti. It is on Saturday June 11th. It is a legitimate organization in case anyone was wondering because we did check into them a little bit. They again will provide us with an insurance certificate once the Board approves it. We got a request this afternoon to have a wedding ceremony there this Friday evening. It's going to be ten or less people. Technically they don't need to come to us

for ten people or less but she came to us and filled out the form so if you would say it is ok we can tell her that. It's a wedding very small for Vicki Menco and she has given all of her information."

Comm. Bottazzi made a motion to approve the Requests to Utilize the Reservoir, seconded by Comm. Cartine

AYES: Comm. Buttacavoli, Cartine, Bottazzi, Ciocco, Catalano
NAYS: None
ABSTAIN: None

21. RESOLUTIONS

24-11 A Resolution Rescinding the Bid Submitted by Carus Corporation for the Supply of Lime Slurry Inhibitor, as Originally Awarded Pursuant to Resolution No. 06-11 Adopted on January 24, 2011

Director Maggio advised, "Resolution 24-11 rescinds the bids submitted by Carus Corporation for the supply of Lime inhibitor. As discussed before, the chemical they were proposing did not meet our technical specifications. We will do a small scale pilot study evaluating performance of the chemical and if it is found acceptable we will purchase it for the remainder of the year on a month to month basis because the total cost will be below our bid threshold."

Comm. Cartine made a motion to approve this resolution, seconded by Comm. Buttacavoli

AYES: Comm. Buttacavoli, Cartine, Bottazzi, Ciocco, Catalano
NAYS: None
ABSTAIN: None

35-11 Change Order No. 2 for an Increase in the Contract Amount of \$4,000.00 to Stacey Contracting, Inc. for Contract No. 897087K – Sanitary Sewer Replacement – Phase VI; N.J. Environmental Infrastructure Financing Program Project No. S340448-06; Contract 3B

Director Specht advised, "This is for change order No. 2 for an increase in the contact amount of \$4,000 for Stacey Contracting, Inc. for Contract No. 89708K – Sanitary Sewer Replacement Phase VI. This entails one PCO and is for the installation of what we call CC4 boxes which are metal boxes that would go over top of a clean out structure. These clean outs are located in an easement within Briar Mills Condominium Association which at times sees traffic through the easement. This is a way of protecting these cleanouts. There are eight cleanouts at \$500 a clean out it. It includes the labor, the material and the concrete to support these structures. I recommend we move ahead with this resolution."

Comm. Buttacavoli made a motion to approve this resolution, seconded by Comm. Bottazzi

AYES: Comm. Buttacavoli, Cartine, Bottazzi, Ciocco, Catalano
NAYS: None
ABSTAIN: None

36-11 A Resolution Establishing the Procedure for Conducting Open Public Portion Meetings of the Brick Township Municipal Utilities Authority

Counselor Dasti explained, "I was requested by Chairman Veni to prepare this resolution which would establish a formal procedure for conducting the open public meeting and if adopted, the Chairman at the beginning of each public meeting would announce that we require anyone that wants to speak to give their name and street address and be limited to five minutes. If there becomes a point in time when a person wants to come up again after everyone else has spoke that is at the discretion of the Chairman"

Comm. Catalano asked for a motion.

Comm. Bottazzi stated, "Since this was requested by the Chairman, wouldn't it be better that he be here when this is being approved? I mean someone made a comment I understand in that once you give your name and your address you have a record of it why would you have to continue giving it?"

Counselor Dasti stated, "I understand sir. That is your call if you want to wait a month until the Chairman is here."

Comm. Bottazzi stated, "No I will go along with whatever the majority of the Board wants."

Comm. Cartine commented, "I know there are people out there concerned about giving their addresses out and I can understand and there are reasons why people would rather not do that. I would like to know whether we are legally bound by statue or law that states that we must have this or is this at the option of the agency that wants to adopt these rules?"

Counselor Dasti explained, "There is not a requirement that I know of that would require you to require a street address of someone who wants to come and speak at a public portion of a meeting. It strictly would be a policy decision of the Board."

Comm. Cartine stated, "I don't know who just said it but I would rather hold this. I will move that we table this resolution at this moment so that I might be able to hear Chairman Veni's reasoning on this. So Mr. Chairman I move that we table this resolution."

Seconded by Comm. Bottazzi.

AYES:	Comm. Buttacavoli, Cartine, Bottazzi, Ciocco, Catalano
NAYS:	None
ABSTAIN:	None

37-11 Resolution of The Brick Township Municipal Utilities Authority Concerning Review of the Findings of the Local Finance Board made at a meeting of said Board on October 13, 2010 in accordance with the provisions of NJSA 40A:5A-7 with respect to the issuance of not to exceed \$18,500,000 aggregate principal amount of The Brick Township Municipal Utilities Authority Revenue Refunding Bonds, Series 2010

Director Planko advised, "This is the resolution I spoke about earlier in the meeting. This is for the Board's adoption of the Local Finance Board's findings regarding our pending refunding. Again the comments were all positive and I am recommending that the Board move forward with this resolution.

Comm. Buttacavoli made a motion to approve this Resolution, seconded by Comm. Bottazzi

AYES: Comm. Buttacavoli, Cartine, Bottazzi, Ciocco, Catalano
NAYS: None
ABSTAIN: None

38-11 A Resolution for Award of Bid for Pipe and Appurtenances

Director Specht advised, "This is the resolution awarding our pipe and appurtenances bid that we do annually. We received four bids on March 2, 2011. The bids entailed 76 separate items. All were bid except Item No. 8. It is recommended that we award the contract as follows. All the items are listed in the resolution but I will just read the total amount and the vendor that we would be purchasing these items from. Atlantic Plumbing Supply Corporation for a total bid amount of \$21,395.80. Cutter Drill Machine, Inc. for a total bid amount of \$22,213.34, HD Supply Waterworks LTD total bid amount of \$5,726.50. Water Works Supply Co., Inc., total bid amount of \$5,755.47, one item was not awarded that was Item No. 15. The bids submitted exceeded our estimates so we will not be awarding at this time. The award for all four vendors is one year from the date of the award. At this point I recommend the Board approve Resolution No. 38-11."

Comm. Bottazzi asked, "How many people look this over, and do all the math, and review the bids?"

Director Specht replied, "Rich Evan does his bid analysis and the numbers are reviewed by his assistant Linda Meyer. Then it comes to my office. I review it further and I have my assistant Helen Martineau look at it. So four people are checking the numbers and then it goes to Mr. Dasti as well as Frank Planko for the final approval."

Comm. Bottazzi made a motion to approve this resolution. Seconded by Comm. Buttacavoli

AYES: Comm. Buttacavoli, Cartine, Bottazzi, Ciocco, Catalano
NAYS: None
ABSTAIN: None

39-11 Task Order No. 3 with Owen, Little & Associates, Inc. for \$13,252.78 for the Additional Professional Engineering Design and Permitting Services for the Reservoir Parking Lot Expansion; Contract No. 708002 (Old Contract No. 796042) – Engineering/ Operations

Director Specht stated, "This is for Task Order No. 3 for Owen Little & Associates, Inc., for \$13,252.78 for additional professional engineering design and permitting services for the Reservoir parking lot expansion....What this entails is back in November of 2010 we finally received our CAFRA permit from the NJDEP in order to finalize the bid documents and specifications. Owen Little

Associates performed additional work to complete these permit requirements. We now have a complete set of plans and specifications that are ready to be advertised if the Board wants to proceed that way. I would recommend that the board approve this task order. I would also mention that this task order was discussed at the previous construction committee meeting. This is work that has already been done.”

Director Lacey added that the CAFRA permit is good for five years so you have a window.

Comm. Cartine asked, “Just where are we on this parking lot? It seems like it has been going on forever. Do we have a parking lot in the works?”

Director Lacey replied, “We basically are ready to go to bid if you want to. The bids took a long time to get.”

Comm. Bottazzi stated, “If I may, because I was involved in this right from the beginning, and they were almost giving us yes, yes, yes, and then someone new in the office requested more and it just went on for a long length of time. The engineer who had designed the job couldn’t do it because of not getting the proper answers and now finally it is has come around and we got the go ahead. Now I have a question for Director Specht. Is it basically what we wanted? All the same amount of parking spaces and want not?”

Director Specht replied, “Yes. It is what was presented to the Board a year and a half ago. Nothing has changed. The only thing that has changed is we had to put in some additional CAFRA requirements where we had to put in an outfall structure down by the end. If that basin ever overflows it will go into this relief structure and shut out that way. So there were some modifications that they had to perform to get the design to meet the permit requirements.”

Comm. Cartine stated, “Are we done now with the engineering costs? Are there going to be any more surprises on this?”

Director Specht stated, “This wraps up the engineering costs at this time. We will do the construction management on the project. I don’t anticipate any support necessary from Owen Little. It is a pipe and paving job and it’s not that big of a job. It just took a while to get there because of the permit requirements.”

Comm. Cartine made a motion to approve this resolution, seconded by Comm. Buttacavoli

AYES: Comm. Buttacavoli, Cartine, Bottazzi, Ciocco, Catalano

NAYS: None

ABSTAIN: None

40-11 A Resolution Authorizing a Grant Agreement Between Brick Township Municipal Utilities Authority and the State of New Jersey by and for the Department of Environmental Protection

Director Maggio advised, “Resolution 40-11 authorizes the grant agreement between the Authority and the New Jersey DEP for the study of PFC’s in the Metedeconk River. The total project amount is \$173,920. NJDEP will be providing \$92,470 in cash reimbursement for the out of pocket sampling

costs for the project. We have committed \$80,000 to the project which will be made up in staff time for sampling and things like that.”

Comm. Bottazzi made a motion to approve this resolution, seconded by Comm. Cartine

AYES:	Comm. Buttacavoli, Cartine, Bottazzi, Ciocco, Catalano
NAYS:	None
ABSTAIN:	None

22. PUBLIC DISCUSSION

At this time during the meeting, Vice Chairman Catalano stated, “I would like to open up this meeting to members of the public. If there is anyone that wishes to speak please state your name and address.”

Marilyn Lago, North Lake Shore Drive asked, “On the vehicles that you ordered, there is a savings of some money. What happens to that?”

Director Planko replied, “We usually budget x amount of dollars for a particular vehicle or item. If there is leftover and something comes up unexpectedly later in the fiscal year through the approval of the Board we utilize it for another project.”

Melanie Briggs stated, “Since you haven’t passed the resolution about addresses, I’ve also got the code from the Township and they do not require name or address. The state does not require address. Does the BTMUA feel that it supersedes State and the Township Council?”

Counselor Dasti replied, “You are talking about a policy we didn’t adopt. I’m not aware. I’m sorry what is the question?”

Ms. Briggs replied, “Well it seemed like last month everyone was aware and everybody made a big issue about it. So now I’m pointing out that the State doesn’t require an address. The Township Council doesn’t require an address and I’m asking if the BTMUA is now looking to start something that nobody else does.”

Counselor Dasti replied, “Well at this point the Authority hasn’t adopted anything with regard to a policy that requires an address. You are welcome to state your position if you like.”

Ms. Briggs replied, “Unless I am having problems. Last month it was emphatic that I had to give my address and it was agreed on...”

Counselor Dasti replied, “If the Authority wants to adopt a policy requiring people who speak at public meetings to give their name and address, in my opinion they can do that. That is a policy that the Authority has to vote on as to whether or not they want to approve it. As of today they haven’t done that.”

Ms. Briggs replied, “I will again state, this is April. The last meeting was March. So there wasn’t even a suggestion to have the regulation put into effect and yet it was an issue. Now at this point,

I will tell you the truth, I deserve an apology from every one of you who stood there and said give us your address when there was nothing to say I have to give my address after I stated the reasons why I didn't want to give my address. Now all of a sudden you are trying to pass something about giving your address? You can't enforce something that wasn't even in effect."

Comm. Bottazzi stated, "I wasn't here last month. I believe the Chairman, who has a right, requested the attorney to draw up a resolution. The Chairman is not here and I believe that is why Comm. Cartine suggested, and I agreed with him that we would put this off until Chairman Veni was here to explain to us why he requested it. That's it. I'm not going to apologize because I wasn't here. I am sorry that you are upset about this, but the problem is that if the Chairman asked for name and address how would I react as the Chairman when someone says I'm not going to give it to you. Well, then I may not want to give you the opportunity to speak. The Chairman is in charge of the meeting and the Chairman who has the Authority as most any commissioner here can request and discuss with our attorney where he feels there is a need for a resolution to be passed. Obviously Chairman Veni had that thought because there was a dispute last month. You did not want to and he wanted it. The dispute would be settled if we pass that resolution. Everybody would have to give, oh yes, don't say no. Everybody would have to give their name and address if they got up every month and talked. Am I getting through to you?"

Ms. Briggs replied, "I am not illiterate Mr. Bottazzi. I certainly understand what you are saying, but what I'm saying is I have been attending meetings for six years as of that night in fact almost to the day six years."

Comm. Bottazzi replied, "Well this is wrong for us to debate this because Mr. Veni is not here."

Ms. Briggs stated, "OK then so next month I will ask for my apology."

Comm. Cartine stated, "Again Ms. Briggs, I don't feel the need to apologize because I didn't demand your address last month. I have reservations about that resolution and that's why I tabled it. I think the purpose when we ask for an address, or the Township asks for an address when you get up to speak in public session is not to advertise it, but to understand what part of town basically that you are a resident in a specific area of the Township. Now we know you live in Brick Township. Everyone here knows that and it is really not in my opinion necessary for you to repeat your address every time you get at the podium. I think out of respect for the Township Council or this Board of Commissioners here it might be appropriate, but I'm not going to demand it at the same time. I think it is a courtesy that we know basically on such and such a street and particularly that you live in Brick Township. Particularly with people that we don't know or have never come before the board. I think it is a mutual courtesy. I think that is why they do it. You get up and speak for five minutes and they would like to know who is speaking to the Township Council. I don't think you should read anything more into that. It is not personal. For me it is ok if a constituent refuses to give their address and I am satisfied that person is a resident of Brick Township. That is ok with me. I just want you to know that. I am not sure that I can speak for all the commissioners but that is my feeling about your particular question here."

There being no other members of the public wishing to make comments, Vice Chairman Catalano declared the Public portion of the meeting now closed.

Comm. Cartine stated, "I would like to give my report, what I did this month. I just wanted basically, part of the committees that Chairman Veni assigned us to there are those of us, all of us are doing our jobs, the jobs that the township and the voters of this town expect us to do. It's called due diligence, understanding and knowing what we do here and the specifics of what we do. It is incumbent upon every commissioner to attend seminars as a learning experience. Today I got up in the middle of the night, which is 5:30 a.m. to go to Hamilton Township to the State Homeland Security Building with Director Bundy and Supervisor Dominick Brando who heads our Emergency Management Team. We were there for three quarters of the day and it was a very graphic illustration of basically how to defend against terrorism. As a water company we are very susceptible to possible terrorist attacks. We are called or determined by Homeland Security as a soft target. That is another way of saying an easy target because we don't defend ourselves appropriately against possible attacks of this sort. So we did get an education on this as a commissioner or I did. I just want everyone here or the record to understand that while we can talk and joke here and pass resolutions, our primary concern as commissioners and the directors is the safety of our water and be able to provide to potable water for all for all of our citizens all the time. I just want that in the record. That is what we did today and I'm proud of the fact that I was able to attend that particular meeting."

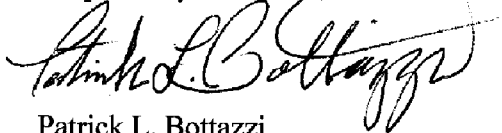
23. CHAIRMAN'S CLOSING STATEMENT

Vice Chairman Catalano read the following statement: *"The next meeting of the Authority will be a Public Meeting on Monday, May 23, 2011 at 6:00 p.m. All regular public meetings take place in the Main Conference Room of the Authority's Administration Building located at 1551 Highway 88 West.*

24. ADJOURNMENT

There being no further business to discuss, and on motion duly made and seconded and by a unanimous vote the meeting adjourned at 7:30 p.m.

Respectfully submitted,



Patrick L. Bottazzi
Authority Secretary