

Minutes of a PUBLIC MEETING of
The Brick Township Municipal Utilities Authority Held on
November 21, 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
Patrick L. Bottazzi	Present
Allan E. Cartine	Present
Edward J. McBride	Present
John Ciocco	Present
Joseph M. Veni, PE	Present

Members Absent: John A. Catalano

Staff & Consultants Present

James F. Lacey, CPWM, Executive Director
Frank Planko, CFO
Joseph Maggio, PE, Director of Water Quality
Steve Specht, PE, Director Engineering/Operations
Scott Bundy, Director of Central Services
Marie Sylvester, Executive Supervisor
Chris Koutsouris, Esq. Authority General Counsel
John S. Truhan, PE, Authority Consulting Engineer
Rodney R. Haines, CPA, Authority Auditor

4. Directors' Reports

a. **James F. Lacey, CPWM, Executive Director**

Director Lacey advised, "I do want to report to the board, I know that Director Bundy will report also, but our phone system is up and running and he and his crew did a good job. Also I know Steve is going to be touching on the ASR. We have the permit and ...we are moving along."

Chairman Veni asked, "When did we get it?"

Director Lacey advised, "I don't know when we got it."

Director Specht advised, "It was emailed to us last Thursday."

Chairman Veni asked, "And you didn't send that to us? Today is Monday. What happened to Friday?"

Director Specht stated, "I was going to tell everyone today at the meeting."

Chairman Veni stated, "Well I think you were wrong."

Director Lacey continued, "It was very hard to get and certainly we had a lot of help and a lot of hands involved. Steve's staff did a great job of answering the questions that needed to be done. And then I have some things for possible contractual, litigation and personnel for exempt."

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

Director Specht advised, "I would like to inform you that we got the well drilling permit for Well No. 15A. I have talked to Mr. Dasti about it. Layne has questioned us about getting the go ahead to start again, and he will send a letter out probably tomorrow to them. We'll see where it goes from there. They did demobilize their big rig. They took it to a job they had down in Mexico and they indicated they would bring a small rig that can handle the job sometime early in January, but they have some preliminary work they have to do before they bring the rig in with another subcontractor. So hopefully we will get this thing up and running by December."

Chairman Veni asked, "You said with another subcontractor. What is that all about?"

Director Specht replied, "They hire a subcontractor that installs the larger surface casing to 120 feet so they will bring that guy to set that surface casing and then they will bring their big drill rig to start the 28 diameter inner casing that will take it down to about 1400' in the ground. That is what the subcontractor is for. Also I have for approval from the board tonight, Mr. Truhan's annual inspection report, and John will talk about that briefly when we get to the resolution so I would like to wait on that. Also looking for authorization to proceed with the replacement of the flocculator equipment and drives in sedimentation basins one and two. This is existing equipment that was installed back when the treatment plant was first built in the mid 70's so it has obviously reached its useful life. We are looking to replace it. Currently the equipment is wood planks and metal sprockets. The technology now is to convert everything to plastic that will minimize our power load on it. Also so we will get smaller drives to run the equipment. With that job I am looking to also do some concrete repair on the concrete walkway that separates the sedimentation basins one and two. Over the years the concrete has started to fall off on the underside of the walkway exposing some reinforced steel and it needs to be patched so the total estimated engineering on this job is about \$160,000. We will design the project in house and we will do the bidding and construction management. Again I am looking for approval from the board to move ahead with that project."

c. Frank Planko, Chief Financial Officer

Director Planko advised, "I have a couple of items. At last month's meeting I mentioned that our long term disability policy with Lincoln Financial will be expiring on December 31st. I mentioned that they offered us a rate of .27 per \$100 of payroll, which is the same rate we have been paying over the past three years. They offered us a one year agreement and I was reaching out to them to try to get a two or three year agreement. We were able to get at two year agreement from them at .27 per \$100 of payroll. We compared that rate to six other carriers and it was the lowest most competitive rate, besides the fact that we have a good customer service relationship with them. We will realize about \$24,000 a year for our long term disability. So this evening I will be asking the Board to pass that resolution so I can finalize that agreement with Lincoln Financial."

Chairman Veni asked, "This one is .27 cents per \$100 of payroll and what were the others?"

Director Planko replied, "They range from .29 cents per \$100 of payroll to 67.3 cents for \$100 of payroll. That carrier was Standard for the .67 cents. One other thing I want to mention is that last month we also passed a resolution to participate in the State wide Energy Coop that was called the SEM. In looking historically at the SEM, they have always been successful at getting a very competitive electric rate, but not so successful in getting a good natural gas rate. I did reach out to the Finance Committee regarding the Stafford Energy Coop. Upon review and the recommendation of Birdsall Services Group, they recommended that we go for our natural gas needs with the Stafford Energy Coop. Based on that I submitted a letter of intent to them. Just to give you a little pricing background. Right now through New Jersey Natural Gas over a 12 month rolling average we are paying about \$6.33 per decatherm. The last agreement with the Stafford Coop they are paying \$4.51 per decatherm and the SEM is paying over \$7.00. So even if we went with the SEM most likely we would reject their offer anyway. I think the Stafford Coop was the best offer. As I talked about with the Finance Committee, I think that is our best bet and I'll keep the Board updated on both natural gas pricing and electric pricing and which direction we are going to go."

Chairman Veni asked, "I guess several months ago I had asked Director Pannucci and you to work on on line payments and he gave me a report and have you done that?"

Director Planko advised, "I didn't put an actual report together. I thought Frank was going to take the lead on it."

Chairman Veni stated, "Well he did but I need something from you."

Director Planko advised he will get something to him.

d. Joseph Maggio, PE, Director of Water Quality

Director Maggio advised, "On October 12th during a routine sampling event in Lakewood one of our watershed protection staff did uncover a significant sewer collapse in the lake that was discharging directly to the Metedeconk River. Our watershed staff took the lead in notifying DEP and also notifying New Jersey American who were responsible..."

Chairman Veni asked, "And when did this happen?"

Director Maggio replied, "October 12th.... who are responsible for maintaining that sewer line to get forces out there to remediate the leak and discharge into the river which required them to redirect sewer, literally pump it from one manhole to another to bypass the break. Again this was a significant line that was elevated from say 200' and you could tell it was in very poor condition and just collapsed. Had it not been for our staff being there collecting samples, it was in such a remote location, there is no telling how long it could have gone on for. So that was very positive. At the plant we were able to immediately switch our sources and go off of river while we went for a week of very comprehensive sampling of the river to make sure that it had no impact on our source water. We found that it didn't. In between the leak and our plant there was one lake which would have more or less absorbed whatever sewerage had actually gone into the river. So that was a very lucky and very valuable find on our part."

Comm. Buttacavoli asked, "I understand that we had trouble getting in touch with New Jersey water and our people actually went to their office to tell them about it?"

Director Maggio stated, "I don't know how New Jersey American is set up, but we made a few phone calls to different emergency numbers. We knew where the office is in Lakewood that was responsible for this and we literally knocked on the door. I had gone out there and I also just went on their website on my phone and found some press relations number. We were able to muster a response but it took a little while. It took about an hour before anyone responded. DEP and the Ocean County Board of Health did also respond. I don't know at this time if there is going to be any enforcement action but I do know that whatever work they need to do the repair this will be a very major project because of the location of the break."

Comm. Buttacavoli asked, "Would it be in line to give a letter or something along those lines to those people who were out there and found this? Some kind of commendation?"

Director Maggio replied, "I will definitely take care of that yes."

Chairman Veni asked, "If this was found on October 12th why wasn't it reported at the October meeting?"

Director Maggio replied, "I guess I was reviewing my monthly report for October for this meeting that was why."

Chairman Veni stated, "Well I would like to say to all our directors - the ASR well, the permit that was important to let the commissioners know. The October 12th finding was important to let the commissioners know. We get stopped on the street and say hey I heard this..."

Director Maggio replied, "That was an oversight on my part and I apologize."

Chairman Veni stated, "For all of you please, if you can't advise us at least advise the Executive Director so he can advise us. If he is not available contact Marie and she can send out an email so we are all on the same page."

Comm. Bottazzi stated, "Maybe the executive director knew and maybe he should be telling us stuff Mr. Chairman. You want all the directors seeing you or should it be channeled through the executive director? It has always been that way before."

Chairman Veni stated, "I think I said you go to the executive director, and if you can't find him go to Marie, otherwise contact us."

Comm. Bottazzi stated, "Well at one time we had an executive director here that you could not do that and the directors had to go through the executive director and then he would go to the commissioners and that is the way it has been set up but I agree whatever way you can find out."

e. Scott Bundy, Director of Central Services

Director Bundy stated, "As Director Lacey pointed out, we did install the phone system. It is all up and running. There are a couple of glitches we are fixing but for the most part it is up and running and everything is operational. I appeared before the Brick Planning Board a few weeks back to get the approval for our new gates and fences in the back which was a courtesy review. They had a few questions. It was nothing big and we've made an application to the Wall Planning Board for the parking lot up at the Reservoir. Again that is just going to be a courtesy review. There was nothing else of major significance for the month unless if you have any questions about my monthly report. We did install a visitor ID badge machine and I think that you have an example of it. That will be up and running by next week up front."

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

Director Pannucci advised, "I only have two items this evening for the Board to review under Customer Accounts reconciliations. That's it."

5. Commissioner Committee Reports

a. Construction, Buildings & Grounds Committee

Comm. McBride stated, "We have project 2101, Homes Now, Inc. It is a major site plan. Tudor Village on Route 70 preliminary and final and it is a major site plan to indicate a two story apartment building proposed to be constructed on Route 70. The square footage for each floor is 57.72. Sewer service is to be provided by installing a six inch diameter sanitary sewer lateral. The plan indicates that a proposed six inch diameter water main is to be extended from the existing 12 inch DIP water main. The plan indicates a proposed fire hydrant to be installed on the six inch diameter water main and the 4" diameter fire protection water service line is to be extended. The plan indicates that a proposed 2 inch diameter water service is to be extended from the existing 12 inch water main."

Director Specht advised, "One change on that commissioner, as we discussed at the Construction Committee meeting, since it is a 12 unit apartment building we have informed the developer that they require a service for each unit so that will be noted on the final preliminary review. Each unit will get a separate water service."

b. Finance Committee

Director Planko stated, "The Finance and Rate Committee didn't meet this month, but we did communicate on the long term disability matter that I talked about. I sent that analysis in a memo with an explanation, but we didn't have the opportunity to meet."

c. Rate Committee

Chairman Veni asked Director Planko if there was anything to report on the Rate Committee. Director Planko advised no but that they would be meeting shortly.

d. Reservoir Committee

Comm. Bottazzi stated "The Reservoir is doing fine. The people are following the rules of only two dogs per person and the length of the leash is being followed. Everything is going fine they seem to be accepting the rules very well."

e. Watershed Committee

Comm. Cartine stated, "We have a watershed meeting scheduled for next week in Howell Township. Rob Karl is going to be hosting it. It is again, just to show why it is in Howell Township, we are trying to float these meetings around our watershed, not just keeping it in Brick Township. So it is going to be at the Howell Township municipal building. November 29th at 2:00 p.m. in the afternoon. As many of the stakeholders in the watershed will be in attendance, and what we basically are doing now is the completion of the plan. Putting the watershed plan, finalizing it and putting it into effect. I don't know how many more meetings we need to have to get that accomplished, but hopefully this will be the last large meeting we will have. It is definitely winding down and we will then have established a policy for the preservation of the watershed. Rob Karl, I must say has done a magnificent job of doing this. He is very very professional and I personally, if you haven't had an opportunity to work with him, I think quite a bit of him. He is certainly well worth any money that he makes here and more. So please give my thanks to Rob Karl for the exemplary job that he has been doing."

Director Maggio advised that he would be very happy to pass that along to Rob.

f. Alternate Water Source/Energy Committee

Comm. Cartine stated, "Nothing to report. We are still waiting for a report by T&M Engineering with regards to the study of the wind velocity up at the Reservoir. Is that correct Steve?"

Director Specht replied, "And we need to again do a final coordination with the Township to decide whether they want to participate in the wind turbines themselves. Because the price goes up significantly if we include the public works facility compared to just the Reservoir. It goes up substantially, by probably a factor of five. It goes from say \$250,000 to over a million dollars if we include them."

Comm. Cartine stated, "We have a cost analysis for either Plan A or Plan B on that."

Director Specht replied, "That is correct. I will be generating a memo to the Energy Committee on that so we can sit down with the Township to see if they are still interested or not, because if we do include them it is probably prudent that they also contribute to the project."

g. Hazmat Liaison/Committee

Comm. McBride stated, "I did speak with Director Maggio and followed up on the upcoming fourth quarter emergency response drill and he advised me that Domenick Brando is in charge of that and no firm date has been set yet. Outside agencies will be here for that and I'm sure he'll keep us advised when that date is."

Director Maggio advised, "At least once a year we do a drill with outside entities from Brick, Fire, Police and our Emergency Response Coordinator. Domenick Brando is coordinating that with the Township and we expect that to happen in December. It could be a desktop exercise."

h. Security Committee - Exempt

6. EXEMPT SESSION

(Personnel, Contracts & Potential Litigation Only)

Counselor Koutsouris advised, "At this time the commissioners should consider the adoption of a resolution to enter into exempt session to discuss matters of personnel, litigation and the minutes of that session will remain confidential until the need for confidentiality no longer exists."

Comm. Cartine made a motion to go into exempt session, seconded by Comm. Ciocco.

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

At this time the Board entered exempt session at 6:25 p.,m.

On motion duly made and seconded the group returned to open session at 6:50 p.m.

7. APPROVAL OF MINUTES

October 24, 2011 Public Meeting

Comm. Cartine made a motion to adopt the minutes of the October 24, 2011 meeting. Seconded by Comm. Buttacavoli.

AYES: Comm. Buttacavoli, Cartine, Ciocco, Veni
NAYS: None
ABSTAIN: Bottazzi (absent at this meeting)

8. CORRESPONDENCE - None

Chairman Veni stated, "I apologize. I was just told that I have a piece of correspondence and so I will go back to Number 8. It is a thank you from Bob and Maureen Engelbart addressed to the MUA and it reads "Once again we thank you all for your support given to create the beautiful memorial

garden for Dan, our son, your co-worker at the Brick Reservoir. You have truly honored his life and provided a place where we can go to and enjoy. Thank you very much.”

9. APPROVAL OF BILL RESOLUTION

Comm. Bottazzi read the Bill Resolution Dated October 24, 2011 in the total amount of \$3,251,891.23 as follows:

Total Operating Vouchers:	\$	2,280,377.37
Total Payroll:		911,764.27
Total Capital Vouchers:		57,669.59
Total Bill Resolution	\$	3,251,891.23

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

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

10. TREASURER'S REPORT

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

Unrestricted Funds:

Total Revenue Funds:	\$13,185,104.48
Total General Funds:	253,382.55
Total Unrestricted Funds:	13,438,487.03

Restricted Funds:

Rate Projection Maintenance Fund:	3,591,000.00
Future Capital Requirements Fund:	2,026,348.72
Working Capital Fund:	1,621,464.21
NJEIT Processing Fund:	2,044,271.82
Total Bond Funds:	12,176,416.51
Total Other Restricted Funds:	1,778,362.17
Total Restricted Funds	23,237,863.43
Total of All Fund Accounts:	36,676,350.46

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

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

11. DEVELOPER APPLICATIONS

11.1 Preliminary Applications - No Further Action Required

2108 Mr. Robert L. Estelle, Princeton Avenue & Freedom Avenue –
Minor Subdivision, Preliminary, NFA – 2 Residential

Comm. McBride advised, “This is a preliminary application 2108 Princeton Avenue, a minor subdivision, preliminary 2 residential. It calls for three existing properties that are to be adjusted to the areas of 15 Freedom Road. The plan also indicates that as a result of the proposed subdivision there will be two properties in stead of the three existing properties. The plan indicates that there will be no changes to the existing residential house located on Freedom Road. There are also a lot of technical aspects of this that have been reviewed by the Construction Committee and Director Specht as to the diameter and sizing of piping for that project.”

Comm. Buttacavoli made a motion. Seconded by Comm. Bottazzi.

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

11.2 Other Applications –

2101 Homes Now, Inc., Major Site Plan – Tudor Village, NJ State Highway
Route 70, Preliminary, 12 Residential

Comm. McBride advised, “Homes Now, Inc., Major Site Plan, and Tudor Village, New Jersey State Highway Route 70. Preliminary 12 Residential. This is a major site plan for a two story apartment building that is proposed to be constructed on the property at Route 70. Square footage for each floor of the proposed building is 5,772 square feet and there will be a total of 12 different apartments. Each of the apartments will have a one inch service and there are also a number of other technical aspects that have been reviewed by the Construction Committee and Director Specht. I would like to make a motion that this be accepted as a motion.”

Comm. Buttacavoli made a motion, seconded by Comm. Bottazzi

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

2107 R.T. Man Properties, Inc., Major Site Plan – Nationwide Imaging Services,
Industrial Parkway, Preliminary, 2 Commercial

Comm. McBride stated "RT Man Properties, Inc., Major Site Plan, Nationwide Imaging Services, Industrial, preliminary two commercial. A two story warehouse building is proposed to be constructed on the 1111 Industrial Parkway property. The first floor will have 14448 square feet of office and warehouse space. The second floor will have only 3,605 feet and that will only be office space. There are a number of technical aspects involved in this that have been reviewed by the Construction Committee and Director Specht and I would like to make a motion that this be accepted."

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

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

11.3 Release of Performance Bonds

2009 Mr. John Woolley, Lightning Jack's Marina #3, Ridge Road
Release of Performance Bond

Director Specht advised, "This is developer application 2009. Mr. John Woolley, Lightning Jack's Marina #3, Release of Performance Bond and I recommended we release the performance bond and allow the applicant to go on a two year maintenance bond.

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

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

12. UNANTICIPATED/EMERGENCY CAPITAL EXPENDITURES

13. CUSTOMER ACCOUNTS RECONCILIATIONS

In Director Pannucci's absence, Commissioner Cartine read the customer accounts reconciliations as follows:

- a. Account 10578005, 6 London Road, Donna Nicosia. A sewer credit is recommended in the amount of \$786.72 due to a broken hot water heater. The average usage is 14,000 gallons and the quarter in question rose to 138,000 gallons. All repairs have been made and verified and the meter is in proper working order.
- b. Account 9338400, 419 Nassau St., Kenneth Diana. A sewer credit is recommended in the amount of \$637.50 due to outside watering. The average usage is 37,000 gallons and the quarter in question rose to 139,000 gallons. They have since installed an auxiliary meter to prevent the need of a credit in the future. The meter is in proper working order.

Comm. Buttacavoli made a motion to approve the customer accounts reconciliations. Seconded by Comm. Ciocco.

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

14. CONTRACT CLOSE-OUTS

15. AUTHORIZATION TO EXPEND APPROVED FUNDS

- a. Authorization to Proceed with the Replacement of the Flocculator Equipment/Drives in Sedimentation Basins Nos. 1 and 2

Director Specht advised, "As I discussed previously at the meeting tonight. This is for the replacement of the flocculator equipment and drives for the sedimentation Basins No. 1 and 2 which were installed back in the mid 70's. Funding will be under project Number 7990008. Obviously we will come back to the board when we award the project. The engineer's estimate on this job is approximately \$160,000 and also includes some concrete repair on the walkway. I would ask the board to approve this so we can proceed with the bidding of this project."

Comm. Bottazzi asked, "Do you have any idea what these costs are going to be?"

Director Specht advised, "\$160,000."

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

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

- b. Authorization to Solicit Bids Fiscal Year 11/12 Chemical Purchases

Director Maggio advised, "We are requesting authorization to move forward with our annual treatment plant chemicals for fiscal year 2012 -2013. The chemicals to be bid include calcium hydrated lime, liquid chlorine gas, sodium hydroxide, alum, carbon dioxide, lime slurry inhibitor and bioxide liquid and this again is for our annual supply of chemicals for the treatment plant.

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

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

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

17. ADOPTION OF REPORTS

Comm. Cartine made a motion to adopt the Directors' Reports. Seconded by Comm. Buttacavoli.

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

18. ADOPTION OF PERSONNEL ACTIONS

Commissioner Buttacavoli made a motion to adopt the personnel actions. Seconded by Comm. Bottazzi

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

19. OLD BUSINESS

20. NEW BUSINESS

20.1 Authority Mission Statement

Chairman Veni stated, "We have a statement that was prepared by Director Pannucci. We had a follow up revision by Comm. Ciocco and at this time the other commissioners are going to take another month to review both and come up with some additional thought processes on it so we are going to postpone it until next month."

20.2 New Employee Testing Procedures

Chairman Veni stated, "Our Executive Director Jim Lacey will be going forward with writing a policy along with our labor counsel Jim Holzapfel and we will review for next month's meeting."

21. RESOLUTIONS

77-11 A Resolution adopting the 2010 Annual Consulting Engineer's Report

Director Specht advised, "This is a resolution adopting the 2010 Annual Consulting Engineer's Report. As per our bond covenant we are required to put an annual report together by an independent consultant. This one has been put together by John Truhan and his firm. At this point I would like to turn it over to John and have him discuss it briefly. One note to the commissioners if they don't want to retain the report you can give it back to me to distribute in house, but if you want to keep it that is fine too."

John Truhan stated, "We submitted copies to the commissioners and the executive director and if anyone would require any additional copies I will be happy to distribute them. The annual report was submitted several weeks ago, but it didn't make the October meeting that is why it is being addressed now. And with your approval I will just touch on some of the highlights of the report. Once again

customer growth for 2010 was flat. Wastewater customer growth was 0.06% and water customer growth was 0.07%. It is a direct reflection on the economy and that is the way it is, and we are going to be seeing that in my opinion for awhile. The OCUA operating budget continues to be one of the most significant portions of your budget, and it used to be around 30%. Each year we review the fees paid to OCUA. Some years we receive a credit. In 2010 we had to pay \$214,000 back to OCUA in response to the metering that was performed during that time. Pine View Estates litigation is still continuing and that litigation hasn't been resolved even as we speak. The watershed management study is another important study that was initiated in 2010. As Mr. Cartine stated we are almost there as far as the first phase and our target date of December of 2011. We performed a vulnerability analysis several years ago and the Authority continues to implement the suggestions of that report through the Security Committee and that will continue in the next year or two. Water and sewer systems have been continually upgraded which is required and needed. Capital improvements and operation and maintenance were adequately funded in my opinion for 2010 and that is the highlights."

Comm. Bottazzi made a motion to adopt resolution no. 77-11. Seconded by Comm. Buttacavoli.

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

78-11 Resolution Authorizing the Purchase of a TOC Fusion Analyzer including Set-up and Installation from Teledyne Tekmar, in excess of the Pay to Play Threshold of \$17,500

Director Maggio stated, "At our June meeting the Board authorized us to purchase a TOC Analyzer for a not to exceed price of \$34,000. We have subsequently interviewed a number of vendors and allowed them to come in and present us with their instruments and take us through the operation of them. We have decided to purchase an instrument from a company called Teledyne Tekmar for a price of \$24,943.25. That purchase order has been handed over to our purchasing department and I will turn it over to Mr. Planko. This is our resolution authorizing us to go through the pay to play process."

Director Planko added, "Just to further expand on what Director Maggio said, this was authorized to proceed by the Board I believe at the June 27th meeting. This was a pay to play matter because it was over \$17,500 which means the resolution has to accomplish two things. Number one it validates the final price of the purchase, and number two it makes sure the vendor meets the criteria for pay to play which in this case means they filled out a business entity disclosure form validating that they made no political contributions. So that is the two accomplishments of this purchase for water quality so from here we will be under pay to play and will be able to move ahead with the purchase.

Comm. Bottazzi asked, "Did you say that they did make a political contribution or they did not?"

Director Planko advised, "They did not. Pay to play there is two options. You either have to go out for advertisements which is considered fair and open, or you have to go out and get a business entity disclosure form that indicates that they did not make any political contributions which under pay to play is called non fair and open. They went non fair and open and they met the criteria."

Comm. Buttacavoli made a motion to adopt Resolution No. 78-11. Seconded by Comm. Ciocco.

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

79-11 A Resolution Authorizing the Renewal of the Authority's Long Term Disability Insurance with Lincoln Financial Group

Director Planko advised, "Resolution No. 79-11 is for the long term disability that I talked about earlier with Lincoln Financial. Again that will be expiring on December 31st. We got a flat rate. The same rate that we have had for the past three years. By the way when I renewed this contract three years ago in 2008 I actually got a reduction in our rate. At that point it was .35 cents per \$100 of payroll. I had it reduced to three years and now I have it for another two years. So I think we did pretty well. Their customer service is very good. Both Teri and I have been satisfied with them. We think we got a good offer that it going to stabilize our budget, and I recommend that we pass this resolution."

Comm. Cartine made a motion to adopt Resolution No. 79-11.

Comm. Bottazzi stated, "I have a question on the motion. This does not include if I recall when we negotiated this many years ago that the commissioners could not be included in the insurance."

Director Planko advised, "That is correct commissioner, when we talked about this in 2008 the commissioners can't be included because it only includes the employees with 35 hours or more per week of employment."

Comm. Bottazzi asked, "And this includes long term meaning someone who is suffering with a disease, cancer and so forth, it is long term and it covers it?"

Director Planko advised, "That is correct. I have a summary sheet that indicates basically what the benefits are if any commissioners would like it I would be happy to give it to you."

Comm. Bottazzi asked, "And this goes for all our employees, excluding the commissioners."

Director Planko replied, "All employees. Yes. At this time it only included supervisory, about six or eight years ago we decided to cover all employees is correct."

Comm. Bottazzi seconded the motion.

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

80-11 A Resolution stating that Newly Appointed Commissioners to the Brick Township Municipal Utilities Authority not receive any Salaries and Benefits

Comm. Cartine stated, "Mr. Chairman I move that Resolution 80-11 be tabled." Seconded by Comm. Buttacavoli.

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

22. PUBLIC DISCUSSION

At this point in the meeting, Chairman Veni opened the meeting up to public discussion and read the following statement, "*In order to provide all necessary information to the Authority and to provide sufficient time for members of the public to speak, each member of the public will be limited to five minutes and should provide their name and address.*"

There being no members of the public present, Chairman Veni closed the public portion of the meeting.

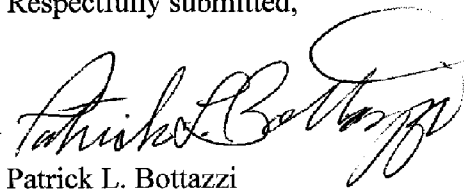
23. CHAIRMAN'S CLOSING STATEMENT

Chairman Veni read the following statement: "*The next meeting of the Authority will be a Public Meeting on Monday, December 19, 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 the meeting adjourned at 7:15p.m.

Respectfully submitted,



Patrick L. Bottazzi
Secretary