

Minutes of a Meeting of
The Brick Township Municipal Utilities Authority held on

May 23, 2016

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

2. OPENING STATEMENT

Following the salute to the flag, Ms. Sylvester read the opening statement as follows: *"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 5, 2016 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

Members Present

James Fozman
Joseph D. Grisanti
Gregory Flynn
Thomas C. Curtis
Maria Foster
Susan Lydecker
George Cevasco

Also Present

Stephen T. Specht, PE
Joseph Maggio, PE
Frank Planko, CFO
Gary Vaccaro
Nick Montenegro, Esq.
Chuck Fallon
Chris Theodos
Marie Sylvester

4. Adoption of Directors' Reports

Chairman Cevasco asked for a motion to adopt the Directors' Reports.

Comm. Curtis advised he had a few questions and began, "Plumline Consulting. Can someone tell me who that is?"

Director Planko asked, "Is it on the bill resolution? I don't know. Any of the other directors do you know what that is?"

Chairman Cevasco stated, "I believe that is the company that did something with the financial software."

Director Planko stated, "I will look it up and get something out to everyone. It wasn't mine so I don't know."

Director Maggio asked, "Do you know which account because I think that was an IT account. I believe it is the ACA software."

Comm. Curtis stated, "It is in the bills. I was just trying to figure out who it is. I have never heard of them before. Plumline Consulting LLC Consulting Services that is all it says. Page B8. It is account 20160161. It's not a lot of money I just never saw the name."

Director Maggio stated, "I think that is the ACA software."

Director Maggio advised, "I will find out more on it."

Comm. Curtis asked, "Toms River MUA. What are we paying them for?"

Director Planko replied, "We pay the Toms River MUA because we have some water customers that we use their collection system so they bill us for that. We charge the customer and then they bill us."

Comm. Curtis asked, "Where is that at?"

Director Specht advised, "Our flow goes into their system. Down at the end by Yorktown Plaza."

Director Planko advised, "It's about \$25,000 a year."

Comm. Flynn asked, "We pay mark out fees, \$1,171.00. Who are we paying to do mark outs?"

Director Specht advised, "That's the 811 - the system that everyone calls into and we get charged for that. That is the way it is set up and we are tied in with them so they don't call us directly. Contractors call them and we get the order and then we go out and do it."

Comm. Curtis asked, "Insurance premiums for the flood insurance, the discussion we had..."

Director Vaccaro stated, "Yes I was actually going to discuss it during the authorizations, but I can answer it now if you want."

Comm. Curtis stated, "Well I was just wondering - are we looking to make a decision on what we are going to do with that being that they are elevated?"

Director Vaccaro advised, "We don't need it for the Mantoloking Pump station. It is not eligible. I talked to our risk consultant. Because we raised it and it's on a platform. It is not built on a foundation. It has to have at least two walls, a roof and a foundation, but since it doesn't have that everything is on a platform it is not eligible for flood insurance. We don't need flood insurance."

Comm. Grisanti made a motion to accept the Directors reports. Seconded by Comm. Curtis

Ayes: Comm. Grisanti, Flynn, Curtis, Fozman, Cevalasco
Nays: None
Abstain: None

5. APPROVAL OF MINUTES

April 25, 2016 – Regular & Exempt

Comm. Grisanti made a motion to adopt the meeting minutes. Seconded by Comm. Curtis

Ayes: Comm. Grisanti, Flynn, Curtis, Cevalasco
Nays: None
Abstain: Comm. Fozman

6. CORRESPONDENCE

Chairman Cevalasco advised, “Under correspondence we have a note from Debbie Murphy about the event that we had on Saturday for her husband up at the Reservoir. He was an employee of ours and we put a bench up there and had a small ceremony which was very nice. She thanking us for doing that.”

7. BILL RESOLUTION

Comm. Flynn read the Bill Resolution dated May 23, 2016 in the total amount of \$3,964,316.59 as follows:

Total Operating Vouchers:	\$	2,256,703.63
Total Payroll:		1,160,934.82
Total Capital Vouchers:		533,421.12
Escrow:		13,257.02
Total Bill Resolution	\$	3,964,316.59

Comm. Flynn made a motion to approve the Bill Resolution. Seconded by Comm. Curtis

AYES: Comm. Grisanti, Flynn, Curtis, Fozman, Cevalasco
NAYS: None
ABSTAIN: None

8. TREASURER'S REPORT

Comm. Grisanti read the Treasurer’s Report balances for the month ending April 30, 2016 as follows:

Unrestricted Funds:

Total Revenue Funds:	\$	16,939,025.32
Total General Funds:		3,652,874.23
Total Unrestricted Funds:		20,591,899.55

Restricted Funds:

Rate Projection Maintenance Fund:	2,364,188.62
Working Capital Fund:	462,854.21
NJEIT Processing Fund:	15,736.75
Series 2015A/2016A Project Bonds:	4,385,992.46
Total Bond Funds:	11,157,627.94
Total Other Restricted Funds:	1,478,342.79
Total Restricted Funds	19,864,742.77
Total of All Fund Accounts:	40,456,642.32

Comm. Fozman made a motion to approve the Treasurer’s Report. Seconded by Comm. Curtis

AYES: Comm. Grisanti, Flynn, Curtis, Fozman, Cevalasco
 NAYS: None
 ABSTAIN: None

9. DEVELOPER APPLICATIONS

9.1 Preliminary Applications - No Further Action Required

2178 Mr. Stephen Arbachesky Stephen Michael Homes, LLC, Minor Subdivision
 238 Sixteenth Avenue, 2 Residential, Preliminary NFA

Director Specht advised, “The first application is No. 2178 Mr. Stephen Arbachesky of Stephen Michael Homes, LLC, for a minor subdivision at 238 Sixteenth Avenue for two residential lots. It is a preliminary with no further action required by the Board. It will be subdivided into two lots. There is one existing 4” diameter PVC sanitary lateral that we utilize for one lot. The other lot will get a new sewer lateral installed and there will be two new 1” diameter water service lines installed. The existing utilities are out in the street and I would recommend approval.”

Comm. Fozman made a motion to approve this action. Seconded by Comm. Curtis

AYES: Comm. Grisanti, Flynn, Curtis, Fozman, Cevalasco
 NAYS: None
 ABSTAIN: None

9.2 Other Applications - None

9.3 Release of Performance Bonds

2146 Mr. Carey Tajfel, 545 Brick Blvd., LLC, Fortunoff Backyard Store & Additional
 New Retail Store, 545 Brick Blvd.

Director Specht advised, “The first one is application No. 2146 Mr. Carey Tajfel, 545 Brick Blvd. LLC and Fortunoff Backyard store for an additional new retail store. The applicant has met all the requirements of the Authority and it is recommended that we release the performance bond and waive the two year maintenance bond since it is only laterals and services that have been installed.”

Comm. Flynn made a motion to approve this action. Seconded by Comm. Curtis

AYES: Comm. Grisanti, Flynn, Curtis, Fozman, Cevalasco
NAYS: None
ABSTAIN: None

2159 Mr. Edward Abramson AHG Land, Roy Rogers Restaurant – Amended Major Site Plan, 72 Brick Blvd.

Director Specht advised, “Application no. 2159 is for Mr. Edward Abramson of AHG Land, the new Roy Rogers Restaurant located at 72 Brick Blvd. AHG has met all of the requirements of the Authority and I recommend that we release the performance bond and waive the two year maintenance bond since existing services were used.”

Comm. Flynn made a motion to approve the action. Seconded by Comm. Fozman

AYES: Comm. Grisanti, Flynn, Curtis, Fozman, Cevalasco
NAYS: None
ABSTAIN: None

10. UNANTICIPATED/EMERGENCY CAPITAL EXPENDITURES - NONE

11. CUSTOMER ACCOUNTS RECONCILIATIONS - None

12. CONTRACT CLOSE-OUTS

- a. Contract Close-Out for Jamali Developers LLC for Contract No. 604001 – Fleet and Equipment Storage Building Fabrication and Installation (Final Contract Payment and Reduction in Retainage from 2% to 0%)

Director Specht advised, “We have one contract close out tonight for Jamali Developers LLC for contract no. 604001 - the fleet and equipment storage building fabrication and installation. I recommend this because Jamali has met all the requirements of the Authority and have submitted the appropriate contract documentation. I would recommend final payment which includes \$55,000 for the final contract amount and another \$7,870.68 for the reduction and retainage from 2% to 0% for a final payment amount of \$62,878.60.”

Comm. Flynn asked, “What is the status of the warranty, the manufacturer’s warranty, his warranty?”

Director Specht advised, “We have received all those documents and have the appropriate documentation in the file.”

Comm. Curtis made a motion to approve the action. Seconded by Comm. Fozman

AYES: Comm. Grisanti, Flynn, Curtis, Fozman, Cevalasco

NAYS: None
ABSTAIN: None

13. AUTHORIZATION TO EXPEND APPROVED FUNDS

- a. **Mantoloking Road Pump Station Enclosure**
Amount: \$5,299.95
Vendor: USA Blue Book
Funding Source: Capital Account 81005

Director Maggio advised, "We are requesting authorization to expend approved funds for the Mantoloking Road pump station enclosure. The amount is \$5,299.95. The Vendor is USA Bluebook. The funding source is capital account 81005 and in coordination with the flood proofing reconstruction of the pump station we are going to be installing this enclosure to house water quality equipment to monitor distribution water quality."

Comm. Curtis made a motion to approve the action. Seconded by Comm. Fozman

AYES: Comm. Grisanti, Flynn, Curtis, Fozman, Cevalasco
NAYS: None
ABSTAIN: None

- b. **Annual NJDEP Toxic Catastrophe Prevention Act (TCPA) Registration Renewal Fee**
Amount: \$8,406.97
Vendor: NJDEP
Funding Source: Operating Account 700-6022

Director Vaccaro advised, "The first one is the annual NJDEP Toxic Catastrophe Prevention Act, (TCPA) registration. The amount is \$8,406.97. The funding source is Operating Account 700-6022. This is required because we store above threshold quantities of Chlorine. The renewal fees are approximately \$300 higher than last year. No change on our end. They just charge the fees so I am asking for approval on that."

Comm. Flynn made a motion to approve the action. Seconded by Comm. Curtis

AYES: Comm. Grisanti, Flynn, Curtis, Fozman, Cevalasco
NAYS: None
ABSTAIN: None

- c. **Renewal of Flood Insurance for Mantoloking Road WWPS and Riverside Drive WWPS –**
Amount: \$14,048 (\$5,316 for MRPS/\$8,732, for RDPS)
Vendor: Selective Insurance Company
Funding Source: Operating Acct. 900-8840

Director Vaccaro advised, "Item C we discussed at the beginning of the meeting. It is the renewal of the flood insurance for Riverside Drive. Mantoloking is not necessary, but let me just go

through this first. The amount for Riverside is \$14,048. The vendor is Selective Insurance Company and it is operating account 900-8840. As I mentioned during the construction meeting the facilities that are located in the AE Flood Zones are not covered under JIF insurance so we need to get flood insurance. Riverside is located in the AE Zone and so is Mantoloking. Mantoloking is not eligible for flood insurance because we did flood proofing and everything is on a platform. Because it doesn't have at least two walls and a roof it is not eligible so I am just seeking approval for Riverside Drive. I also want to mention that we did get flood elevation certificates for seven sites located in AE zones. I am still trying to get flood insurance quotes on that. One of the items is Riverside Drive. We need to get excess flood insurance coverage. The policy only covers us up to \$500,000 and the building value is approximately \$900,000. I am still waiting to get quotes on that, but it is very difficult even though we have flood elevation certificates. Once we get the quote I will talk to Frank and see if it is worth it for us to spend that money."

Comm. Curtis asked, "These other stations are we are elevating them all eventually correct?"

Director Vaccaro replied, "Some are elevated already. Steve would probably know when I mention the names. 5th street pump station, Eastern Lane, Laurelton, Laurelbrook, Lanes Mill and the raw water pump house which we are flood proofing now. So once we get the quotes then we can kind of look at it and see if it is worthwhile to get the flood insurance, but I can't even get a reliable quote at this point to make a decision."

Comm. Flynn asked, "The only one that is not elevated at this time is Riverside? Is there a reason it is not elevated?"

Director Specht advised, "It's a huge concrete structure probably 30 feet in the ground. You can't elevate it. All the pumps are in the building on the first floor and there is a shaft that goes down 30 feet that goes down to the bottom that runs our pumps there. You cannot raise the building without expending an extensive amount of money. It would probably be cheaper to build a concrete wall around it."

Comm. Curtis made a motion to approve the action. Seconded by Comm. Grisanti

AYES: Comm. Grisanti, Flynn, Curtis, Fozman, Cevasco
NAYS: None
ABSTAIN: None

14. AUTHORIZATION TO SEND OUT BIDS, RFQ'S & RFP'S - NONE

- a. Authorization to Issue a Request for Proposal to H2M Architects+Engineers for the Design, Permitting, Bidding, Construction/Management and Interim Inspection for the Fencing Upgrades at the Eight (8) Wastewater Pump Stations (WWPSs) Impacted by Superstorm Sandy

Director Specht advised, "This is the authorization to issue a request for proposal to H2M Architects+Engineers for the design, permitting, bidding, construction management and interim inspection for the fencing upgrades at the 8 wastewater pump stations impacted by Superstorm Sandy. We are wrapping up construction of the renovations and we are on our last station now which is 5th

Street. We should be done hopefully by the end of June. It is time to upgrade the fencing around it for not only from a security standpoint, but also aesthetic standpoint. Preliminary drawings have been generated through my Engineering Department. We will provide these drawings to H2M in the RFP. It will be an 8 foot high PVC stockade with an 8 foot high vinyl coated chain link for the gate in the front. The drawings have been reviewed in detail by the Security Committee as well as the Construction and Buildings and Grounds Committee.”

Comm. Flynn asked, “Is there any concern with variances?”

Director Specht replied, “Variances will not be required based on feedback I received from the Township of Brick. We did some preliminary legwork to touch base with them. The only thing that they indicated to me was that we would need a UCC building permit because we are going 8 foot now with the stockade fence.”

Comm. Flynn asked, “Is this in the budget?”

Director Specht replied, “It is in the budget.”

Comm. Grisanti asked, “Do we have an anticipated cost?”

Director Specht replied, “I do not have the cost right now. We are not going out to bid on this. I will just get the design completed and I’ll come back to the Board obviously to award the job when we get it to a contractor. The consultant will provide me an engineer’s estimate for the construction.”

Comm. Grisanti stated, “Let me ask you a question. I am still confused as to how we pick these engineering firms. Why not send an RFP to all our engineering firms and see who comes in with the lowest price?”

Director Specht advised, “We have been going down the list and they are next on the list. You can do it either way but that is the way the Board has selected to go. We actually issued four RFP’s last month to four different engineers.”

Comm. Grisanti asked, “Why don’t we do that all the time? It is more transparent that way. How do we know H2m is going to be cheaper than all our other engineers on the list? They are all equally qualified so I am just confused as to how we choose the engineer.”

Director Specht replied, “And the Board has the option to send it out to all of the consultants, a handful or just one based on the Fair and Open award back at the reorg on February 1st.”

Comm. Grisanti asked, “So we strictly go down the list?”

Director Specht replied, “That is what the Board has elected to do.”

Comm. Fozman stated, “And when a bid comes in high Steve negotiates with the engineer if he thinks it is too high.”

Comm. Grisanti asked, “How do you know if the bid is too high? That’s my point.”

Comm. Fozman stated, "He's the engineer. He knows..."

Director Specht stated "I'm an expert at bidding."

Comm. Grisanti sked, "So what is the estimated cost of this project. You said you don't know."

Director Specht replied, "I didn't do an estimated cost on this project. I just know we need to do it and we don't have the manpower in house to perform project management so it is essential that we send it out to a design consultant."

Comm. Grisanti asked, "What is the anticipated cost of the design consultant?"

Director Specht replied, "I don't have that number."

Comm. Grisanti stated, "I think it should go out to all our engineers. I think it is more transparent that way, but we don't know until we get back the costs. I am confused as to how this works. It's up to the rest of the Board. I don't know."

Comm. Fozman made a motion to approve the action. Seconded by Comm. Flynn

AYES: Comm. Flynn, Curtis, Fozman, Cevalasco
NAYS: None
ABSTAIN: Comm. Grisanti*

*Comm.Grisanti stated, "I am going to abstain on that one because I am not sure about the procedure."

15. EXEMPT SESSION
(Personnel, Contracts & Potential Litigation Only)

Director Specht advised, "I would like to go into exempt session to discuss the revised employee manual language and I think there are some personnel items I think we also wanted to discuss in exempt."

Counselor Montengro stated, "It is the option of the Board to go in now or at the end of the meeting."

The Board opted to continue with the agenda and enter exempt session afterwards.

16. ADOPTION OF PERSONNEL ACTIONS

Following discussion in exempt session, the Board returned to this section of the agenda to approve the personnel items listed in Director Specht's monthly report.

Comm. Flynn made a motion to approve the personnel items. Seconded by Comm. Curtis

AYES: Comm. Grisanti, Flynn, Curtis, Fozman, Cevalasco
NAYS: None

ABSTAIN: None

17. OLD BUSINESS

17.1 Revised Employee Manual Language – Exempt

18. NEW BUSINESS

18.1 Authorization to Utilize Reservoir

Director Specht represented the following request for approval by the Board and indicated that he has talked to the Reservoir personnel and we can certainly accommodate this request.

- a. Organization: Master Sue-Zen Dojo for Black Belt Candidates, Howell, NJ
Description of Event: Charity Run for St. Jude’s Children Research Hospital
Date: Saturday, June 11, 2016 from 9:00 a.m. to Noon a.m.
Special Needs: Folding Table and Two Chairs
No. of Participants: 50
Contacts: Deb Procaccio (mother of Black Belt Candidate – Nick Procaccio)
Susan Hinkelbein – Master Sue-Zen’s Dojo
Event Status: 1st Time

Comm. Curtis made a motion to approve the action. Seconded by Comm. Fozman

AYES: Comm. Grisanti, Flynn, Curtis, Fozman, Cevalasco

NAYS: None

ABSTAIN: None

19. RESOLUTIONS

45-16 A Resolution for the Award of Bid for Pipe and Appurtenances

Director Vaccaro advised, “This is a resolution for the award of bid for pipe and appurtenances. This is our annual bid for water and sewer hydrant parts used by Field Operations for fiscal year 2016/2017. The bid was advertised on April 26, 2016. We had a bid opening on May 10, 2016. This year the bid includes 84 items. We are seeking approval to award the contract to three responsible low bidders. They are the same as last year, Cutter Drill and Machine, Atlantic Plumbing Supply, HD Supply Works. The total amount is \$41,513.86. There were three items that we did not receive bids for and as we did last time we will just go out for quotes on these items if necessary.”

Comm. Flynn made a motion to approve Resolution No. 45-16. Seconded by Comm. Curtis

AYES: Comm. Grisanti, Flynn, Curtis, Fozman, Cevalasco

NAYS: None

ABSTAIN: None

46-16 Award of a Professional Engineering Services Agreement with Suburban Consulting Engineers, Inc. in the Amount of \$116,085.00 for the Design, Permitting, NJEIFP Requirements, Bidding, Construction Administration/Management/Full Time Inspection for the Hydrant Replacement in the Baywood Section of Brick Township; Capital Project No. 716003

Director Specht advised, "The next resolution is 46-16. This is for the Award of a Professional Engineering Services Agreement with Suburban Consulting Engineers, Inc., in the Amount of \$116,085.00 for the Design, Permitting, NJEIFP Requirements, Bidding, Construction Administration/Management/Full Time Inspection for the Hydrant Replacement in the Baywood Section of Brick Township; Capital Project No. 716003. In my monthly report I included a detail of each task and I would recommend approval. Again this is for an NJEIFP project which is through the trust. We need to get the design done by the end of the year with commitment letters in by October of this year so we need to move this project. Next month I anticipate having three additional projects so we can get additional financing through the trust, but I would like to award this one tonight."

Comm. Curtis made a motion to approve Resolution No. 46-16. Seconded by Comm. Fozman

AYES: Comm. Grisanti, Flynn, Curtis, Fozman, Cevalasco
NAYS: None
ABSTAIN: None

47-16 Award of a Public Contract to Mathis Construction Co., Inc., in the Amount of \$370,116.18 for the Water Main Replacement on Dickinson Road, a Portion of Whitman Street and a Portion of Central Boulevard in Green Briar 1; Capital Project No. 716006

Director Specht advised, "47-16 is for the Award of a Public Contract to Mathis Construction Co., Inc., in the Amount of \$370,116.18 for the Water Main Replacement on Dickinson Road, a Portion of Whitman Street and a Portion of Central Boulevard in Green Briar 1; Capital Project No. 716006. We received two bids that were opened on the 19th at 2:00 p.m. I forwarded that information to the Commissioners on Friday. Mathis who also performed the sewer replacement on Dickinson Road is the low bidder on this project. Again his total amount was \$370,116.18. Earle was the second and only other bidder and their number was \$472,000.00. I would recommend we award this project to Mathis so we can get the project started as soon as possible."

Comm. Fozman asked, "Mathis Construction - have we have dealt with them before?"

Director Specht replied, "They did the sewer project. We had our problems and we had to come down on them a little bit but I think they have it straightened out. They had to get rid of their foreman who wasn't performing up to our standards, but I think they have turned the corner. We had a meeting with Maser who is the project manager on this project. They had their inspector out there. We are taking a back seat on these contracts now. We had a meeting with the owner of the company and originally we weren't too happy, but again I think they have turned the corner and they should be ok on this project."

Comm. Flynn asked, "On the bidding. Where does this get advertised?"

Director Specht replied, "We have to advertise in the Asbury Park Press only. We also put it on our website. I don't think this one got on the website and a lot of the publications get a hold of it. The construction publications put it out there also."

Comm. Flynn asked, "It just seems odd that there are only two."

Director Specht replied, "We only had two bids also on Dickinson Road sewer main. This was only advertised for two weeks. Dickinson Sewer main was advertised for four weeks and we only had two bids on that also."

Comm. Flynn asked, "And we are following the required procedure."

Chairman Cevalco advised, "You have to place your bid in daily newspapers and we only have one."

Director Specht advised, "We have our one publication which is the Asbury Park press and we have to advertise in that and we do at times reach out to contractors and let them know it is on the street."

Nick Montenegro stated, "They are our approved newspaper. We do that at the reorganization every year."

Comm. Flynn asked, "We don't have to notify like Dodge or any of those."

Chairman Cevalco stated, "There are companies that all they do is scan the papers for bids."

Director Specht advised, "They reach out to us and we send them the information so it does get out there but we do not have to send it to them. The only thing we have to do is advertise in the Asbury Park Press."

Comm. Flynn asked, "There was a question that I had what was the original budget for the water main?"

Director Specht replied, "I believe it was \$250,000 or somewhere around there."

Comm. Flynn replied, "Ok. \$250,000 just for the water main which came in at \$290,000 and above that is the ..."

Director Specht stated, "We have two alternate bid items in the event that the board wants to move ahead. The curbing and the driveway aprons aren't in that great a shape out there on Dickinson. There is an option if the Board wants to move ahead I did award it with the two options of concrete curb replacement 2,000 lineal feet and about 200 sq. yards of driveway aprons. We will discuss it with the Township. Maser will be performing our inspection out there."

Comm. Flynn stated, "There is a good chance that we won't be doing the curb. The curb stayed together pretty well."

Director Specht replied, "We will discuss it with the Township and see what they want to do."

We are going to pave curb to curb when we are done so it is going to look like a new road. I put these options in there in the event that we did want to move ahead with the curbing replacement so that the Township will be out there for the next thirty years if they want to.”

Comm. Flynn made a motion to approve Resolution No. 47-16. Seconded by Comm. Curtis

AYES: Comm. Grisanti, Flynn, Curtis, Fozman, Cevalasco
NAYS: None
ABSTAIN: None

48-16 A Resolution Authorizing the Donation of a Surplus Flir Infrared Camera to the Laurelton Fire Department

Director Maggio advised, “This is a resolution authorizing the donation of a surplus Flir Infrared camera to the Laurelton Fire Department. This is an infrared camera we use on our O&M, our operations and maintenance protocols throughout the compound. This was purchased in 2007 and is outdated technology and has been replaced recently with a newer model. The Laurelton Fire Department has expressed interest in taking ownership of the camera. We have had a good partnership with the Laurelton Fire Department. They provide services like filling our hazmat air cylinders so we thought it would benefit the people of Brick if we donated this camera to the Fire Department and let them use it.”

Comm. Fozman made a motion to approve Resolution No. 48-16. Seconded by Comm. Grisanti

AYES: Comm. Grisanti, Flynn, Curtis, Fozman, Cevalasco
NAYS: None
ABSTAIN: None

Chairman Cevalasco stated, “At this time I will introduce Resolution 49-16. It is A Resolution Appointing the Executive Director, **WHEREAS**, the Brick Township Municipal Utilities Authority (hereinafter referred to as the “Authority”) has a need for the services of a qualified person to perform the assigned function of Executive Director; and **WHEREAS**, the past Executive Director’s term terminated December 31, 2015; and **WHEREAS**, the Authority found that Chris A. Theodos is well qualified for the position; and **WHEREAS**, the Authority desires to enter into an Employment Agreement with Christopher A. Theodos commencing July 1, 2016 for a five (5) year term subject to the terms and conditions of an Employment Agreement to be prepared by the Authority; **NOW, THEREFORE, BE IT RESOLVED** this 23rd day of May, 2016, by the Brick Township Municipal Utilities Authority as follows: 1. The Authority hereby appoints Chris A. Theodos as its Executive Director for a term of five (5) years commencing July 1, 2016 subject to an Employment Agreement to be executed by Chris A. Theodos and the Authority. 2 A copy of this Resolution shall be forwarded by the Administrative Secretary of the Authority to the following: a George Cevalasco, Chairman; Chris A. Theodos; Frank Planko, Chief Financial Officer; and Nicholas C. Montenegro, Esquire **CERTIFICATION**. I certify that the foregoing Resolution was duly adopted by the Brick Township Municipal Utilities Authority at a meeting held on the 23rd day of May, 2016, a quorum being present and voting in the majority.”

Chairman Cevalasco continued, “We took close to four and a half months to come up with this

decision. We had 18 responses. We interviewed five out of the 18. All of the commissioners reviewed all of the resumes for this position and I am happy to say that all of the commissioners voted in the affirmative for the appointment of Chris Theodos. Mr. Theodos, Welcome aboard.”

Mr. Theodos stated, “Thank you so much Mr. Chairman and Commissioners.”

Comm. Fozman made a motion to approve Resolution No. 49-16. Seconded by Comm. Grisanti

AYES: Comm. Grisanti, Flynn, Curtis, Fozman, Cevalasco

NAYS: None

ABSTAIN: None

20. PUBLIC DISCUSSION

At this time, Chairman Cevalasco opened up the meeting to public. There were no comments from the Public that was present.

At this time in the meeting, Counselor Montenegro stated, “Chairman if we can adopt the following resolution – Whereas The Brick Township Municipal Utilities Authority has been formed pursuant to applicable New Jersey statues, and Whereas Section 7 of the Open Public Meetings Act NJS 10:4-12 permits the exclusion of the public in an executive session in a meeting of the BTMUA in certain circumstances, and Whereas the public body is of the opinion that such circumstances exist. Whereas the BTMUA has found the action described below to be necessary and proper. Now therefore be it resolved by The Brick Township Municipal Utilities Authority of the Township of Brick in the County of Ocean, State of New Jersey as follows: The public shall be excluded from discussion on the actions upon the hereinafter specified subject matter and that being pending litigation. It is anticipated at this time that the subject matter will be made public if and when it is deemed to be in the public interest to do so and the need for confidentiality is no longer needed and action may be taken. This resolution shall become effective immediately.”

Comm. Curtis made a motion to go into exempt session. Seconded by Comm. Fozman

AYES: Comm. Grisanti, Flynn, Curtis, Fozman, Cevalasco

NAYS: None

ABSTAIN: None

Counselor Montenegro stated, “For the public record the Authority will go back into public session at the conclusion of the executive session. You are free to remain outside and return when public session commences.”

The Board entered exempt session at 7:40 p.m.

On motion duly made and seconded and a unanimous vote the board returned to open session at 8:05 p.m.

At this time, Counselor Montenegro stated, “Mr. Chairman you may wish to reopen the public portion of the meeting.”

Chairman Cevasco asked for public comments. Seeing none he closed the public portion of the meeting.

21. COMMENTS FROM COMMISSIONERS, PROFESSIONALS & STAFF

Director Maggio stated, "I would just like to congratulate Mr. Theodos. We have worked together extremely well on a lot of very important issues for the Authority and I look forward to continuing working with him, but only on the other side of the table. I think the Board has made a wise choice."

Director Specht advised that he had no comments.

Counselor Montenegro stated, "Good meeting tonight and congratulations to Chris."

Ms. Sylvester stated, "Welcome Mr. Theodos."

Director Vaccaro stated, "Congratulations Chris. I enjoyed working with you and look forward to working with you again."

Chris Theodos stated, "Mr. Chairman, Commissioners. I thank you so very much. I am honored privileged and extremely gratified to be appointed to serve as your executive director. I look forward to working with the dynamic and competent directors that you have and professional staff to continue to advance the goals and objectives of the Authority under the direction of the very forward thinking commissioners. Thank you so much."

Sue Brasefield stated, "I have no comment. Congratulations."

Director Planko stated, "Mr. Chairman I just want to mention we have all our reports together for our audit which Mr. Fallon will be starting this week or in another two weeks. I also want to mention that the board didn't notice but the it was the second time in history that we had no customer account reconciliations tonight. Lastly Congratulations Chris. Good Luck."

Mr. Fallon stated, "Congratulations Chris and no other comments."

Comm. Lydecker stated, "When you said Susan earlier it threw me off so I almost skipped my turn. Congratulations of course to Mr. Theodos. I'm sure he is going to do an excellent job. I do want to say thank you to Mr. Specht for filling the position and doing an excellent outstanding job in the interim so thank you very much."

Comm. Curtis stated, "Congratulations and question – the payroll problem with the checks. Where are we with that?"

Director Planko replied, "Payroll has been monitored. I talked to the Finance Committee and we are going to buy a system where we can continue monitoring it on an ongoing basis. Changing payroll accounts doesn't do any good. You can change the payroll, but once they get hold of a new account number they go through it again. As I mentioned to the Finance Committee, I don't know if I mentioned it to the Board. I have been through this before here so I'd just rather have the coverage. It is less than \$3,000 annually which is very reasonable so I think we are going to go with that. There have

been no problems. I filed a police report and I also had a detective here and he is looking into it further as well.”

Comm. Flynn stated, “I want to agree with Sue, welcome Chris. Thank you Steve.”

Comm. Foster stated, “I just want to say welcome to Chris and Steve I don’t know you that well but the story is that you do a great job.”

Director Specht stated, “It’s a true story and I do a good dedication ceremony too.”

(Laughter)

Comm. Grisanti stated, “Congratulations to Chris and welcome aboard. We all look forward to working with you.”

Comm. Fozman stated, “Congratulations to Chris and thank you Steve for filling in. You always do a good job. Welcome aboard. That’s all I have.”

Chairman Cevalco stated, “Welcome aboard Chris and again, Mr. Specht thank you very much. It’s not the first... This was just a short stint compared to the last time. I thank you very much. I thank all of the employees here.”

22. Closing statement

Ms. Sylvester advised, “*The next meeting of the Authority will be a Public Meeting will take place on Monday, June 27 2016 at 7:00 p.m. All meetings take place in the Main Conference Room of the Authority's Administration Building located at 1551 Highway 88 West.*”

23. ADJOURNMENT

Comm. Curtis made a motion to adjourn. Seconded by Comm. Flynn.

AYES: Commissioner Grisanti, Flynn, Curtis, Fozman, Cevalco
NAYS: None
ABSTAIN: None

On motion duly made and seconded and unanimous vote the meeting adjourned at 8:29 p.m.

Respectfully submitted,


Gregory M. Flynn, Secretary

GMF/mas