

LONG BRANCH SEWERAGE AUTHORITY

Minutes of the Regular Meeting

July 20, 2016

I. and II. Opening and Attendance at Meeting.

A Regular Meeting of the Long Branch Sewerage Authority was called to order at 3:10 p.m., prevailing time, on Wednesday, July 20, 2016, by the Treasurer, Mr. Booth in the Meeting Room at the Authority Administration Building, 150 Joline Avenue, Long Branch, New Jersey, attended by Mr. Brown and Mr. Mazza. Mr. George arrived at 3:12 and Mr. Blaisdell was absent.

In addition to the Members of the Authority hereinabove-stated, there were present at said Regular Meeting the following professional attaches: Executive Director, Joseph A. Martone; John L. Bonello, Esq., Authority Counsel; Sue Brasfield and John Van Dorpe of the firm Maser Consulting, Authority Engineer; David Kaplan, of the firm Wiss & Co., Authority Auditor; Laurie Hartnett, PCC Officer; Thomas Roguski, Staff Engineer; and Nicole Woods, Secretary.

III. Announcement Pursuant to New Jersey Open Public Meeting Act.

Adequate Notice of this Regular Meeting and of all Regular Meetings for the Year 2016, has been provided by publication thereof in the *Link* on February 25, 2016, as a "legal" advertisement and in the *Asbury Park Press* on February, 20 2016, as a "legal" advertisement and by forwarding duplicates thereof on February 19, 2016, to the Clerks of the City of Long Branch, Borough of West Long Branch and Borough of Monmouth Beach for filing in their respective offices and for posting in a public place in each such Municipality.

IV. Public Participation.

Mr. Lepore from 38 Ocean Terrace was present.

Mr. Bonello at the request of Mr. Martone has moved to agenda Item #15.

Let the record reflect that Mr. George arrived.

Mr. Bonello explained that at last months meeting, a committee which included Mr. Brown and Mr. Mazza was created to research and decide if the cell tower would benefit the Authority.

Mr. Brown explained that in the future the Authority would possibly need to expand into the area where the proposed cell tower would be located, therefore it is the committees' decision that it would not be advantageous for the Authority to proceed with the cell tower at this time.

On Motion by Mr. George, seconded by Mr. Booth, and passed by the affirmative vote of all members present, no nays, one absent, no abstain; to reject the proposal to build a cell tower on the Authority's property.

Mr. Bonello returned back to public participation.

Mr. Lepore addressed the board and explained that he researched several companies that would perform the same services that Mr. O'Scanlon presented last month, regarding the cell tower, without the initial fees.

Mr. Martone explained that he had contacted Mr. O'Scanlon several years ago when another company wanted to place a cell tower on the property. Mr. Martone stated that Authority has not paid Mr. O'Scanlon any fees in the past or presently.

Mr. Brown thanked Mr. Lepore for his concern and the information that he provided.

On Motion by Mr. Booth, seconded by Mr. Brown, and passed by the affirmative vote of all members present, no nays, one absent, no abstain; the Public Participation portion of the Meeting was closed.

V. As to the Minutes of the Regular Meeting of June 15, 2016

On Motion by Mr. George, seconded by Mr. Brown, and passed by the affirmative vote of all members present, no nays, one absent, no abstain, the reading of the Minutes of the Regular Meeting of the Long Branch Sewerage Authority held on June 15, 2016 to be dispensed with and that such Minutes be, and they are hereby, approved as recorded and circulated.

VI. As to the Minutes of the Executive Session held on June 15, 2016, if any

None

VII. Correspondence

The attached list of correspondence was reviewed by the Authority. Individual items were dealt with as follows:

Mr. Martone discussed Item # 26, a letter from Monmouth County Improvement Authority, regarding Pooled Government Loan Program. Mr. Martone explained that we are not currently in need of financing.

Mr. Martone explained that Item # 27 is a payment request from PM Construction in the amount of \$171,075.05. Mr. Martone recommended the following resolution.

RESOLUTION

Mr. Booth offered the following Resolution and moved its adoption; seconded by Mr. Brown

WHEREAS, the Long Branch Sewerage Authority has received a Partial Payment Request, #12, from P.M. Construction Corp. for the 2014 Collection System Rehabilitation Project, and

WHEREAS, this request for payment is in the amount of \$171,075.05, and

WHEREAS, the Authority Engineer, John Van Dorpe, has recommended payment of this request, per his letter dated July 13, 2016, attached hereto and made a part hereof, and

NOW, THEREFORE, BE IT RESOLVED by the Long Branch Sewerage Authority that it approves payment of request #12 to P.M. Construction Corp. in the amount of \$171,075.05

ROLL CALL:

Mr. Blaisdell	- ABSENT
Mr. George	- AYE
Mr. Brown	- AYE
Mr. Booth	- AYE
Mr. Mazza	- AYE

Date: July 20, 2016

R1.7-16

Exhibit A

Mr. Roguski discussed Item # 35, an application for sewer connection for the Transit Village located on Pavilion and Third Avenues. Mr. Roguski stated that the proposed structure will be a five story building consisting of forty-six (46) rental units. Mr. Roguski explained that the sewer will connect to the Pavilion Avenue line and he will request that the line be televised to ensure the condition of the line. Mr. Roguski recommended the following resolution.

RESOLUTION

Mr. Mazza offered the following Resolution and moved its adoption; seconded by Mr. Brown

WHEREAS, DKD Investments, LLC. has applied for sewer connection for Third and Pavilion Avenues, for forty-one (41) new equivalent units (46 proposed units less 5 existing units) known as Block 288, Lots 32, 33, 34 & 35, and

WHEREAS, the application was accompanied by the necessary plans and specification, and

WHEREAS, the Long Branch Sewerage Authority Staff Engineer, Tom Roguski, has reviewed the plans and specifications and has recommended that the application be conditionally approved in his letter dated July 19, 2016, attached hereto and made a part hereof, and

WHEREAS, there is adequate capacity to service the request, and

NOW, THEREFORE, BE IT RESOLVED by the Long Branch Sewerage Authority that the application of DKD Investments, LLC. for connection to the sewerage system be and the same is hereby approved conditionally as per the letter of the Authority Staff Engineer dated July 19, 2016 and upon the payment of all requisite fees, including but not limited to 50% of the total connection fee due prior to issuance of the City of Long Branch Building Permit and the remaining 50% due prior to issuance of any Certificate of Occupancy.

ROLL CALL:

Mr. Blaisdell - ABSENT
Mr. George - AYE
Mr. Booth - AYE
Mr. Brown - AYE
Mr. Mazza - AYE

Date: July 20, 2016
R2.7-16
Exhibit B

Mr. Roguski explained that Item #36, is an application for an Offsite Sanitary Sewer Extension in the Ocean Boulevard right of way, needed to provide capacity for the Beachfront South development. Mr. Roguski explained that he has reviewed the plans of the developers and recommended the following resolution.

RESOLUTION

Mr. George offered the following Resolution and moved its adoption; seconded by Mr. Booth

WHEREAS, In-site Engineering, LLC, has applied for the Beachfront South - Offsite Sanitary Sewer Extension in Ocean Boulevard right of way between North Bath and Pavilion Avenues, and

WHEREAS, the application was accompanied by the necessary plans and specification, and

WHEREAS, the Long Branch Sewerage Authority Staff Engineer, Tom Roguski, has reviewed the plans and specifications and has recommended that the application be conditionally approved in his letter dated July 19, 2016, attached hereto and made a part hereof, and

WHEREAS, there is adequate capacity to service the request, and

NOW, THEREFORE, BE IT RESOLVED by the Long Branch Sewerage Authority that the application of In-site Engineering, LLC. for the Beachfront South - Offsite Sanitary Sewer Extension be and the same is hereby approved conditionally as per the letter of the Authority Staff Engineer dated July 19, 2016.

ROLL CALL:

Mr. Blaisdell - ABSENT
Mr. George - AYE
Mr. Booth - AYE
Mr. Brown - AYE
Mr. Mazza - AYE

Date: July 20, 2016
R3.7-16
Exhibit C

Mr. Martone had nothing further to report under correspondence.

**LIST OF CORRESPONDENCE FOR REGULAR MEETING
LONG BRANCH SEWERAGE AUTHORITY**

July 20, 2016

- 1) Certified letter dated 6/4/16 received 6/15/16 from Thomas D'Ambrisi, re: B 23 L 43 /11 Dennis Street, West Long Branch
- 2) Certified Public notice dated 6/6/16 received 6/15/16 from Blackridge Realty, Inc., re: B 216 L 14.01 (f/k/a Lots 14, 15 & 23) / 345 Ocean Blvd.
- 3) Certified letter dated 6/8/16 received 6/15/16 from Charles E. Lindstorm, P.E., re: B55 L10 / 74 South Lake Drive, Coastal Zone Management General Permit #5
- 4) Agenda and Reports received 6/17/16 from JIF, re: Toms River MUA meeting on June 22nd at 10:30A.M
- 5) Application for a Disconnect dated 5/26/16 received 6/17/16 from Citimortgage, Inc. re: 260 Central Ave. / B313 L11
- 6) Copy of a Letter dated 6/20/16 to Gen II Contracting Company, Inc. from Thomas Roguski, re: Contract Award for Inlet Building Roof Replacement Project
- 7) Copy of a Letter dated 6/20/16 to Alden Bailey Restoration Corp. from Thomas Roguski, re: Return of Bid Bond for Inlet Building Roof Replacement Project

- 8) Copy of a Letter dated 6/20/16 to G.C. Dynatech Construction, LLC from Thomas Roguski, re: Return of Bid Bond for Inlet Building Roof Replacement Project
- 9) Copy of a Letter dated 6/20/16 to Northeast Roof Maintenance, Inc. from Thomas Roguski, re: Return of Bid Bond for Inlet Building Roof Replacement Project
- 10) Letter dated 6/21/16 received 6/23/16 from State of New Jersey Department of Transportation, re: Bond Payment for Application O-71-C8013-2016, Route 71
- 11) Letter dated 6/22/16 received 6/24/16 from Carla Tomas, City of Long Branch Tax Collector, re: Tax Sale, September 20, 2016
- 12) Letter dated 6/22/16 received 6/24/16 from Monmouth County Planning Board, re: Meeting Cancellation Notice
- 13) Letter dated 6/28/16 received 6/28/16 from In-Site Engineering, LLC, re: Beachfront South: Sewer Extension
- 14) Letter dated 6/27/16 received 6/29/16 from King and Petracca, re: Keith Craffey, etc. v. Middlesex County Utility Authority, et al [Bay Clammers' Litigation]
- 15) Letter dated 6/30/16 received 7/1/16 from Brown and Brown, re: Business Associate Agreement
- 16) Letter dated 6/24/16 received 7/1/16 from Anthony LaBruna, re: B 4 L 14 / 7 Lincoln Gardens
- 17) Letter dated 9/24/16 received 7/1/16 from State of New Jersey, DEP, re: 2016 Water Pollution Proficiency Test Study
- 18) Notice of Public Hearing dated 6/24/16 received 7/5/16 from Martin A. McGann, Jr. Esq., re: B 216 L 9, 10 & 15 / 310 Ocean Ave
- 19) Certified Public Notice dated 6/27/16 received 7/5/16 from Peter S. Falvo, Jr. Esq., re: West Long Branch B 28 L 95 / 268 Norwood Ave.
- 20) Application for Temporary Disconnect dated 7/5/16 received 7/5/16 from Sandco 92 LLC., re: B243 L50 / 660 Art Street
- 21) Certified Legal Notice received 7/7/16 from Francis J. Devito, re: West Long Branch B 69 L 15-16 / 135 Highway 36
- 22) Copy of a letter dated 7/7/16 received 7/11/16 from State of New Jersey, DEP, re: Treatment Works Approval No. 16-0230, Academic Building Addition

- 23) Letter dated 7/11/16 received 7/11/16 from Mr. Vincent Le Pore, re: Mr. O'Scanlon's proposal
- 24) Certified Public Notice dated 7/1/16 received 7/12/16, re: West Long Branch B28 L43 / 11 Dennis St.
- 25) Certified Public Notice dated 7/1/16 received 7/12/16, re: B228 L42 & 43.01 / 213-215 Third Ave.
- 26) Letter received 7/13/16 from Monmouth County Improvement Authority, re: Pooled Government Loan Program
- ACTION** 27) Letter dated 7/13/16 received 7/13/16 from Maser Consulting, re: Partial Payment request #12 from P.M. Construction for the 2014 Collection Project
- 28) Letter dated 7/11/16 received 7/14/16 from New Jersey Municipal Environmental Risk Management Fund, re: EJIF Bulletin #16-01, Property Acquisitions and Divestiture
- 29) Email received 7/15/16 from Data Transfer Solutions, re: VueWorks Velvet Sessions – Knowledge Transfer Symposium
- 30) Affidavit of Publication dated 6/23/16 received 7/15/16 from The Link News, re: Summary of Synopsis of 2015 Audit Report
- 31) Letter dated 7/6/16 received 7/15/16 from Jersey Central Power & Light, re: Electric Service for premise number: 302373, Exchange Place

Additional Correspondence:

- 32) Letter dated 7/11/16 received 7/15/16 from Kearney Bank, re: Audit Confirmation
- 33) Letter dated 7/13/16 received 7/15/16 from Hardesty & Hanover, re: Central ADA, Contract 1, Route 71
- 34) Email dated 7/15/16 received 7/18/16 from Brown & Brown, re: Renewal Schedules for 2017-2018
- ACTION** 35) Letter dated 7/19/16 received 7/19/16 from Thomas Roguski, Authority Engineer, re: New application from East Point Engineering, LLC. / DKD Investments, LLC. / Transit Village Third and Pavilion Avenues / Block 228 Lot 32, 33, 34 and 35 (46 proposed units less 5 existing units)
- ACTION** 36) Letter dated 7/19/16 received 7/20/16 from Thomas Roguski, Authority Engineer, re: Beachfront South – Offsite Sanitary Sewer Extension

On Motion by Mr. Booth, seconded by Mr. Brown, and passed by the affirmative vote of all members present, no nays, one absent, no abstain, the attached List of Correspondence was ordered, received, and filed.

VIII. Report of Executive Director for June, 2016

Mr. Martone reported that a title search was done on the property located at 7 Lincoln Gardens, which revealed that the Authority is not the owner.

Mr. Martone had nothing further to report

On Motion by Mr. Mazza, seconded by Mr. Brown, and passed by the affirmative vote of all members present, no nays, one absent, no abstain, the report of the Executive Director, as prepared and submitted, is hereby approved and ordered received and filed and made part of the Minutes of this Meeting.

IX. As to Bills submitted for payment by Long Branch Sewerage Authority for the Month of June 15, 2016

The following Resolution was moved by Mr. Mazza, seconded by Mr. Brown, and passed by the affirmative vote of all members present, no nays, one absent, no abstain.

RESOLUTION

BE IT RESOLVED BY THE LONG BRANCH SEWERAGE AUTHORITY IN SESSION AT A REGULAR MEETING THEREOF ON THIS 20th DAY OF JULY 2016 PURSUANT TO NOTICE AT WHICH AT LEAST A QUORUM IS PRESENT, the List of Bills for the month of June 2016 are found regular and payment of each and all, thereof is authorized to be paid out of the Revolving Fund, General Funds, Revenue Fund or Collection Account as indicated on the said List of Bills attached to the Executive Director's Report.

X. Report by Authority Counsel of the Activities of that Office and of Actions taken since June 15, 2016

Mr. Bonello reported that he has been working on obtaining a formal easement for a pipe

located in the portion of the property on Lake Avenue being vacated by the City.

Mr. Bonello explained that he spoke to Mr. Martone several times during the last month.

Mr. Bonello had nothing further to report.

On Motion by Mr. Booth, seconded by Mr. Brown, and passed by the affirmative vote of all members present, no nays, one absent, no abstain, all actions taken, and dispositions made by the Authority Counsel of and with regard to each and all of the foregoing items be, and they are in all respects approved, confirmed, and ratified.

XI. Report by Authority Auditor of the Activities of that Office and of Actions taken since June 15, 2016

Mr. Kaplan explained that he has just received the water readings from the water company and will hold the connection fee hearing at the next months meeting.

Mr. Kaplan had nothing further to report.

On Motion by Mr. Booth, seconded by Mr. Brown, and passed by the affirmative vote of all members present, no nays, one absent, no abstain, all actions taken, and dispositions made by Authority Auditor of and with regard to each and all of the foregoing items be, and they are in all respects, approved, confirmed and ratified.

XII. As to Insurance Committee.

Status Quo

XIII. Report, if any, by Investment Committee.

The investments are as listed.

On Motion by Mr. Booth, seconded by Mr. George, and passed by the affirmative vote of three members present, no nays, one absent, one abstain (Mr. Brown); the Authority Investments were approved and made.

XIV. Transfers, if any.

The transfers are as listed.

The following Resolution was moved by Mr. Booth, seconded by Mr. Mazza, and passed by the affirmative vote three members present, no nays, one absent, one abstain (Mr. Brown), approving the Authority Transfers for the month of June 2016 as listed.

RESOLUTION

BE IT RESOLVED BY THE LONG BRANCH SEWERAGE AUTHORITY IN SESSION AT A REGULAR MEETING THEREOF ON THIS 20th DAY OF JULY 2016 PURSUANT TO NOTICE AT WHICH AT LEAST A QUORUM IS PRESENT that the Authority hereby approves the Transfers made for the month of June 2016 as submitted by the Executive Director and orders said report received and filed.

XV. Old Business.

A. Engineer's Report on Redevelopment Projects

Reported under Correspondence.

B. Future Capital Improvement Program

Mr. Van Dorpe reported that the drawings for the Electrical Project are underway and will be reviewed within the next week at which time Mr. Van Dorpe will meet with the Authority.

C. Flood Barriers

Mr. Roguski explained that the contractor is moving slowly with the completion of the punch list items. Mr. Roguski stated that he is keeping on top of their progress.

D. Collection Systems Rehabilitation

Mr. Roguski stated that the paving on Liberty Street will be completed in the Fall. Mr. Roguski explained that he is working on the DOT permit for the manhole replacement on the corner of Park and Norwood Avenues.

E. Inlet Building Roof

Mr. Roguski explained that the pre-construction meeting was held and the shop drawings are being reviewed and that the roof replacement should begin within the next few weeks.

XVI. New Business

None

XVII. Miscellaneous Suggestions for the Good of the Authority

None

XVIII. Adjournment at 3:16 p.m.

There being no further business, on Motion by Mr. Brown, seconded by Mr. George, and passed by the affirmative vote of all members present, no nays, one absent, no abstain, the meeting was adjourned at 3:16 p.m.

Respectfully submitted,

David G. Brown, Secretary

Joseph A. Martone, Executive Director