



**Berkeley Township**  
**MUNICIPAL UTILITIES AUTHORITY**

42 Station Road  
Bayville, NJ 08721  
(732) 237-0100  
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A Public Meeting of the Berkeley Township Municipal Utilities Authority was held on **Thursday, July 25, 2013** at 7:00 pm at the Berkeley Township Municipal Utilities Authority at 42 Station Road, Bayville, NJ 08721. Presided by Acting Chairman Hale-present, Chairman Pizzi-absent, Vice-Chairwoman Davis-absent, Mr. Mullikin-absent, Mr. Sudia-present, Mr. Buscio-present.

Mr. Hale stated for the record Mr. Buscio will be sitting in as an acting Commissioner with all the associated rights due to the absence of three Commissioners.

Also present: Mr. Koutsouris-Attorney, Mr. Chiaravallo-Engineer, Mr. Haines-Accountant, and Mrs. Nugent-Executive Director.

Motion to approve the minutes from the meeting on June 27, 2013: Mr. Buscio, second, Mr. Hale. The motion was approved by voice vote. There were no "nay" votes. Motion Carried. Mr. Sudia abstained.

Motion to approve the minutes from the Executive Session from the meeting on June 27, 2013: Mr. Buscio, second, Mr. Hale. The motion was approved by voice vote. There were no "nay" votes. Motion Carried. Mr. Sudia abstained.

Motion to approve the Executive Director's Report from the meeting on June 27, 2013: Mr. Buscio, second, Mr. Hale. The motion was approved by voice vote. There were no "nay" votes. Motion Carried. Mr. Sudia abstained.

Motion to approve the Engineer's Report from the meeting on June 27, 2013: Mr. Buscio, second, Mr. Hale. The motion was approved by voice vote. There were no "nay" votes. Motion Carried. Mr. Sudia abstained.

Motion to approve the Accountant's Report from the meeting on June 27, 2013: Mr. Buscio, second, Mr. Hale. The motion was approved by voice vote. There were no "nay" votes. Motion Carried. Mr. Sudia abstained.

Motion to approve the Attorney's Report from the meeting on June 27, 2013: Mr. Buscio, second, Mr. Hale. The motion was approved by voice vote. There were no "nay" votes. Motion Carried. Mr. Sudia abstained.

**Treasurer's Report:**

Mr. Buscio stated Mr. Hale and Mr. Mullikin reviewed the payroll and operating expenses for (06/29/13-07/12/13) two weeks. Mr. Hale and Mr. Sudia reviewed the payroll and operating expenses for (07/13/13-07/26/13) two weeks. The payroll expenses were in the amount of \$31,274.17. The operating expenses were in the amount of \$73,908.04.

Motion to approve the Treasurer's Report: Mr. Sudia, second, Mr. Buscio. The motion was approved by voice vote. There were no "nay" votes. Motion Carried.

**Executive Director's Report:**

**Memorialize Release of Ramos Cash Performance Bond and Accept Cash Maintenance Bond:**

At the June 27, 2013 Public Meeting Mrs. Nugent requested of the Board authorization for the release of the Ramos Cash Performance Bond and acceptance of Maintenance Bond. The property is a single family home that extended the water main on Greenway Drive.

Motion for authorization to release the Ramos Cash Performance Bond and accept the Cash Maintenance Bond (\$3,698.27): Mr. Buscio, second, Mr. Sudia. All in favor. Roll call. Mr. Sudia-yes, Mr. Buscio-yes, Mr. Hale-yes. Motion Carried.

**Authorize Execution of FEMA MOU with confirmation from FEMA that the Insurance Obligation noted within MOU is not required for the Water Meter Project:**

Mrs. Nugent requested of the Board authorization to execute the FEMA MOU with the notation that the insurance obligation noted within MOU is not required for the water meters project.

Motion to authorize the execution of FEMA MOU with confirmation from FEMA that the insurance obligation noted within MOU is not required for the Water Meter Project: Mr. Buscio, second, Mr. Sudia. All in favor. Roll call. Mr. Sudia-yes, Mr. Buscio-yes, Mr. Hale-yes. Motion Carried.

**Acceptance of T-Mobile bid offer to lease cellular antenna space on the Station Road Tower with a first year lease price of \$38,000.00:**

Mrs. Nugent stated bid specifications were prepared and a live auction held to lease cellular antenna space on the Station Road Tower. A representative from T-Mobile (the current tenant) bid \$38,000.00 with adjustments for annual increases.

Motion to accept the T-Mobile bid offer to lease space on the Station Road Tower: Mr. Sudia, second, Mr. Buscio. All in favor. Roll call. Mr. Sudia-yes, Mr. Buscio-yes, Mr. Hale-yes. Motion Carried.

Approval of waiver of connection and inspection fees for Berkeley Township Underwater Search & Rescue (BTUS&R):

Mrs. Nugent requested of the Board approval of a waiver of connection and inspection fees for the BTUS&R. The BTUS&R is a non-profit, independent rescue service of the Township.

Motion for approval of waiver for connection and inspection fees for the BTUS&R: Mr. Buscio, second, Mr. Sudia. All in favor. Roll call. Mr. Sudia-yes, Mr. Buscio-yes, Mr. Hale-yes. Motion Carried.

Authorize Execution of BTMUA/Berkeley Township Agreement to install surveillance camera antennas on the Station Road Tower:

Mrs. Nugent stated the Board previously granted authorization for the Berkeley Township Police Department (BTPD) to install surveillance camera antennas on the Station Road Tower. An agreement was prepared and presented to the Township. The Township has initiated acceptance of the agreement. This resolution will authorize the Authority to execute that agreement.

Motion to authorize execution of BTMUA/Berkeley Township Agreement to install surveillance cameras on the Station Road Tower: Mr. Buscio, second, Mr. Sudia. All in favor. Roll call. Mr. Sudia-yes, Mr. Buscio-yes, Mr. Hale-yes. Motion Carried.

Progress Report:

Phase IV: Crystal Lake Rehabilitation Center (CLRC):

Mrs. Nugent stated a formal 90 day notice to connect to the water system was issued to CLRC on May 1, 2013. CLRC has not contacted the Authority with any information or apparent advancement to that connection obligation. Therefore, a 30 day extension notice to connect to the water system will be sent on August 1, 2013.

Acquisition of Township Property:

Mrs. Nugent stated the DEP required a cultural study on the Township property. The study was completed with no findings on the site.

FEMA Response: FEMA MOU:

Mrs. Nugent stated FEMA does not require insurance on the water meters project. The MOU agreement was executed. The Authority has received confirmation the FEMA reimbursement rate was increased to 90%.

Certificates of Deposits:

Mrs. Nugent stated CDs were purchased by the Authority.

**Engineer's Report:**

Well #4:

Mr. Chiaravallo stated the Well #4 project is progressing. The field investigation for the cultural resource evaluation of the proposed well site along Station Road was completed with no findings on the site. Mr. Chiaravallo stated the report is being prepared for submittal to the NJDEP. CME continues to coordinate with the NJDEP regarding the NJEIT funding requirements for the Well #4 project. CME is providing additional comments as requested.

Phase V Water Main Improvements Project:

Mr. Chiaravallo stated CME is continuing the design for the Phase V Water Main Improvements project. Mr. Chiaravallo stated CME continues to coordinate with the NJDEP regarding additional information requested by their office.

T-Mobile Antenna Upgrades at Station Road:

Mr. Chiaravallo stated CME is reviewing a submittal from T-Mobile for replacing its six existing antennas with upgrades on the Station Road Tank. The information from T-Mobile was submitted in response to comments prepared by CME.

**Accountant's Report:**

Mr. Haines stated in his report:

Cash Position Report for June:

Total All Cash Fund Balance:	\$3,938,154.53
Total Restricted Balances:	\$2,786,418.00
Total Fund Available for Disbursement:	\$1,151,736.53

**Attorney's Report:**

Mr. Koutsouris stated he has consulted with the Berkeley Township Board of Education's (BTBOE) attorney concerning the acquisition of the property adjacent to the Authority. Mr. Koutsouris stated the BTBOE Attorney informed him they are progressing the submittal of its application to be sent to the Commissioner of Education. The BTBOE is required to have an ordinance adopted by the Township in order to make its application.

Mr. Koutsouris stated he has other topics to be discussed in Executive Session.

**Committee Reports:**

**Old Business:**

Mr. Buscio questioned if the Authority has received a signed agreement from the Central Regional School District (CRSD). Mrs. Nugent replied no.

**New Business:**

No Report.

**Executive Session:**

Motion to open Executive Session: Mr. Buscio, second, Mr. Sudia. The motion was approved by voice vote. There were no “nay” votes. Motion Carried.

**Litigation:**

Bathgate/Merlin Presentation

UBC Mortgage Settlement

Motion to close Executive Session: Mr. Buscio, second, Mr. Sudia. The motion was approved by voice vote. There were no “nay” votes. Motion Carried.

Motion to re-open the public portion: Mr. Sudia, second, Mr. Buscio. The motion was approved by voice vote. There were no “nay” votes. Motion Carried.

**Appoint Bathgate/Merlin as Special Council:**

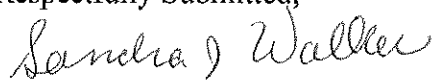
Motion to execute agreement to retain Bathgate/Merlin: Mr. Buscio, second, Mr. Sudia. All in favor. Roll call. Mr. Sudia-yes, Mr. Buscio-yes, Mr. Hale-yes. Motion Carried.

Motion to open the public portion for public comment: Mr. Sudia, second, Mr. Buscio. The motion was approved by voice vote. There were no “nay” votes. Motion Carried.

Motion to close the public portion: Mr. Sudia, second, Mr. Buscio. The motion was approved by voice vote. There were no “nay” votes. Motion Carried.

Motion to adjourn: Mr. Sudia, second, Mr. Buscio. The motion was approved by voice vote. There were no “nay” votes. Motion Carried.

Respectfully Submitted,

A handwritten signature in cursive script that reads "Sandra J Walker".

Sandra J Walker

Office Clerk

The next meeting of the Berkeley Township Municipal Utilities Authority will be held on Thursday, August 22, 2013 at 7:00 pm at the Berkeley Township Municipal Utilities Authority located at 42 Station Road, Bayville, NJ 08721.