

**OLD BRIDGE MUNICIPAL UTILITIES AUTHORITY
REGULAR MEETING
JANUARY 18, 2023**

Call to Order: The Regular Meeting of January 18, 2023, was called to order at 7:00 p.m. by Chairman Walker with the Pledge of Allegiance.

Announcement: Chairman Walker announced that this meeting is in conformance with the Open Public Meetings Act. Notice has been published in the Asbury Park Press on January 22, 2022, and in the Home News Tribune on January 22, 2022. Notice of the meeting has been posted at 15 Throckmorton Lane, Old Bridge, at 71 Boulevard West, Cliffwood Beach, and on the OBMUA Website at www.obmua.com.

Roll Call: This Public Meeting is being recorded.

Present:

Bruce Walker, Chairman
Frank Weber, Vice Chairman
Anita Greenberg, Treasurer
Mark Razzoli, Secretary
John E. Murphy, Commissioner
Thomas Galante, First Alternate Commissioner
Edward Casserly, Second Alternate Commissioner
James Blair, Commissioner as of February 1, 2023

Also Present:

Guy Donatelli, Executive Director
Michelle Smith, Comptroller
Michael Roy, P.E.
Mitchell B. Jacobs, Esq.

Mr. Razzoli said that he wants to remind everyone of proper decorum. He said that if anyone gets out of line and any threats are made, the meeting will be put into recess, police will be notified, and the person will be removed from the meeting. Mr. Razzoli said that what goes on at Council Meetings will not go on here.

Executive Director's
Report:

Guy Donatelli, Executive Director

Mr. Donatelli asked if anyone had questions about his Executive Director's Report? Mr. Donatelli said if not, he wanted to report on our Annual Solicitation for Professional Qualifications for the various professional services we use here at the Authority. He said that they have

been advertised in our official newspapers, and the deadline for submission was today.

Mr. Donatelli said that the Qualifications Committee selected by the Chairman will evaluate the Qualification Packages submitted by the various professionals and will report back to the Commissioners for appointments at the Reorganization Meeting.

Mr. Donatelli said that he included a schedule of the Board Meetings for 2023 and had sent it the Commissioners awhile back. He said that if there are no changes, he will have Ronnie publish this in our official newspapers. Mr. Donatelli said that she has already reserved the room.

Mr. Donatelli said that is all that he has to report.

Chairman Walker asked if there were any questions for Mr. Donatelli?

There were none.

Dr. Greenberg made a motion to accept the Executive Director's Report. It was seconded by Mr. Razzoli.

The voice vote was as follows:

All Commissioners were in favor.

No Commissioners were opposed.

5 Ayes 0 Nays 0 Absent

Chairman's Report: Bruce Walker, Chairman

Mr. Walker said that he does not have a report tonight.

Previous Minutes: **Regular Meeting Minutes – November 14, 2022**

Chairman Walker asked if everyone had a chance to review the Minutes?

A motion to approve the Minutes was made by Mr. Razzoli and seconded by Dr. Greenberg.

Chairman Walker asked if there was any discussion?

Mr. Weber said the that Minutes have him arriving at 11:35 a.m. He said that he has never been thirty-five minutes late, since he voted on

everything at the meeting which was over at 11:40 a.m., Mr. Weber requested that the Minutes should be corrected to show that he arrived at 11:05 a.m.

Attorney Jacobs asked Ronnie Morris to make the change in the Minutes.

Chairman Walker said that we will vote on accepting the Minutes with the correction.

The voice vote was as follows:

All Commissioners were in favor.

No Commissioners were opposed.

5 Ayes 0 Nays 0 Absent

Superintendent's
Report:

Charles Winkler, Superintendent, Sewer Division

Mr. Winkler said that he submitted his report, and if there were any questions, he would be happy to answer them.

Chairman Walker asked if there were any questions for Mr. Winkler?

There were no questions.

A motion to accept Mr. Winkler's Superintendent's Report was made by Dr. Greenberg and seconded by Mr. Casserly.

There was no discussion.

The voice vote was as follows:

All Commissioners that were in favor.

No Commissioners were opposed.

5 Ayes 0 Nays 2 Absent

REPORT UPON DEVELOPER'S APPLICATIONS FOR APPROVAL

1. Lightbridge Academy, Town Centre Associates, Inc., W22-709, Minor Water – 5 + 1 Fire = 6 EDCU's

TYPE: COMMERCIAL

USE: FIRE PROTECTION

BLOCK/LOT: 14263/4.11 (6.48 Acres)

LOCATION: The former Walgreens in the Village at Town Center shopping center on Rt. 516 and Cottrell Rd, across from the Old Bridge Municipal Complex.

DESCRIPTION: Construction of a new four-inch (4") combined fire and domestic water service line to service the new Lightbridge Academy.

COMMENTS:

1. Minor Review fees and Water Connection Fees have been paid.
2. Township Preliminary and Final Zoning Board Approval was granted on August 18, 2022.
3. This building contains three (3) existing Water EDCUs, and therefore this application will only add an additional three (3) units to our water system. Based on the proposed number of units it was determined that the water distribution system can accommodate the additional demand.
4. The Applicant has indicated that the flow demand for the fire suppression system is 229 gpm at 48 psi. A hydrant flow test performed on October 26, 2022 indicates that the Authority's water distribution system has this fire flow available.
5. Applicant has acknowledged that all proposed water mains will remain privately owned and maintained by the Applicant.
6. Technical requirements sufficient for Minor Water Approval have been satisfied.
7. A copy of this report has been supplied to the Contact Person of the

Applicant as listed on the application Form.

8. Recommend Minor Water Approval subject to the following seven (7) conditions:

CONDITIONS:

1. Applicant shall pay all applicable fees.
2. The Applicant shall comply with and address any and all comments in this Engineer's Report dated January 13, 2023.
3. All proposed on-site water mains to remain privately owned and maintained by the Applicant.
4. Performance Guarantee, Certificate of Insurance, and proof of all required permits shall be provided prior to the pre-construction meeting.
5. The Applicant shall construct the water improvements in accordance with the Approved Drawings, and permits issued by any Agency having jurisdiction.
6. Applicant to fully comply with the Rules and Regulations of the Authority and any Agency having jurisdiction.
7. This Minor Water Approval shall expire one (1) year from the date of the resolution or as otherwise extended by law if no construction has taken place within that period.

Mr. Roy said that he recommends Minor Water Approval for Lightbridge Academy, Town Centre Associates, Inc. – W22-709, subject to the seven conditions in his report.

A motion to adopt a resolution for Lightbridge Academy, Town Centre Associates, Inc. – W22-709, Minor Water – 5 + 1 Fire = 6 EDCUs was made by Dr. Greenberg and seconded by Mr. Razzoli.

There was no discussion.

The roll call vote was as follows:

Ayes: Greenberg, Murphy, Razzoli, Weber, Walker

Nays: None

Absent: None
5 Ayes 0 Nays 0 Absent

OTHER ENGINEERING REPORTS

NONE

Mr. Roy said that concludes his report.

A motion to accept Mr. Roy's Engineering Report was made by Dr. Greenberg and seconded by Mr. Razzoli.

The voice vote was as follows:

All Commissioners were in favor.

No Commissioners were opposed.

5 Ayes 0 Nays 0 Absent

Financial Report: Michelle Smith, Comptroller

Mrs. Smith said that the first item on her report is the Revenue and Expense Schedules for the Seven Months Ended December 31, 2022, and the projected numbers through Year-End May 31, 2023. Mrs. Smith said overall, Revenues are coming in 0.2% over budget and expenses are running 1.8% over budget for the year.

Renewal of the Environmental Pollution Liability Insurance with Aspen Specialty Insurance

Mrs. Smith said that her next item is to renew our Environmental Liability Insurance. She said that Aspen Specialty Insurance Company came in with the best quote of \$113,741 before taxes and fees which is for three years. This policy will be effective from January 1, 2023, to December 31, 2025.

Attorney Jacobs said a motion is needed for the resolution as set forth in Michelle Smith's report.

A motion was made by Mr. Razzoli and seconded by Dr. Greenberg.

There was no discussion.

The roll call vote was as follows:

Ayes: Greenberg, Murphy, Razzoli, Weber, Walker

Nays: None

Absent: None

5 Ayes 0 Nays 0 Absent

Renewal of the Medical/Rx Administrative Services Agreement with Insurance Design Administrators

Mrs. Smith said her last item is to renew the Administrative Services Agreement with Insurance Design Administrators (IDA), the Third-Party Administrator for the Medical and Prescription Benefits. She said IDA is keeping their Claims Administration Services and Network Management rates the same for a fourth year in a row. Mrs. Smith said the Cigna Network Access Fee is increasing \$1.50 per employee per month, and there is also a new \$3.00 fee per employee per month for the cost to implement a new mandate called the No Surprises Act.

Attorney Jacobs said a motion is needed for a Resolution for the Renewal of the Medical/Rx Administrative Services Agreement with Insurance Design Administrators.

A motion was made by Mr. Murphy and seconded by Mr. Casserly.

There was no discussion.

The roll call vote was as follows:

Ayes: Greenberg, Murphy, Razzoli, Weber, Walker

Nays: None

Absent: None

5 Ayes 0 Nays 0 Absent

A motion to accept Mrs. Smith's Financial Report was made by Mr. Casserly and seconded by Mr. Razzoli.

There was no discussion.

The voice vote was as follows:

All Commissioners were in favor.

No Commissioners were opposed.

5 Ayes 0 Nays 0 Absent

Bills & Claims: Dr. Greenberg said the Bills and Claims for this month are \$2,247,351.40.

A motion to approve the Bills and Claims in the amount of \$2,247,351.40 was made by Mr. Razzoli and seconded by Mr. Casserly.

There was no discussion.

The roll call vote was as follows:

Ayes: Greenberg, Murphy, Razzoli, Weber, Walker

Nays: None

Absent: None

5 Ayes 0 Nays 0 Absent

Legal Report: Mitchell B. Jacobs, Esq.

Attorney Jacobs said that he does not have a Legal Report. He said that he wanted to advise the Board that there will be an Executive Session tonight to discuss two potential litigations, one with Middlesex Water Company, which is already in litigation and a potential litigation regarding a dispute with a ratepayer.

Old Business: Attorney Jacobs said there is no Old Business. He said Middlesex Water Company will be discussed in Executive Session.

New Business: Chairman Walker asked if anyone had any new business?

Mr. Razzoli said that he did. He said that at a recent Council Meeting on December 27, 2022, Mr. Murphy stated that he is the owner of an environmental business, and he needed to get back on the MUA to get his sewer license, which was followed by a threat directed toward Commissioner Anita Greenberg Belli. He quoted Mr. Murphy as stating, "an eye for an eye, and a tooth for a tooth".

Mr. Razzoli said that this is a threat that Mr. Murphy made at the recent Council meeting which was a false claim on television and implied that the MUA was using ratepayer money to pay for anybody or finance anyone's training for their private business. Mr. Razzoli said that on top of that, Mr. Murphy is not eligible for a sewer license. Mr. Razzoli said that if anyone here wants to correct me, Director, for someone who was never in the Sewer Division, Mr. Murphy is not eligible for sewer licensing.

Mr. Razzoli said that based on this, he is putting a motion up for a vote of no confidence in John Murphy. Mr. Murphy put out a false statement to the public. Mr. Razzoli said that the MUA is not in the business of financing anyone's private training for their private environmental business. He said that if Mr. Murphy owned a private environmental business, we should have been notified of that because possibly he would have had to abstain from voting for some items on the MUA agenda.

Mr. Murphy said that first, he has a business that he does not charge Old Bridge for his time. Mr. Murphy said that he will tell Ray Totten and Mike Roy that we will not charge for his time. He said that he is not going to be gone guys. He will work for Mr. Totten and Mr. Roy for nothing if both of you have no problem with that.

Mr. Murphy said that the other stuff Mr. Razzoli says he makes up. He said that one time Mr. Razzoli brought up some phony thing against him. Mr. Murphy said that Mr. Razzoli should not be here on the MUA because he knows nothing about water.

Attorney Jacobs said that we are going to keep this to the subject matter of the OBMUA. He said that Mr. Razzoli made some sort of statement that there were statements made by Mr. Murphy at a Council Meeting specifically regarding the OBMUA. Attorney Jacobs said to Mr. Murphy that if you want to respond to that at this time you can.

Mr. Murphy denied that he said those things at the Council meeting.

Mr. Razzoli stated to Mr. Murphy that you did in fact say that you wanted to get back on the MUA because you have an environmental business and needed to get trained.

Mr. Murphy said that he wanted to get back on the MUA.

Mr. Razzoli said that the MUA is not in the business of financing personal training for someone's private business. He said that Mr. Murphy should watch a replay of the Council Meeting.

Attorney Jacobs asked if there are any accusations of wrongdoing by the OBMUA that is subject to this, it should be stated now. He said that if there are no accusations of wrongdoing by the Authority, then we should move on.

Mr. Razzoli said that he just wanted to put this issue on the record. He said that the fact of the matter is we have reckless statements being made in a public forum on local television, and they should be addressed.

Attorney Jacobs said to Mr. Razzoli, that it is on the record.

Chairman Walker said that it is on the record, and it is over.

Mr. Murphy said that he had something for New Business.

Mr. Murphy stated that he assumed that all the employees in the audience showed up for him for his last meeting, and he respected the support. He said that he worked with some of them for twenty to thirty years, and the same thing with Guy Donatelli. Mr. Murphy stated that "it is my last meeting; and I am more than honored that you all showed up, and that is all I have to say."

Open to Public: Chairman Walker opened the meeting to the public.

Attorney Jacobs asked if anyone in the public wished to speak.

There were none.

Chairman Walker closed the public session.

Executive Session: Chairman Walker said we will go into Executive Session.

A motion to go into Executive Session was made by Mr. Razzoli and seconded by Dr. Greenberg.

The voice vote was as follows:

All Commissioners were in favor.

No Commissioners were opposed.

5 Ayes 0 Nays 0 Absent

The Board went into Executive Session at 7:14 p.m.

The Board came out of Executive Session at 7:32 p.m.

Resumption of
Open Session:

The Board returned to open session at 7:32 p.m.

Adjournment:

A motion to adjourn the meeting was made by Mr. Razzoli and seconded by Chairman Walker.

The voice vote was as follows:

All Commissioners in favor.

No Commissioners opposed.

The meeting was adjourned at 7:33 p.m.

Respectfully submitted,



Mark Razzoli, Secretary