

Present: Mr. Manfredi, Mr. Simone, Mr. Neri, Mr. Cossaboon and Mr. DiLolle.

Excused: Mr. Hank Calloway and Mr. Joe Marino
Public in Attendance: Via zoom

Salute to the flag and a prayer.

Mrs. Gaudio read the Opening Statement, "Pursuant to the Open Public Meetings Act, I hereby announce that adequate notice of this meeting, as required by said act has been provided by adopting a schedule of regular meetings for the year 2019/2020 which schedule was posted on the Authority Bulletin board and filed with the Township Clerk on February 26, 2020." This electronic meeting was advertised on the Authority's website and the newspaper on October 1, 2020.

A motion was made by Mr. Simone and seconded by Mr. Neri to open the meeting to the public. The motion passed unanimously on a roll call.

Mr. DiLolle asked if there is anyone from the public that would like to speak.

Mrs. Christina Hanratty

I would like to address the Board this evening regarding the recent investigative report that was presented to you. In the Employee Handbook, under the Employee Complaint Investigation Procedure, it states that "the investigation should establish the frequency and nature of the alleged conduct and should also determine if other employees were subjected to similar misconduct." In this case, the investigative attorney's report concluded that the claims were not only substantiated, but that other employees were, in fact, subjected to similar misconduct. The Board Member was also found to be in complete violation of the Authority's Political Activity Policy, as well as a possible state statute. Under that same policy corrective action states that "if the investigation reveals that the complaint is justified and substantiated, the managing body will formulate with the advice of the solicitor a corrective action plan." I would like to inform you as to date, no corrective action has been taken by the Board or Town Council whom appointed this Board Member.

The purpose of the petition was to inform the governing body that something is wrong here, please take a look. In the Authority's Whistle Blower Policy, Under the law, the employees must give the MUA a reasonable opportunity to correct the activity, policy or practice. 25 Whistle Blowers have been patient thus far. How come in previous complaints involving Board Members, Town Council and their Solicitor took swift corrective action, but not this time? Although it is not obvious because they hide behind each other, it is evident that retaliation has already started to take place. It is on the record that the Mayor has contacted employees to discuss this personnel matter regarding his Deputy Mayor who also happens to be an MUA board member. What is the Board going to do, moving forward, to protect the employees who blew the whistle?

Thank you for your time.

Mr. Robert Schwartz said that is an employee matter and should not be discussed in the public session.

Mr. DiLolle asked Mrs. Mahoney if there was anyone else from the public wishing to speak, Mrs. Mahoney answered no.

A motion was made by Mr. Simone and seconded by Mr. Neri to adopt the minutes of the Regular Meeting of September 16, 2020. The motion passed unanimously on a roll call.

Mr. Manfredi asked to go into closed session. Mr. DiLolle asked for what reason, Mr. Manfredi said personnel matters. Mr. DiLolle asked Mr. Schwartz if we could go into closed session at the end of the meeting, Mr. Schwartz said that would be his recommendation.

A motion was made by Mr. Simone and seconded by Mr. Neri to close the meeting to the public. The motion passed unanimously on a roll call.

Mr. Manfredi asked again to go into closed session, Mr. DiLolle said we will at the end of our normal business. Mr. Manfredi said he wants to change things and do it now. Mr. DiLolle said we have other business to discuss, Mr. Manfredi said he wants to have the closed session now. Mr. Schwartz recommended having the closed session at the end of the meeting, but it is whatever the board desires. Mr. DiLolle asked Mr. Schwartz as Chairman can he make the motion to have the closed session portion at the end, Mr. Schwartz said he believes that to be true, Mr. DiLolle said that is his prerogative to have the closed session at the end also being there are member of the public on line and we do not want to inconvenience them.

Mr. DiLolle said he believes there is someone from the public that would like to speak, Mrs. Mahoney said the public session is closed and I did not receive any emails prior to 3:00P.M. Mr. DiLolle asked Mrs. Mahoney so being we did not receive the email by 3:00P.M. we are not going to let the person speak? Mrs. Mahoney said that would be up to the board if they would like to open the meeting back up to the public, Mr. DiLolle polled the board and all board members said no to opening the meeting back up to the public.

Report of Engineer: Jim Spratt

Mr. Spratt requested Board approval for Form D Approval/Day Care Center behind Cinder Bar Restaurant. Submitted December 2019, Cinder Bar was ready but the Day Care was not.

A motion was made by Mr. Simone and seconded by Mr. Neri for the approval of Form D Approval/Day Care Center behind Cinder Bar. A motion was passed unanimously on a roll call.

Mr. Spratt requested Board Approval to adopt Resolution No. 87-20-Resolution approving installation of the Public Water & Sewer Utilities for the Cross Keys Monroe-Day Care Center Project.

A motion was made by Mr. Neri and seconded by Mr. Simone to adopt Resolution No. 87-20-Resolution approving installation of the Public Water & Sewer Utilities for the Cross Keys Monroe-Day Care Center Project. A motion was passed unanimously on a roll call.

Mr. Spratt requested Board approval Conditional Form D/Stirling Glen-Offsite Water Main Extension.

A motion was made by Mr. Simone and seconded by Mr. Manfredi for the approval Conditional Form D/Stirling Glen-Offsite Water Main Extension. A motion was passed unanimously on a roll call.

Mr. Spratt requested Board approval to adopt Resolution No.88-20-Resolution approving installation of the Offsite Water Main Extension for Stirling Glen Project.

A motion was made by Mr. Neri and seconded by Mr. Manfredi to adopt Resolution No. 88-20-Resolution approving installation of the Offsite Water Main Extension for Stirling Glen Project. A motion was passed unanimously on a roll call.

Report from Executive Director: Wendy Mahoney

Mrs. Mahoney requested the Board approval to adopt Resolution No. 85-20-Resolution of the Monroe Municipal utilities Authority authorizing membership in the Sourcewell Cooperative Purchasing Program. Mrs. Mahoney spoke with Mr. Cossabone about the equipment he would like to purchase, and this would be beneficial for the MMUA to get into this national co-op program in order to get the best price. We would need to enter into the national co-op first, which then does the work for you.

A motion was made by Mr. Simone and seconded by Mr. Manfredi to adopt Resolution No.85-20-Resolution of the Monroe Municipal utilities Authority authoring membership in the Sourcewell Cooperative Purchasing Program. A motion was passed unanimously on a roll call.

Mrs. Mahoney requested the Board approval to adopt Resolution No. 89-20-Resolution adding the Covid 19 policy to the Policy and Procedure Manual. This policy is directly from New Jersey Civil Service. I sent this policy to the policy committee that was established at out last meeting, the language is directly from Civil Service.

A motion was made by Mr. Neri and seconded by Mr. Manfredi to adopt Resolution No. 89-20-Resolution adding the Covid 19 policy to the Policy and Procedure Manual. A motion was passed unanimously on a roll call.

Mrs. Mahoney requested the Board approval to adopt Resolution No. 90-20-Resolution of the Monroe Municipal Utilities Authority (MMUA) authorizing and acknowledging the termination of Health Benefits for MMUA Board of Directors.

Mrs. Mahoney said she was not sure if the board was moving forward on this resolution tonight? Mr. Neri said he thought it was voted on at the July 2020 meeting, (Mr. Neri was excused from this meeting). Mr. DiLolle asked Mrs. Mahoney are you moving forward with this resolution or pulling it? Mrs. Mahoney said the board members are stating that this has already been voted on, so I am going to refer to Mr. Schwartz. Mr. Schwartz asked if there was a resolution at the July's meeting? Mrs. Mahoney said there was no resolution, just a motion. Mr. Schwartz clarified the resolution was voted on, just the resolution was not prepared, Mrs. Mahoney said correct. Mr. Schwartz said he is unaware of this, so he asked

to revisit this at the November's meeting. Mr. Manfredi said we already voted to remove the benefits, what is the issue. Mr. Schwartz said he apologizes but he was not at the July's meeting, that is why I suggested to hold off until the next meeting. Mr. Simone said that you should know being you are our attorney, who was the attorney present? Lou Cappelli was at the meeting, Mr. Simone suggested that Mr. Schwartz get him on the phone and figure this out. Mr. DiLolle said he believes this would be up to the Solitor and the Executive Director. Mr. Schwartz said if it was approved in July it would have an effect on what is required this evening, that is why I would like to delay this to the next meeting so I can find out the correct information. Mr. Manfredi said this has already been voted on July 15, 2020. Mr. DiLolle asked what is the recommendation then? Mrs. Mahoney said the board is moving forward with the resolution, it was voted on at the July's meeting and no reason to vote on it again. Mr. DiLolle asked Mr. Schwartz what is his opinion on this? Mr. Schwartz said he is going to call Mr. Cappelli to see if this can be resolved this evening.

Mr. Schwartz said after speaking with Mr. Cappelli via phone, that there was a vote in July, subject to a legal review. That legal review has since occurred and that is the reason for the current Resolution, (Mrs. Mahoney said that is stated in the minutes from July 2020). Mr. Schwartz said if the board so desires, they should vote on it.

Mr. DiLolle said he is recusing himself in regards to Resolution 90-20.

Mr. Cossaboon asked Mr. Schwartz, the legal review you are referring to is the document you received in regards to the health benefits, Mr. Schwartz said correct.

A motion was made by Mr. Neri and seconded by Mr. Simone to adopt Resolution No.90-20-Resolution of the Monroe Municipal Utilities Authority (MMUA) authorizing and acknowledging the termination of Health Benefits for MMUA Board of Directors. Mr. DiLolle recused himself, all others passed the motion unanimously on a roll call.

Report from Superintendent: Frank Cossabone

Mr. Cossabone requested Board approval for a new generator for Lift Station #915-Williamsburg Village.

A motion was made by Mr. Simone and seconded by Mr. Manfredi for the approval for a new generator for Lift Station #915-Williamsburg Village. A motion was passed unanimously on a roll call.

Mr. Cossabone requested Board approval for a new generator for Lift Station #916-Deschler Farms.

A motion was made by Mr. Neri and seconded by Mr. Simone for the approval for a new generator for Lift Station #916-Deschler Farms. A motion was passed unanimously on a roll call.

Mr. Cossabone requested Board approval to adopt Resolution No.84-20-Resolution approving change order No. 2 from sub-level installation increasing the contract in the amount of \$9,550.00 for Kimberly West Pump Station Replacement-Phase I.

Mr. Neri asked Mr. Cossabone if he could elaborate on the additional money. Mr. Cossabone said the additional force main and the

associated clearing with the force main: \$4,500.00.
Stainless steel hardware for wet well & valve chamber: \$1,250.00
Stub for new manhole (they had to go back and install) \$495.00
Work associated with the electric and relocations.

Ninety-nine percent of this work was done prior to my hire date.
Mr. Manfredi asked Mr. Spratt why was this missed? Mr. Spratt said the force main was further in the woods than what they originally thought. The stub they decided to have being it is next to Monroe Point, future tie-in possibly.

A motion was made by Mr. Manfredi and seconded by Mr. Simone to adopt Resolution 84-20-Resolution approving change order No. 2 from sub-level installation increasing the contract in the amount of \$9,550.00 for Kimberly West Pump Station Replacement-Phase I.
A motion was passed unanimously on a roll call.

Mr. Cossabone requested Board approval to adopt Resolution No. 86-20-Resolution authorizing the award of a Non-Fair and Open Service by Evoqua Water Technologies to reactivate carbon of Well#5, located on Water Street in the amount of \$25,150.00.

A motion was made by Mr. Neri and seconded by Mr. Manfredi to adopt Resolution No. 86-20-Resolution authorizing the award of a Non-Fair and Open Service by Evoqua Water Technologies to reactivate carbon of Well#5, located on Water Street in the amount of \$25,150.00. A motion was passed unanimously on a roll call.

Mr. Cossabone wanted to touch on the Sourcewell program that Mrs. Mahoney spoke of. We are in need of a 35 G John Deere Mini-Excavator, list price is \$67,000.00 through Sourcewell we could pay \$47,000.00. That is just one example how Sourcewell can help the Authority out.

Report from Solicitor: Mr. Robert Schwartz, Esq.
Health Benefits Resolution No. 90-20 (see above)

Report from Chairman: Mr. Joseph DiLolle
Nothing to Report

Mr. DiLolle opened the meeting for discussion from the Board Members both New Business and Old Business:

Mr. Simone and Mr. Manfredi asked again why the investigation can't be discussed in the public portion, Mr. Schwartz said because it is an employee matter, Mr. Manfredi disagreed and said it is not an employee matter. Mr. Schwartz said it needs to be discussed in Closed Session.

Report from Liaison: Mr. Joseph Marino
Excused

Mr. DiLolle asked for approval of the Investment Summary Report. A motion was made by Mr. Neri seconded by Mr. Simone. The motion passed unanimously on a roll call.

Mr. DiLolle asked for approval of Operating, Escrow and Payroll Vouchers. A motion was made by Mr. Manfredi seconded by Mr. Neri. The motion passed unanimously on a roll call.

Mr. DiLolle asked for approval of Project Vouchers. A motion was made by Mr. Simone seconded by Mr. Neri. The motion passed unanimously on a roll call.

Mr. DiLolle asked the board for a motion to adjourn, Mr. Manfredi and Mr.

Simone declined the motion to adjourn.

Mr. Manfredi asked for a motion for Mr. DiLolle to take a voluntary leave until this investigation is complete. We need to do something for our employees.

A motion was made by Mr. Manfredi and seconded by Mr. Simone that Mr. DiLolle take a voluntary leave until this investigation is Complete. Mr. DiLolle responded Nay all others passed the motion unanimously on a roll call.

A motion was made by Mr. Simone and seconded by Mr. Neri to adjourn the meeting. The motion passed unanimously on a roll call.

Respectfully submitted by Mary-Teresa Gaudio
Mary-Teresa Gaudio

Approved at a meeting on November 18, 2020

Attest by Wendy Mahoney
Assistant Secretary