

The regular meeting of the Ewing-Lawrence Sewerage Authority was held on Tuesday, December 20, 2011 at 600 Whitehead Road, Lawrenceville, New Jersey 08648.

Present: Messrs. Cermele, Colavita and Vereen and Mrs. Zamonski; Robert Filler, Executive Director and W. Barry Rank, Esquire.

Absent and excused: Messrs. DiFrancesco and Geter.

Also attending: Allan Jacobs of Jacobs Environmental Consulting; Vance Stephens, ELSA Administrative Officer; David Sopronyi, ELSA Staff Engineer and Raymond Ferrara of Omni Environmental, Inc.

Mr. Colavita called the meeting to order and Mr. Filler gave the invocation. After the Pledge of Allegiance, Mr. Colavita advised that all requirements of the Local Public Meetings Act have been met. He also advised that any contracts awarded this evening would comply with the requirements of P.L. 1975, c. 127 (N.J.A.C. 17:27).

Res. 116:11. On motion of Mr. Cermele and seconded by Mrs. Zamonski it was moved that the public hearing on the 2012 Budget be opened.

The above resolution was adopted on the following roll call vote:

Ayes: Messrs. Cermele, Colavita and Vereen and Mrs. Zamonski

Nays: None.

Absent: Messrs. DiFrancesco and Geter

There was no public participation.

Res. 117:11. On motion of Mr. Cermele and seconded by Mrs. Zamonski it was moved that the public hearing on the 2012 Budget be closed.

The above resolution was adopted on the following roll call vote:

Ayes: Messrs. Cermele, Colavita and Vereen and Mrs. Zamonski

Nays: None.

Absent: Messrs. DiFrancesco and Geter.

Res. 118:11. On motion of Mrs. Zamonski and seconded by Mr. Vereen the following resolution was presented for adoption:

2012 ADOPTED BUDGET RESOLUTION
EWING-LAWRENCE SEWERAGE AUTHORITY

WHEREAS, the Annual Budget and Capital Budget for the Ewing-Lawrence Sewerage Authority for the fiscal period beginning January 1, 2012 and ending December

31, 2012 has been presented for adoption before the Commissioners of the Ewing-Lawrence Sewerage Authority at its meeting on December 20, 2011; and

WHEREAS, the Annual Budget and Capital Budget as presented for adoption reflects each item of revenue and appropriation in the same amount and title as set forth in the introduced and approved budget, including all amendments thereto, if any, which have been approved by the Director of the Division of Local Government Services; and

WHEREAS, the Annual Budget as presented for adoption reflects Total Revenues of \$13,452,369.00 Total Appropriations, including any Accumulated Deficit, if any, of \$13,905,171.00 and Total Unrestricted Net Assets utilized of \$452,802.00 and

WHEREAS, the Capital Budget as presented for adoption reflects Total Capital Appropriations of \$8,916,000.00, Total Unrestricted Net Assets planned to be utilized of \$601,000.00; and

NOW, THEREFORE BE IT RESOLVED, by the Commissioners of the Ewing-Lawrence Sewerage Authority, at an open public meeting held December 20, 2011 that the Annual Budget and Capital Budget of the Ewing-Lawrence Sewerage Authority for the fiscal period beginning January 1, 2012 and ending December 31, 2012 is hereby adopted and shall constitute an appropriation for the purposes stated; and

BE IT FURTHER RESOLVED, that the Annual Budget and Capital Budget as presented for adoption reflects each item of revenue and appropriation in the same amount and title as set forth in the introduced and approved budget, including all amendments thereto, if any, which have been approved by the Director of the Division of Local Government Services.

The above resolution was adopted on the following roll call vote:
Ayes: Messrs. Cermele, Colavita and Vereen and Mrs. Zamonski
Nays: None.
Absent: Messrs. DiFrancesco and Geter.

Res. 119:11. On motion of Mr. Vereen and seconded by Mrs. Zamonski it was moved that the November 15, 2011 minutes be approved as presented.

The above resolution was adopted on the following roll call vote:
Ayes: Messrs. Cermele, Colavita and Vereen and Mrs. Zamonski
Nays: None.
Absent: Messrs. DiFrancesco and Geter

Res. 120:11. On motion of Mr. Cermele and seconded by Mr. Vereen the November 2011 Flow, Maintenance and Connection Reports were ordered filed.

The above resolution was adopted on the following roll call vote:
Ayes: Messrs. Cermele, Colavita and Vereen and Mrs. Zamonski

Nays: None.

Absent: Messrs. DiFrancesco and Geter

Res. 121:11. On motion of Mr. Cermele and seconded by Mr. Vereen it was moved that the Schedule of Bills in the total amount of \$1,272,529.87 be accepted.

The above resolution was adopted on the following roll call vote:

Ayes: Messrs. Cermele, Colavita and Vereen and Mrs. Zamonski

Nays: None.

Absent: Messrs. DiFrancesco and Geter

There was no public participation.

Mr. Filler reported that Planet Fuel is moving forward and is up to date with their payments.

Mr. Stephens reported that the Authority's General Business and Workers Compensation Insurance will expire on December 31, 2011. Willis Insurance was the only company to submit a proposal for the business insurance and New Jersey Manufacturers was the only company to submit a proposal for workers compensation insurance.

Willis is offering the Authority coverage that is comparable to our existing coverage at a cost of \$99,175.62. This is an increase of \$4,850.00 over last year's premium of \$94,325.00. He advised that this is a very competitive price considering the current market conditions and recommends that the Authority accept the Willis proposal for business insurance at a cost of \$99,175.62 and the New Jersey Manufacturers proposal for workers compensation at a cost of \$199,450.00 for 2012.

Res. 122:11. On motion of Mr. Vereen and seconded by Mr. Cermele it was moved that the Authority accept the proposals submitted by Willis Insurance for General Business Coverage in the amount of \$99,175.62 and by New Jersey Manufacturers for Workers Compensation in the amount of \$199,450.00.

The above resolution was adopted on the following roll call vote:

Ayes: Messrs. Cermele, Colavita and Vereen and Mrs. Zamonski

Nays: None.

Absent: Messrs. DiFrancesco and Geter

Res. 123:11. On motion of Mrs. Zamonski and seconded by Mr. Cermele the following meeting schedule was presented for adoption:

SCHEDULE OF REGULAR MEETING DATES

2012 – 2013

12:00 P.M.

2012 JANUARY 24th
FEBRUARY 21st (Reorganization & Regular)
MARCH 20th
APRIL 17th
MAY 15TH
JUNE 19th
JULY 17th
AUGUST 21st
SEPTEMBER 18th
OCTOBER 16th
NOVEMBER 20th
DECEMBER 18th
2013 JANUARY 15TH
FEBRUARY 19th (REORGANIZATION & REGULAR)

The above are the third Tuesdays of each month, except January 24, 2012. All meetings will be held at 600 Whitehead Road, Lawrenceville, New Jersey 08648.

The above resolution was adopted on the following roll call vote:
Ayes: Messrs. Cermele, Colavita and Vereen and Mrs. Zamonski
Nays: None.
Absent: Messrs. DiFrancesco and Geter

Mr. Jacobs reported that he has reviewed the application submitted by the Islamic House of Worship. The project consists of a 4,200 square foot, one story building at 336 Lawrence Station Road in Lawrence Township. Mr. Jacobs recommended granting final approval subject to the comments in his letter dated December 12, 2011.

Res. 124:11. On motion of Mr. Vereen and seconded by Mr. Cermele it was moved that the following resolution be adopted:

WHEREAS, ISLAMIC HOUSE OF WORSHIP proposes construction of a 4,200 square foot, one story building at 336 Lawrence Station Road in Lawrence Township; and

WHEREAS, the EWING-LAWRENCE SEWERAGE AUTHORITY (the "Authority") considered the application of the Developer to connect its proposed facility to the Authority's sewerage system;

NOW, THEREFORE BE IT RESOLVED that the proposed connection for the Developer's proposed Development to the Authority's sewerage system is approved, subject to the following conditions:

1. The connection to the Authority's sewerage system is subject to a determination by the Authority and any responsible regulatory agency (e.g., the United States Environmental Protection Agency and the New Jersey Department of Environmental

Protection) at the time of connection that there is adequate capacity in such system to serve the Developer's proposed Development.

2. In the event that the Authority is unable to serve the Developer's proposed development at the time of connection because of inadequate capacity or for any other reason, the Developer shall have no right of action or recourse against the Authority.

3. The Developer, at its own cost, shall provide "as-built" plans for the sewerage system in a manner acceptable to the Authority's Engineer prior to the issuance of a Certificate of Occupancy by the Township.

4. The Developer, at its own cost, shall provide all necessary easements to the Authority upon the request of the Authority.

5. The Developer shall revise its utility plans in accordance with such recommendations as the Authority's Engineer shall specify.

6. The Executive Director is hereby authorized to execute all forms necessary to obtain a NJDEP Permit.

7. The Authority hereby endorses this project and further certifies that said project meets the 201 Agency requirements and expects to continue to meet the NJPDES Permit requirements.

8. This final approval granted pursuant to this Resolution shall expire two (2) years from the date hereof.

9. The developer shall pay the appropriate connection and inspection fees.

10. The sewers shall conform to the Authority's Rules and Regulations.

11. This approval is subject to acceptance of the comments and conditions outlined in Jacobs Environmental Consulting's letter dated December 12, 2011.

The above resolution was adopted on the following roll call vote:

Ayes: Messrs. Cermele, Colavita and Vereen and Mrs. Zamonski

Nays: None.

Absent: Messrs. DiFrancesco and Geter

Mr. Filler reported that bids were received on December 1, 2011 for Maintenance, Emergency Service and/or Replacements to the Authority's Electrical Equipment. The bids received are as follows:

A.C. Scott Electric	\$11,000 per annual inspection
Trenton, NJ	\$99.00 per hr (regular)
	\$148.50 per hr (overtime)

\$198.00 per hr (double time)
10% Material Handling Charge
\$24,475.50.00 Est. Annual Cost

WPCA International
Trenton, NJ

\$11,500 per annual inspection
96.50 per hr (regular)
144.75 per hr (overtime)
193.00 per hr (double time)
10% Material Handling Charge
\$24,662.50 Est. Annual Cost

Edward Crutchley recommends that the contract be awarded to A.C. Scott Electric as the lowest, responsible, responsive bidder.

Res. 125:11. On motion of Mr. Cermele and seconded by Mrs. Zamonski it was moved that the contract for Maintenance of Electrical Equipment be awarded to A.C. Scott Electric Co. of Trenton, NJ for a one-year period in accordance with their bid submitted December 1, 2011 as the lowest, responsible, responsive bidder.

The above resolution was adopted on the following roll call vote:
Ayes: Messrs. Cermele, Colavita and Vereen and Mrs. Zamonski
Nays: None.
Absent: Messrs. DiFrancesco and Geter.

The Personnel Committee recommended a 3% increase for non-union employees for 2012.

Res. 126:11. On motion of Mrs. Zamonski and seconded by Mr. Vereen it was moved that the Authority approve a 3% increase for non-union employees for 2012.

The above resolution was adopted on the following roll call vote:
Ayes: Messrs. Cermele, Colavita and Vereen and Mrs. Zamonski
Nays: None.
Absent: Messrs. DiFrancesco and Geter

Mr. Filler reported that bids were received for furnishing a TV Inspection Vehicle. The bids received are as follows:

Jet-Vac, Inc. Wharton, NJ	\$225,860
Envirosight Randolph, NJ	\$234,569

Although Jet-Vac is the low bidder, the following irregularities were found in their bid. Their proposed substitution for the Halopic Camera was not submitted to the

Authority by the cut-off time set by the Authority at the mandatory pre-bid meeting. In addition Jet-Vac included in their bid an unapproved box truck substitution in lieu of the sprint van specified by the Authority.

David Sopronyi and Remington & Vernick Engineers recommend that the contract be awarded to EnviroSight as the lowest, responsible, responsive bidder.

Mr. Filler also advised that the contract award must be subject to approval of the New Jersey Environmental Infrastructure Trust and ELSA's attorney.

Res. 127:11. On motion of Mrs. Zamonski and seconded by Mr. Cermele it was moved that the contract for furnishing a TV Inspection Vehicle be awarded to EnviroSight of Randolph, NJ in the amount of \$234,569 as the lowest, responsible, responsive bidder subject to approval of the New Jersey Environmental Infrastructure Trust and ELSA's attorney.

The above resolution was adopted on the following roll call vote:

Ayes: Messrs. Cermele, Colavita and Vereen and Mrs. Zamonski

Nays: None.

Absent: Messrs. DiFrancesco and Geter.

Mr. Filler also reported that bids were received on December 8, 2011 for the Scotch Road Extension Relief Sewer. Seven bids were received ranging in price from \$828,328.00 to \$2,754,268.00. Remington & Vernick recommends that the contract be awarded to Mazzara Trucking & Excavation Corp of Wrightstown, NJ at \$828,328.00 as the lowest, responsible, responsive bidder subject to approval of the New Jersey Environmental Infrastructure Trust and ELSA's attorney.

Res. 128:11. On motion of Mr. Cermele and seconded by Mr. Vereen it was moved that the contract for the Scotch Road Extension Relief Sewer be awarded to Mazzara Trucking & Excavation Corp of Wrightstown, NJ at \$828,328.00 as the lowest, responsible, responsive bidder subject to approval of the New Jersey Environmental Infrastructure Trust and ELSA's attorney.

The above resolution was adopted on the following roll call vote:

Ayes: Messrs. Cermele, Colavita and Vereen and Mrs. Zamonski

Nays: None.

Absent: Messrs. DiFrancesco and Geter.

Mr. Filler reported that Remington Vernick has performed a preliminary assessment of Block 105, Lots 4 and 41; Block 117, Lot 5 and Block 113, Lot 3 in connection with the solar panel project. They have identified areas of concern, which Mr. Ferrara advised were standard recommendations when performing this type of assessment. Remington Vernick has submitted a proposal in the maximum amount of \$14,350 to further investigate these findings.

Res. 129:11. On motion of Mr. Cermele and seconded by Mrs. Zamonski it was moved that the Authority authorize Remington Vernick to proceed with further investigation of Block 105, Lots 4 and 41; Block 117, Lot 5 and Block 113, Lot 3 in connection with the solar panel project at a maximum cost of \$14,350 and if ELSA decides to go ahead with the project the Authority negotiate to recoup some or all of this cost from Hudson Energy and/or the property owner.

The above resolution was adopted on the following roll call vote:
Ayes: Messrs. Cermele, Colavita and Vereen and Mrs. Zamonski
Nays: None.
Absent: Messrs. DiFrancesco and Geter.

Mr. Filler reported that Hopewell Township will be having a public referendum sometime between February 2012 and November 2012. Since the Authority's deadline has passed Mr. Filler asked if the Board wanted to extend the deadline.

Res. 130:11. On motion of Mr. Cermele and seconded Mrs. Zamonski it was moved that the Authority extend the deadline for Hopewell Township until their referendum is approved.

The above resolution was adopted on the following roll call vote:
Ayes: Messrs. Cermele, Colavita and Vereen and Mrs. Zamonski
Nays: None.
Absent: Messrs. DiFrancesco and Geter.

Mr. Filler reported that meetings were held with Ewing Township Administration to discuss options in order to increase Sullivan Way Pump Station capacity. Mr. Filler advised that he will be sending a letter to New Jersey Manufacturers Insurance and the State of New Jersey seeking to acquire property to build a new Sullivan Way Pump Station.

The College of New Jersey has advised that they are proposing a public/private project along Route 31 near the College which will include housing and retail space.

The NJSMUAESA will be accepting bids on December 22, 2012 for electric generation.

David Sopronyi updated the Board on the construction progress of the Mountain View Force Main. He also requested approval of Revised Change Order #1 for this project in the amount of \$52,706.17, which includes:

1. Install approximately 70 l.f. of new DR 25 PVC sanitary sewer force main
2. Furnish, install and maintain 6 additional 48" x 36" traffic signs.
3. Install additional manhole frame and cover in ARV-3.

Res. 131:11. On motion of Mrs. Zamonski and seconded by Mr. Vereen it was moved that the Authority approve Revised Change Order No. 1 for the Mountain View Force Main project in the amount of \$52,706.17, which includes:

1. Install approximately 70 l.f. of new DR 25 PVC sanitary sewer force main
2. Furnish, install and maintain 6 additional 48" x 36" traffic signs.
3. Install additional manhole frame and cover in ARV-3.

The above resolution was adopted on the following roll call vote:

Ayes: Messrs. Cermele, Colavita and Vereen and Mrs. Zamonski

Nays: None.

Absent: Messrs. DiFrancesco and Geter.

Mr. Filler reported that he will be sending a letter to Ewing and Lawrence Township to give them a heads up on the annual charge.

Res. 132:11. On motion of Mrs. Zamonski and seconded by Mr. Vereen and unanimously carried, the meeting was adjourned at 1:15 P.M.

Anne M. Zamonski, Secretary