

The regular meeting of the Ewing-Lawrence Sewerage Authority was held on Tuesday, February 21, 2017 at 600 Whitehead Road, Lawrenceville, New Jersey 08648.

Present: Messrs. Cermele, Colavita, Geter, Lee and Vereen and S. Robert Filler, Executive Director; W. Barry Rank, Esquire.

Also attending: Allan Jacobs of Jacobs Environmental, Inc.; Vance Stephens, ELSA Administrative Officer; Felipe Contreras and Timothy Bradley of Kleinfelder; Jim McManimon, Ewing Township Administrator and Sunny Muzaffar.

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 today would comply with the requirements of P.L. 1975, c. 127 (N.J.A.C. 17:27).

Res. 19:17. On motion of Mr. Vereen and seconded by Mr. Cermele and unanimously carried, the public hearing on the 2017 Budget was opened.

There were no public comments.

Res. 20:17. On motion of Mr. Geter and seconded by Mr. Cermele and unanimously carried, the public hearing on the 2017 Budget was closed.

Res. 21:17. On motion of Mr. Geter and seconded by Mr. Cermele the following resolution was presented for adoption:

2017 ADOPTED BUDGET RESOLUTION
EWING LAWRENCE SEWERAGE
AUTHORITY

Fiscal Year From: January 1, 2017 To: December 31, 2017

WHEREAS, the Annual Budget and Capital Budget/Program for the Ewing Lawrence Sewerage Authority for the fiscal year beginning January 1, 2017 and ending, December 31, 2017 has been presented for adoption before the governing body of the Ewing Lawrence Sewerage Authority at its open public meeting of February 21, 2017; 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 \$ 14,791,390.00, Total Appropriations, including any Accumulated Deficit, if any, of \$14,976,390.00 and Total Unrestricted Net Position utilized of \$185,000.00; and

WHEREAS, the Capital Budget as presented for adoption reflects Total Capital Appropriations of \$2,987,000.00 and Total Unrestricted Net Position planned to be utilized of \$987,000.00; and

NOW, THEREFORE BE IT RESOLVED, by the governing body of Ewing Lawrence Sewerage Authority, at an open public meeting held on February 21, 2017 that the Annual Budget and Capital Budget/Program of the Ewing Lawrence Sewerage Authority for the fiscal year beginning, January 1, 2017 and, ending, December 31, 2017 is hereby adopted and shall constitute appropriations for the purposes stated; and

BE IT FURTHER RESOLVED, that the Annual Budget and Capital Budget/Program 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, Geter, Lee and Vereen.

Nays: None.

Absent: None.

Res. 22:17. On motion of Mr. Geter and seconded by Mr. Cermele the January 24, 2017 minutes were approved as presented.

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

Ayes: Messrs. Cermele, Geter, Lee and Vereen.

Nays: None.

Absent: None.

Abstain: Mr. Colavita

Res. 23:17. On motion of Mr. Vereen and seconded by Mr. Cermele the December 2016 Flow, Maintenance and Connection Reports were ordered filed.

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

Ayes: Messrs. Cermele, Colavita, Geter, Lee and Vereen.

Nays: None.

Absent: None.

Res. 24:17. On motion of Mr. Cermele and seconded by Mr. Vereen the Schedule of Bills in the total amount of \$1,282,963.80 was presented and accepted.

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

Ayes: Messrs. Cermele, Colavita, Geter, Lee and Vereen.

Nays: None.

Absent: None.

There was no public participation.

Mr. Filler updated the Board on the status of the Regional Sludge Facility.

Mr. Stephens presented the 2017 Annual Charge to the Townships. After adjustments, the total charge to Ewing Township is \$8,854,444.36 and \$5,501,945.12 to Lawrence Township.

Res. 25:17. On motion of Mr. Geter and seconded by Mr. Cermele the 2016 Actual Average Flow was set at 60.3731% for Ewing and 39.6269 for Lawrence (including the Plant Sewer Usage), the Authority estimated the 2017 estimated flow at 59% Ewing and 41% Lawrence and the Authority was authorized to file the 2017 Annual Charge with the Townships.

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

Ayes: Messrs. Cermele, Colavita, Geter, Lee and Vereen.

Nays: None.

Absent: None.

Mr. Filler reported that bids were received on February 1, 2017 for Laboratory Testing Services. The bids received are as follows:

ALS Environmental Middletown, PA	\$27,862.00 Estimated Annual Cost
New Jersey Analytical Laboratories Ewing, NJ	\$31,053.00 Estimated Annual Cost
Garden State Labs Hillside, NJ	\$52,491.00 Estimated Annual Cost

Michael Post recommends that the contract be awarded to ALS Environmental as the lowest, responsible, responsive bidder.

Res. 26:17. On motion of Mr. Geter and seconded by Mr. Cermele it was moved that the contract for Laboratory Services be awarded to ALS Environmental of Middletown, PA for a one-year period in accordance with their bid received February 1, 2017 as the lowest, responsible, responsive bidder.

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

Ayes: Messrs. Cermele, Colavita, Geter, Lee and Vereen.

Nays: None.

Absent: None.

Mr. Bradley presented Change Order No. 6 to the Wastewater Treatment Plant Upgrade Project in the total amount of \$755,194.09. This change order is a result of unforeseen

subsurface conditions, unforeseen site conditions, necessary field changes, design modifications and/or safety related necessary modifications as follows:

Unforeseen Subsurface Conditions	190,700.00
Unforeseen Site Conditions	313,290.35
Necessary Field Changes	126,772.95
Design Modifications	112,930.79
Safety Necessary Modifications	11,500.00

Mr. Rank has reviewed the documents and has found them to be in order.

Res. 27:17. On motion of Mr. Lee and seconded by Mr. Vereen it was moved that the Authority approve Change Order No. 6 to the Wastewater Treatment Plant Upgrade Project in the total amount of \$755,194.09. This change order is a result of unforeseen subsurface conditions, unforeseen site conditions, necessary field changes, design modifications and/or safety related necessary modifications as follows:

Unforeseen Subsurface Conditions	190,700.00
Unforeseen Site Conditions	313,290.35
Necessary Field Changes	126,772.95
Design Modifications	112,930.79
Safety Necessary Modifications	11,500.00

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

Ayes: Messrs. Cermele, Colavita, Geter, Lee and Vereen.

Nays: None.

Absent: None.

Mr. Jacobs reported that he has reviewed the application submitted to Lennar Greenacres. The applicant proposes construction 97 active adult townhomes on a portion of Lot 206, Block 3004 (Greenacres Country Club). Mr. Jacobs recommended granting preliminary approval subject to the comments in his letter dated February 13, 2017.

Res. 28:17. On motion of Mr. Vereen and seconded by Mr. Cermele it was moved that the following resolution be approved:

WHEREAS, LENNAR GREENACRES proposes construction of 97 active adult townhomes on a portion of Lot 205, Block 3004 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 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.

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

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

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

5. 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.

6. This preliminary approval granted pursuant to this Resolution shall expire ninety (90) days from the date hereof.

7. The Developer shall pay the appropriate connection and inspection fees.

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

9. This approval is subject to acceptance of the comments and conditions outlined in Jacobs Environmental Consulting's letter dated February 13, 2017.

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

Ayes: Messrs. Cermele, Colavita, Geter, Lee and Vereen.

Nays: None.

Absent: None.

Mr. Filler reported that Synnergy has advised that they hope to have NJDEP's approval for the solar panel project in a few weeks and will also be trying to secure approval from Hamilton Township.

Mr. Filler also advised Ewing Township is negotiating with a developer that wants to build on Sylvia Street. The project will require the construction of a new Sullivan Way Pump Station and Ewing Township is negotiating with the developer for a fair share contribution towards the cost of the new pump station.

Res. 29:17. On motion of Mr. Cermele and seconded by Mr. Geter and unanimously carried, the meeting was adjourned at 12:45 P.M.

Joseph M. Cermele, Secretary