

The regular meeting of the Ewing-Lawrence Sewerage Authority was held on Tuesday, February 15, 2022, at 12:00 P.M. at 600 Whitehead Road, Lawrenceville, New Jersey 08648.

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

Absent and Excused: Messrs. Kownacki and Ryan

Also attending: Vance Stephens, ELSA Administrative Officer;

Mr. Muzafar called the meeting to order and Mr. Filler gave the invocation. After the Pledge of Allegiance, Mr. Muzaffar 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. 15:22. On motion of Mr. Geter and seconded by Mr. Vereen and unanimously carried it was moved that the January 18, 2022, Meeting minutes be approved as presented.

Res. 16:22. On motion of Mr. Vereen and seconded by Mr. Geter and unanimously carried it was moved that the January 2022 Flow, Maintenance and Connection Reports be filed.

Res. 17:22. On motion of Mr. Geter and seconded by Mr. Vereen and unanimously carried it was moved that the February 15, 2022, Schedule of Bills in the total amount of \$1,053,317.03 be accepted.

There were no public comments.

Mr. Filler advised that the Regional Sludge Management Committee would be meeting again in March, 2022.

Mr. Stephens presented the 2022 Annual Charge to the Townships. After adjustments, the total charge to Ewing Township is \$8,867,643.18 and \$6,625,986.23 to Lawrence Township.

Res. 18:22. On motion of Mr. Lee and seconded by Mr. Vereen the 2021 Actual Average Flow was set at 56.6760% for Ewing and 43.3240% for Lawrence (including the Plant Sewer Usage). The Authority set the estimated 2022 flow at 57.50% Ewing and 42.50% Lawrence and authorized the Authority to file the 2021 Annual Charge with the Townships.

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

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

Nays: None.

Absent: Messrs. Kownacki and Ryan.

Mr. Filler advised that CWA 1032 has requested that in addition to the Memorandum of Understanding between the Authority and CWA 1032 for the period of January 1, 2018 through December 31, 2021 a separate CNA incorporating those terms and considerations was being requested. Leslie London of McManimon and Scotland has reviewed the document and there is nothing new to be considered by the Board and Mr. Filler is requesting Board approval to execute same.

Res. 19:22. On motion of Mr. Vereen and seconded by Mr. Geter the Executive Director is authorized to execute the CNA between the Authority and CWA 1032 for the period January 1, 2018 through December 31, 2018.

The above resolution was adopted on the following roll call vote

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

Nays: None

Absent: Messrs. Kownacki and Ryan.

Mr. Filler reported that the Authority must appoint a registered energy agent and is recommending that the current agent, Gabel Associates, be reappointed for a two-year period. He also advised that bids will be received for the energy supplier and requested authorization to enter into a contract since the contract must be approved and awarded within hours of the receipt of bids.

Res. 20:22 On motion of Mr. Geter and seconded by Mr. Vereen it was moved that the following resolution be adopted:

**RESOLUTION AUTHORIZING AGREEMENT FOR
EXTRAORDINARY, UNSPECIFIABLE SERVICES**

WHEREAS, there exists a need to obtain the services of a registered energy agent for the Ewing-Lawrence Sewerage Authority with respect to an electrical energy aggregation program; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-5(1)(a)(ii) exempts the award of contracts for extraordinary, unspecifiable services from the requirements of public advertisement and bidding; and

WHEREAS, the award of this contract meets the statute and regulations governing the award of said contracts; and

WHEREAS, a certificate of availability of funds has been provided by the designated certifying officer and is attached hereto; and

WHEREAS, the value of this contract does not exceed \$17,500.00.

NOW, THEREFORE, BE IT RESOLVED this 15th day of February 2022 by the Ewing-Lawrence Sewerage Authority as follows:

1. The Chairman and Secretary be and the same are hereby authorized and directed to execute

the agreement with Gabel Associates.

2. This contract is awarded without competitive bidding as an “Extraordinary Unspecifiable Service” in accordance with (N.J.S.A. 40A:11-5(1)(a)(ii) of the Local Public Contracts Law because this service is specialized and qualitative in nature requiring expertise, extensive training and proven reputation.

3. A notice of this action shall be published in the official newspaper of the Authority.

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

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

Nays: None

Absent: Messrs. Kownacki and Ryan.

Res. 21:22. On motion of Mr. Geter and seconded by Mr. Vereen it was moved that the Authority authorize the Executive Director to enter into an agreement with an energy supplier when the bids are received.

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

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

Nays: None

Absent: Messrs. Kownacki and Ryan.

Mr. Filler reported that bids were received on January 26, 2022, for Maintenance, Emergency Service and/or Replacements to the Authority's Electrical Equipment. The bids received are as follows:

Scott Testing, Inc. Hamilton, NJ	\$13,776.00 per annual inspection \$149.00 per hr (regular) \$176.00 per hr (overtime) \$251.00 per hr (double time) 10% Material Handling Charge \$32,761.00 Est. Annual Cost
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Municipal Maintenance Cinnaminson, NJ	\$17,000.00 per annual inspection \$150.00 per hr (regular) \$190.00 per hr (overtime) \$190.00 per hr (double time) 10% Material Handling Charge \$35,850.00 Est. Annual Cost
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Martin Gliem recommends that the contract be awarded to Scott Testing, Inc., as the lowest, responsible, responsive bidder.

Res. 22:22. On motion of Mr. Geter and seconded by Mr. Vereen it was moved that the contract for Maintenance, Emergency Service and/or Replacement for the Authority's Electrical Equipment be awarded to Scott Testing, Inc., for a one-year period in accordance with their bid received January 26, 2022 as the lowest, responsible, responsive bidder. Funds are available per the Availability of Funds certification of the Administrative Officer.

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

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

Nays: None

Absent: Messrs. Kownacki and Ryan.

Mr. Filler updated the Board as follows:

1. Solar Update – Mr. Filler would be meeting with Mr. Rank and Mr. Chilton to discuss a Tri-Party Agreement with the Authority, the County and Synnergy as well as a potential agreement for a fixed price of 7.5% over 25 years.

Res. 23:22. On motion of Mr. Lee and seconded by Mr. Geter and unanimously carried, the meeting was adjourned at 1:45 pm.

Submitted by Susan Dorio for the
Ewing Lawrence Sewerage Authority