

The regular meeting of the Ewing-Lawrence Sewerage Authority was held on Tuesday, January 15, 2019 at 12:00 P.M. at 600 Whitehead Road, Lawrenceville, New Jersey 08648.

Present: Messrs. Cermele, Colavita, Geter, Lee, Muzaffar 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; Warren Broudy and Matt Daly of Mercadien.

Mr. Geter called the meeting to order and Mr. Filler gave the invocation. After the Pledge of Allegiance, Mr. Geter 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).

The Board thanked Mr. Geter for serving as Chairman this past year.

Res. 1:19. On motion of Mr. Colavita and seconded by Mr. Cermele and unanimously carried the public hearing on the Connection Fee was opened.

Mr. Daly explained that the connection fee increased from \$3096 per EDU to \$3155 per EDU or a 2% increase.

Res. 2:19. On motion of Mr. Colavita and seconded by Mr. Lee it was moved that the public hearing on the Connection Fee be closed.

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

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

Nays: None.

Absent: None.

Res. 3:19. On motion of Mr. Vereen and seconded by Mr. Muzaffar it was moved that the following be approved:

WHEREAS, the Ewing-Lawrence Sewerage Authority, hereinafter "Authority", pursuant to N.J.S.A. 40:14A-2(2) and N.J.S.A. 40:14A-8 is authorized to establish, collect and enforce service charges to occupants or owners of property, within the area serviced by the Authority, for direct or indirect connection with, the use of products or services of said Authority; and

WHEREAS, public notice and a public hearing as required pursuant to N.J.S.A. 40:14A-8 have been provided; and

WHEREAS, at said public hearing the Authority has provided evidence showing that the proposed calculation of the connection fee is necessary and reasonable and has provided the opportunity for cross-examination of persons offering the evidence; and

WHEREAS, at said public hearing the Authority has considered the proposed definitions for the term "Equivalent Dwelling Unit" (EDU); and

WHEREAS, after examining the supporting documentation as presented and listening to the public comment, if any, the Authority is of the opinion that the following fees should be charged to sanitary sewer connection.

NOW, THEREFORE, BE IT RESOLVED that the Ewing-Lawrence Sewerage Authority shall assess, collect and enforce sewer connection fees as follows:

1. Connection Fee

The owner or occupant of any property within Ewing and/or Lawrence Township who may wish to, or is legally required to connect said property to a sanitary sewer line of the Authority for the purpose of the discharge of human and/or processed waste (including only those wastes acceptable pursuant to this Authority's Rules and Regulations or other applicable requirements of the State, Federal or Local Governments) shall pay a non-refundable connection fee in the amount of \$3,155 (minimum fee) for each EDU subject to rules and regulations established by the Ewing-Lawrence Sewerage Authority Board. The owner or occupant of any property not located within Ewing and/or Lawrence Township shall pay such costs, improvement contributions and connection fees as may be determined by the Authority.

2. "Equivalent Dwelling Unit"

"Equivalent Dwelling Unit" (EDU) shall mean each and every individual unit, whether in a single or multiple unit structure having a demand upon the sewer system equal to that of a 3-bedroom residential Dwelling Unit (300 GPD).

3. Determination of EDU's

For all connections the number of EDU's shall be calculated using the attached table entitled "Ewing-Lawrence Sewerage Authority, Connection Fee - Equivalent Dwelling Unit Determination". Multiple use properties and/or buildings shall determine the EDU for each action, and sum the results for a total assessment.

Any change in use or increase in flow from the same use of any existing property or facility shall be subject to review and re-evaluation of the sewer connection service and the number of EDU's assigned by the Authority. Any increase in the number of EDU's shall subject the applicant to additional connection fees.

4. Time of Payment

The sewer connection fee shall be due and payable to the Authority at the time a property owner requests sewer connection permits.

5. Effective Date

This Resolution shall take effect upon approval by a majority of all members of the Authority.

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

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

Nays: None.

Absent: None.

Res. 4:19. On motion of Mr. Colavita and seconded by Mr. Muzaffar it was moved that the December 18, 2018 minutes be approved as presented.

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

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

Nays: None.

Absent: None

Res. 5:19. On motion of Mr. Cermele and seconded by Mr. Vereen it was moved that the December 2018 Flow, Maintenance and Connection Reports be filed.

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

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

Nays: None.

Absent: None.

Res. 6:19. On motion of Mr. Muzaffar and seconded by Mr. Cermele it was moved that End of Year 2018 Schedule of Bills in the total amount of \$470,731.66 and the January 15, 2019 Schedule of Bills in the total amount of \$597,242.70 be accepted.

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

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

Nays: None.

Absent: None.

There was no public participation.

Mr. Filler updated the Board on the status of the Regional Sludge Management Facility and advised that they have been invited to tour the new facility.

Mr. Filler reported:

1. The Board was provided with an explanation from Web Insurance Consultants of why the Authority has only been receiving one quote for general insurance coverage.
2. The second mediation session with Local 172 is scheduled for January 22 at 10:00 A.M.
3. The kickoff meeting with Arcadis for the Lawrence Flow Study was held on January 8, 2019.
4. NJDEP has approved the abandonment of the monitoring well at the Treatment Plant. The abandonment is scheduled for January 23, 2019.
5. Vollers started work again on Scotch Road on January 9, 2019. Some road closures will be required.
6. The Authority received notification of a proposed continuing care retirement community on Scotch Road next to Capital Health Medical Center in Hopewell Township.

Res. 7:19. On motion of Mr. Colavita and seconded by Mr. Muzaffar and unanimously carried, the following resolution was adopted:

WHEREAS, the Ewing-Lawrence Sewerage Authority must discuss items dealing with (labor negotiations, land acquisition, pending or on-going litigation, etc.); and

WHEREAS, the aforesaid subjects to be discussed are not appropriate for a public meeting; and

WHEREAS, the aforesaid subjects to be discussed are within the exemptions which are permitted to be discussed and acted upon in closed executive session pursuant to N.J.S.A. 10:4-12b;

NOW, THEREFORE, BE IT RESOLVED by the Ewing-Lawrence Sewerage Authority that a closed session of the Authority shall be held;

BE IT FURTHER RESOLVED that the information pertaining to the aforesaid matters will be made available to the public as soon as possible and once the reasons for non-disclosure no longer exists.

Mr. Geter reconvened the meeting and advised that that only item discussed in Executive Session involved labor negotiations.

Res. 8:19. On motion of Mr. Colavita and seconded by Mr. Muzaffar it was moved that the meeting be adjourned at 12:50 P.M.

Secretary