

The regular meeting of the Ewing-Lawrence Sewerage Authority was held on Tuesday, January 24, 2012 at 600 Whitehead Road, Lawrenceville, New Jersey 08648.

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

Absent and excused: Mr. DiFrancesco.

Also attending: Allan Jacobs of Jacobs Environmental Consulting.

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. 1:12. On motion of Mrs. Zamonski and seconded by Mr. Cermele it was moved that the December 20, 2011 minutes be approved as presented.

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

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

Nays: None.

Absent: Mr. DiFrancesco.

Res. 2:12. On motion of Mr. Cermele and seconded by Mrs. Zamonski it was moved that the December 2011 Flow, Maintenance and Connection Reports be filed.

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

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

Nays: None.

Absent: Mr. DiFrancesco.

Res. 3:12. On motion of Mrs. Zamonski and seconded by Mr. Vereen it was moved that the December 31, 2011 Schedule of Bills in the total amount of \$156,398.21 be accepted.

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

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

Nays: None.

Absent: Mr. DiFrancesco.

Res. 4:12. On motion of Mr. Cermele and seconded by Mrs. Zamonski it was moved that the January 24, 2012 Schedule of Bills in the total amount of \$1,046,862.37 be accepted.

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

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

Nays: None.

Absent: Mr. DiFrancesco.

There was no public participation.

Mr. Filler reported that the Regional Sludge Management Committee met on December 28, 2011. Planet Fuels is moving forward.

Mr. Filler reported that bids were received on January 11, 2012 for furnishing Alkaline Chemical. The only bid received was:

Univar USA, Inc.	\$1.155 per gallon
Middletown, PA	\$120,120.00 Est Annual Cost

Hans Kaszuba recommends that the contract be awarded to Univar USA, Inc. as the lowest, responsible, responsive bidder.

Res. 5:12. On motion of Mr. Geter and seconded by Mr. Vereen it was moved that the contract for furnishing Alkaline Chemical be awarded to Univar USA, Inc. of Middletown, PA for a one-year period in accordance with their bid received January 11, 2012 as the lowest, responsible, responsive bidder.

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

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

Nays: None.

Absent: Mr. DiFrancesco.

Mr. Filler also reported that bids were received on January 18, 2012 for Instrumentation and Appurtenances Inspection, Calibration, Certification, Emergency Service, Replacements and/or Additions. Only one bid was received as follows:

ABB Automation, Inc.	\$1,032.00 per monthly inspection
Warminster, PA	\$516.00 per quarterly inspection
	\$135.00 labor (regular rate)
	\$135.00 labor (overtime)
	\$135.00 labor (double time)
	10% Material Handling Charge
	\$21,023.00 Estimated Annual Cost

Hans Kaszuba recommends that the contract be awarded to ABB Automation, Inc. as the lowest, responsible, responsive bidder.

Res. 6:12. On motion of Mr. Geter and seconded by Mr. Cermele it was moved that the contract for Instrumentation and Appurtenances Inspection, Calibration, Certification, Emergency Service, Replacements and/or Additions be awarded to ABB, Inc. of Warminster, PA for a one-year period in accordance with their bid received January 18, 2012 as the lowest, responsible, responsive bidder.

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

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

Nays: None.

Absent: Mr. DiFrancesco.

Mr. Jacobs reported that he has reviewed the application submitted for the Quakerbridge Mall expansion – Phase 1B. The applicant proposes construction of a 300-seat Cheesecake Factory restaurant with a gross floor area of 8,916 square feet. Mr. Jacobs recommends granting final approval subject to the comments in his letter dated January 18, 2012.

Res. 7:12. On motion of Mr. Vereen and seconded by Mr. Cermele the following resolution was presented for adoption:

WHEREAS, QUAKERBRIDGE MALL proposes construction of a 300 seat Cheesecake Factory restaurant on Route 1 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 January 18, 2012.

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

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

Nays: None.

Absent: Mr. DiFrancesco.

Mr. Filler reported that Hopewell Township has advised that they will have a referendum in March and will be asking for reduced capacity at an increased cost.

Mr. Filler requested a budget allocation of \$5,000 for Arcadis to review installation of new pumps by Underground Utilities at the Mountain View Pump Station as a change order.

Res. 8:11. On motion of Mr. Cermele and seconded by Mrs. Zamonski it was moved that the Authority approve a budget allocation of \$5,000 for Arcadis for review of installation of new pumps by Underground Utilities at the Mountain View Pump Station as a change order.

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

Ayes: Messrs. Cermele, Colavita, Geter and Vereen  
and Mrs. Zamonski  
Nays: None.  
Absent: Mr. DiFrancesco.

Mr. Filler reported that the Authority and its Engineers are evaluating Underground Utilities claim of excessive bed rock at Route 175 and Route 29 and options for dealing with it.

Res. 9:12. On motion of Mr. Cermele and seconded by Mrs. Zamonski and unanimously carried, it was moved that the Authority go into Executive Session to discuss ongoing litigation.

Chairman Colavita reconvened the meeting and advised that the only item discussed in Executive Session was ongoing litigation in the Hamptons matter.

Res. 10:12. On motion of Mrs. Zamonski and seconded by Mr. Vereen and unanimously carried, the meeting was adjourned at 1:15 P.M.

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Secretary