

The regular meeting of the Ewing-Lawrence Sewerage Authority was held on Tuesday, March 20, 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. Mr. DiFrancesco

Also attending: Allan Jacobs of Jacobs Environmental Consulting; Vance Stephens, ELSA Administrative Officer; Edward Crutchley, ELSA Maintenance Supervisor; David Sopronyi, ELSA Staff Engineer; Manuel Ponte and Jerry Mitchell of Arcadis.

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

Res. 35:12. On motion of Mrs. Zamonski and seconded by Mr. Vereen it was moved that the February 21, 2012 Reorganization and Regular 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. 36:12. On motion of Mr. Cermele and seconded by Mrs. Zamonski it was moved that the February 2012 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. 37:12. On motion of Mr. Cermele and seconded by Mr. Vereen it was moved that the Schedule of Bills in the total amount of \$1,803,802.00 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.

Mr. Filler requested approval of payment #6 to Underground Utilities for the Mountain View Pump Station Force Main in the amount of \$ .

Res. :12. On motion of Mr. and seconded by Mr. it was moved that the Authority approve payment #7 to Underground Utilities for the Mountain View Pump Station Force Main in the amount of \$

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

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

Nays: None.

Absent: None.

There was no public participation.

Mr. Filler reported that Planet Fuels is current on their payments. He also advised that ELSA will be auctioning off the three trailers the Authority has been using for sludge hauling. Since the MCIA is still the owner of these trailers, the proceeds from the sale will go to the MCIA.

Mr. Filler reported that bids were received on February 15, 2012 for Maintenance on Trucks over 11,000 lbs and Semi-Trailers. The bids received are as follows:

On-Site Fleet	\$ 64.99 per hr (regular)
East Brunswick, NJ	\$ 97.48 per hr (overtime)
	\$129.98 per hr (double)
	10% Material Handling Charge
	Estimated Annual Cost - \$20,121.75
Hub Truck Leasing	\$65.00 per hr (regular)
Trenton, NJ	\$97.50 per hr (overtime)
	\$130.00 per hr (double)
	10% Material Handling Charge
	Estimated Annual Cost - \$20,125.00

Ed Crutchley recommends that the contract be awarded to On-Site Fleet Service, Inc. as the lowest, responsible, responsive bidder.

Res. 38:12. On motion of Mr. Colavita and seconded by Mrs. Zamonski it was moved that the contract for Maintenance on Trucks over 11,000 lbs and Semi-Trailers be awarded to On-Site Fleet Services of East Brunswick, NJ for a one-year period in accordance with their bid submitted February 15, 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 by River Links. The project consists of 78 one bedroom units, 46 two bedroom units and a clubhouse located on the south side of Scenic Drive in Ewing Township. Mr. Jacobs recommended granting preliminary approval subject to the comments in his letter dated March 1, 2012 and subject to completion of the upgrade of the Mountain View Pump Station.

Res. 39:12. On motion of Mr. Colavita and seconded by Mrs. Zamonski the following resolution was presented for adoption:

WHEREAS, River Links proposes construction of a project consisting of 78 one bedroom units, 46 two bedroom units and a clubhouse on the south side of Scenic Drive in Ewing 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 preliminary approval granted pursuant to this Resolution shall expire ninety (90) days 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 March 1, 2012. Final approval will also be conditioned up completion of the upgrade to the Mountain View Pump Station.

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

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

Nays: None.

Absent: Mr. DiFrancesco.

Abstain: Mr. Geter.

Mr. Jacobs advised that he has reviewed the application submitted by Colonial Lanes Bowling Alley. The applicant is renovating the existing facilities which will reduce the number of bowling alleys from 64 to 26, modify the bar/lounge and restaurant areas, eliminate two 1 bedroom apartments and add a party room and laser tag area on Brunswick Avenue in Lawrence Township; and

Res. 40:12. On motion of Mr. Colavita and seconded by Mr. Vereen the following resolution was presented for adoption:

WHEREAS, COLONIAL LANES BOWLING ALLEY is renovating the existing facilities which will reduce the number of bowling alleys from 64 to 26, modify the bar/lounge and restaurant areas, eliminate two 1 bedroom apartments and add a party room and laser tag area on Brunswick Avenue 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 March 2, 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.

The Board noted that Colonial Lanes has been open for several weeks prior to receiving approval from ELSA. They requested that Mr. Filler send a friendly reminder to the Township that certificates of occupancy should not be issued prior to ELSA approval.

Mr. Stephens reported that the Authority's prescription insurance will expire on March 31<sup>st</sup>. Two companies, GS Pops and Fiabane Associates declined to quote. Maxor provided a quote which represents an increase of 9% over the Authority's current contract and Bollinger, the Authority's current carrier, provided a quote 5% over the current premiums. Mr. Stephens recommended that the Authority continue its prescription insurance with Bollinger, Inc.

Res. 41:12. On motion of Mrs. Zamonski and seconded by Mr. Cermele it was moved that the Authority accept the proposal submitted by Bollinger, Inc. to continue providing prescription insurance coverage for one year.

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 he negotiated an extension to the Authority's current Sludge Cake Disposal Agreement with Stony Brook Regional Sewerage Authority at the current rate of \$50 per cubic yard through August 31, 2016. He requested authorization to execute the extension to the agreement.

Res. 42:12. On motion of Mr. Cermele and seconded by Mrs. Zamonski it was moved that Mr. Filler be authorized to execute an extension to the Authority's current Sludge Cake Disposal Agreement with Stony Brook Regional Sewerage Authority at the current rate of \$50 per cubic yard through August 31, 2016.

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 requested approval of a change order to the contract for the Mountain View Pump Station Force Main with Underground Utilities Corp. to upgrade the Mountain View Pump Station. Although final numbers haven't been received, the change order is currently estimated at \$551,000. Mr. Filler requested approval to allow him to submit the change order to NJDEP.

Res. 43:12. On motion of Mrs. Zamonski and seconded by Mr. Cermele it was moved that the Authority approve the change order to the contract for the Mountain View

Pump Station Force Main with Underground Utilities Corp. to upgrade the Mountain View Pump Station in the estimated amount of \$551,000 and allow the Executive Director to sign the change order and submit to NJDEP once final numbers are received and after approval by the Authority's attorney.

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.

Jerry Mitchell reported on the progress of the Mountain View Pump Station Force Main project:

1. The Navy line is complete.
2. Most of the work on River Road is complete and work has been started on Parkway Avenue.
3. Restoration work has been started.
4. The contractor has requested an extension of time.
5. The State of New Jersey has approved the open cut concept and a change order will be required for this work.

Manuel Ponte advised that he will be leaving Arcadis at the end of the week.

Mr. Filler requested approval of revised Change Order No. 2 to Mountain View Pump Station Force Main project in the amount of \$61,169.42.

Res. 44:12. On motion of Mr. Cermele and seconded by Mrs. Zamonski it was moved that the Authority approve revised Change Order No. 2 to Mountain View Pump Station Force Main project in the amount of \$61,169.42.

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 updated the Board on Omni's progress with regard to the Facilities Upgrade project.

Res. 45:12. On motion of Mr. Cermele and seconded by Mrs. Zamonski and unanimously carried, the Authority went into Executive Session.

Mr. Geter reconvened the meeting and Mr. Rank advised that the only items discussed in Executive Session were capacity contract with Hopewell Township and with the Hamptons.

Res. 46:12. On motion of Mr. Cermele and seconded by Mrs. Zamonski it was moved that the Authority approve a contract between ELSA, the Township of Ewing and the Hamptons at Hopewell, LLC.

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. 47:12. On motion of Mr. Colavita and seconded by Mr. Cermele and unanimously carried, the meeting was adjourned at 1:20 P.M.

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Anne M. Zamonski, Secretary