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The regular meeting of the Ewing-Lawrence Sewerage Authority was held on Tuesday, May 17, 2011 at 600 Whitehead Road, Lawrenceville, New Jersey 08648.

Present: Messrs. Cermele, DiFrancesco, Geter and Vereen and Mrs. Zamonski, Vance Stephens, ELSA Administrative Officer; Robert Filler, Executive Director and W. Barry Rank, Esquire.

Absent and excused: Mr. Colavita

Also attending: Allan Jacobs of Jacobs Environmental Consulting and Manuel Ponte of Arcadis.

Mr. Geter called the meeting to order and Mr. Stephens 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. 51:11. On motion of Mr. Vereen and seconded by Mrs. Zamonski it was moved that the April 19, 2011 minutes be adopted:

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

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

Nays: None.

Absent: Mr. Colavita.

Abstain: Mr. Cermele

Approval of the March 15 and March 25, 2011 minutes was held over for the June meeting.

Res. 52:11. On motion of Mr. Cermele and seconded by Mr. Vereen the April 2011 Flow, Maintenance and Connection Reports were ordered filed:

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

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

Nays: None.

Absent: Mr. Colavita.

Res. 53:11. On motion of Mr. Cermele and seconded by Mrs. Zamonski and unanimously carried, the Schedule of Bills in the total amount of \$1,094,827.69 was accepted.

The above resolution was adopted on the following roll call vote:  
Ayes: Messrs. Cermele, DiFrancesco, Geter and Vereen and  
Mrs. Zamonski.

Nays: None.

Absent: Mr. Colavita.

There was no public participation.

Mr. Stephens reported that bids were received on April 13, 2011 for furnishing dump open top trailers. Only one bid was received as follows:

Truck & Trailer Sales	Price for one trailer \$56,000 ea
Selinsgrove, PA	Price for two trailers \$54,996 ea
	Price for three trailers \$54,500 ea

Ed Crutchley, Maintenance Supervisor, recommends that the contract be awarded to Truck & Trailers for three trailers as the lowest, responsible, responsive bidder.

Res. 54:11. On motion of Mrs. Zamonski and seconded by Mr. Cermele it was moved that the contract for furnishing three (3) dump open top trailers be awarded to Truck & Trailer Sales of Selinsgrove, PA in the total amount of \$163,500 as the lowest, responsible, responsive bidder.

The above resolution was adopted on the following roll call vote:  
Ayes: Messrs. Cermele, DiFrancesco, Geter and Vereen and  
Mrs. Zamonski.

Nays: None.

Absent: Mr. Colavita.

Mr. Stephens reported that bids were received for Instrumentation Maintenance. The bids received are as follows:

Optimum Controls Corp. Reading, PA	\$98,065
Municipal Maintenance Co. Cinnaminson, NJ	\$98,750

Edward Crutchley recommends that the contract be awarded to Optimum Controls Corp.

Res. 55:11. On motion of Mr. Cermele and seconded by Mrs. Zamonski it was moved that the Authority award the contract for Maintenance Service for Instrumentation, Controls and Variable Speed Drives to Optimum Controls Corp of Reading, PA for a two-year period in accordance with their bid received May 11, 2011 as the lowest, responsible, responsive bidder.

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

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

Nays: None.

Absent: Mr. Colavita.

Mr. Jacobs reported that he has reviewed the application submitted by The College of New Jersey for a new School of Education building. The new building will be at the location of and replace the existing Forcina Hall. The new building will be 88,633 square feet and house 1279 classroom seats. The existing Forcina Hall is 26,609 square feet and has 829 classroom seats. Mr. Jacobs recommended granting preliminary approval subject to the comments in his letter dated May 2, 2011.

Res. 56:11. On motion of Mr. DiFrancesco and seconded by Mr. Vereen the following resolution was presented to adoption:

WHEREAS, the COLLEGE OF NEW JERSEY proposes construction of a new School of Education building (88,633 square feet/1279 classroom seats) to replace the existing Forcina Hall (26,609 square feet/829 classroom seats) 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 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 May 2, 2011.

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

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

Nays: None.

Absent: Mr. Colavita.

Mr. Stephens requested a resolution authorizing himself and Susan Dorio to transact business for the Ewing-Lawrence Sewerage Authority at TD Bank.

Res. 57:11. On motion of Mr. DiFrancesco and seconded by Mrs. Zamonski it was moved that the Authority adopt a resolution using the bank's respective form authorizing Vance Stephens and Susan Dorio to transact business for the Ewing-Lawrence Sewerage Authority at TD Bank.

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

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

Nays: None.

Absent: Mr. Colavita.

Mr. Jacobs reported that he has reviewed the proposed connection of an existing 9472 square foot warehousing building, Britton Industries, located at 227 Bakers Basin Road in Lawrence Township. Mr. Jacobs recommended granting final approval subject to the comments in his letter dated May 16, 2011.

Res. 58:11. On motion of Mr. Cermele and seconded by Mr. DiFrancesco the following resolution was presented for adoption:

WHEREAS, BRITTON INDUSTRIES proposes connection of an existing 9472 square foot building located at 227 Bakers Basin Road 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 May 16, 2011.

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

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

Nays: None.

Absent: Mr. Colavita.

Mr. Jacobs reported:

1. A public hearing on the Scotch Road Relief sewer has been scheduled for Tuesday, June 21, 2011 at 11:00 A.M.
2. The design of the Mountain View Pump Station pump installation is complete. A meeting will be scheduled with NJDEP to add this project to the funding.
3. A meeting was held with Omni Environmental to discuss the solar panel project. Due to NJDEP constraints the project will be downsized.

Mr. Rank reported:

1. The BEMS litigation should be coming to a close.
2. The Hamptons project has been resubmitted their plans. The original plans called for 19 single family units. The new plans call for 18 single family units and one multi-family moderate building.
3. Ewing Township has approved a settlement agreement with The College of New Jersey. Among other things, it calls for The College to pay Ewing Township \$291,376 within 30 days of execution of the Agreement, installation of a new meter, certification of the meter by the College not less than two times per calendar year and ELSA inspection of the meter at such intervals as it may seek in its sole discretion.

Res. 59:11. On motion of Mr. DiFrancesco and seconded by Mr. Zamonski it was moved that Authority approved the Settlement Agreement between ELSA, The College of New Jersey and Ewing Township and that the Chairman and Executive Director be authorized to execute said agreement.

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

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

Nays: None.

Absent: Mr. Colavita.

Mr. Ponte reported that a pre-construction meeting on the Mountain View Force Main project is scheduled for May 25, 2011.

The Board requested that the Engineering Committee, Attorney and Executive Director review the Authority's requirements for naming subcontractors in bids and report back to the Board.

The Board unanimously welcomed back Mr. Filler.

Res. 60:11. On motion of Mr. Cermele and seconded by Mr. Vereen and unanimously carried, the meeting was adjourned at 12:40 P.M.

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Anne M. Zamonski, Secretary