

The regular meeting of the Ewing-Lawrence Sewerage Authority was held on Tuesday, November 16, 2010 at 600 Whitehead Road, Lawrenceville, New Jersey 08648.

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

Also attending: David Sopronyi, ELSA Staff Engineer and Manuel Ponte of Arcadis.

Mr. DiFrancesco called the meeting to order and Mr. Filler gave the invocation. After the Pledge of Allegiance, Mr. DiFrancesco 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. 126:10. On motion of Mr. Geter and seconded by Mr. Cermele and unanimously carried, the minutes of October 19, 2010 were approved as presented.

Res. 127:10. On motion of Mr. Cermele and seconded by Mrs. Zamonski and unanimously carried, the October 2010 Flow, Maintenance and Connection Reports were ordered filed.

Res. 128:10. On motion of Mr. Cermele and seconded by Mr. Vereen the Schedule of Bills in the total amount of \$1,002,740.52 was presented for approval.

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. Filler reported that the Regional Sludge Management Committee met on October 29, 2010. The standstill agreement has been executed.

Mr. Colavita arrived at 10:35 A.M.

Mr. Filler reported that Mr. Jacobs has reviewed the application submitted by Merck consisting of a 15,000 square foot hangar and a 2600 square foot office addition adjacent to the existing Merck hangar off Sam Weinroth Road in Ewing Township. Mr. Jacobs recommends granting final approval subject to the comments in his letter dated October 21, 2010.

Res. 129:10. On motion of Mr. Colavita and seconded by Mrs. Zamonski the following resolution was presented for adoption:

WHEREAS, MERCK proposes construction of a 15,000 square foot hangar and a 2600 square foot office addition adjacent to the existing Merck hangar off Sam Weinroth Road 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 October 21, 2010.

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.

Mr. Filler and the Personnel Committee requested approval of the proposed contract with Local 172 effective January 1, 2011 thru December 31, 2014. The changes include:

- A. Base hourly rate increase (negotiations)
 - 2011 – 2.00%
 - 2012 – 2.15%
 - 2013 – 2.25%
 - 2014 – 2.65%
- B. Article VII – Holidays – Legislation reduces paid holidays from 14 to 12
- C. Article X – Insurance & Retirement Benefits (Legislation)
- D. Increase vacation carryover to 20 days.

Mr. Filler also suggested a 2.00% increase for non-union employees for 2011.

Res. 130:10. On motion of Mr. Geter and seconded by Mr. Cermele it was moved that the contract with Local 172 for January 1, 2011 thru December 31, 2014 be approved with the following changes:

- A. Base hourly rate increase (negotiations)
 - 2011 – 2.00%
 - 2012 – 2.15%
 - 2013 – 2.25%
 - 2014 – 2.65%
- B. Article VII – Holidays – Legislation reduces paid holidays from 14 to 12
- C. Article X – Insurance & Retirement Benefits (Legislation)
- D. Increase vacation carryover to 20 days

and non-union employees be given a 2.00% increase for 2011.

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.

Mr. Filler requested authorization to advertise for receipt of qualifications for the Wastewater Treatment Plant Upgrade Facilities Planning Project.

Res. 131:10. On motion of Mrs. Zamonski and seconded by Mr. Cermele and unanimously carried, the Executive Director was authorized to advertise for receipt of qualifications for the Wastewater Treatment Plant Upgrade Facilities Planning Project.

Mr. Filler requested authorization to meet with Ewing Township representatives to discuss possible acquisition of land to install solar panels near the Fourth Street Pump Station.

Res. 132:10. On motion of Mrs. Zamonski and seconded by Mr. Geter and unanimously carried it was moved that the Authority meet with Ewing Township representatives to discuss possible acquisition of land to install solar panels near the Fourth Street Pump Station.

Mr. Filler also presented a map depicting possible locations for installation of solar panels at the Main Plant. This information will be given to Omni Environmental to assess.

Mr. Filler requested authorization to send a letter to Allan Frank, Esquire representing S.O.L.D. Enterprises, Inc. regarding their River Links project advising that the Authority is prepared to grant preliminary approval subject to review of the most recent project plans and specifications by our Engineer. Upon Preliminary Approval they can submit to NJDEP for TWA approval. ELSA will not grant final approval until construction of the new force main is complete.

Res. 133:10. On motion of Mrs. Zamonski and seconded by Mr. Geter and unanimously carried, the Executive Director was authorized to send a letter to Allan Frank, Esquire representing S.O.L.D. Enterprises, Inc. regarding their River Links project advising that the Authority is prepared to grant preliminary approval subject to review of the most recent project plans and specifications by our Engineer. Upon Preliminary Approval they can submit to NJDEP for TWA approval. ELSA will not grant final approval until construction of the new force main is complete.

Mr. Filler requested a budget increase of \$10,000 for Jacobs Environmental for the Mt. View Force Main Project.

Res. 134:10. On motion of Mr. Cermele and seconded by Mr. Geter it was moved that the Authority approve a budget increase of \$10,000 for Jacobs Environmental for the Mt. View Force Main Project.

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.

Mr. Filler also requested a budget increase of \$5,000 for Jacobs Environmental for the design and permitting of the Scotch Road Extension project.

Res. 135:10. On motion of Mr. Cermele and seconded by Mr. Colavita it was moved that the Authority approve a budget increase of \$5,000 for Jacobs Environmental for the design and permitting of the Scotch Road Extension project.

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.

Mr. Filler reported that information gathered regarding the mag meter at The College of New Jersey suggests a meter malfunction. A meeting will be scheduled with representatives of the College to discuss those findings.

Mr. Rank reported that Hopewell Township should be ready to sign the agreement by the end of January 2011.

Mr. Rank also reported that the BEMS landfill should be resolved and that ELSA's share will be in the low \$20,000.

Manuel Ponte advised that the mandatory pre-bid meeting for the Mountain View Force Main project was held on November 10, 2010 with a very good turnout of bidders. One bidder has questioned the lump sum format of the bid and he has discussed the matter with NJDEP representatives. NJDEP representatives have indicated that the project should be bid on a unit price basis.

Res. 136:10. On motion of Mr. Cermele and seconded by Mr. Colavita it was moved that the Authority change the bid format to a unit price basis for the Mountain View Force Main project.

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.

Mr. Ponte reported on the status of the Mountain View pump replacements.

Res. 137:10. On motion of Mr. Colavita and seconded by Mr. Cermele and unanimously carried, the meeting was adjourned at 11:35 A.M.

Joseph Cermele, Secretary