

The regular meeting of the Ewing-Lawrence Sewerage Authority was held on Tuesday, September 21, 2021 at 12:00 P.M. at 600 Whitehead Road, Lawrenceville, New Jersey 08648.

Present: Messrs. Geter, Kownacki, Lee, Muzaffar, Vereen and S. Robert Filler, Executive Director; W. Barry Rank, Esquire.

Absent and Excused: Mr. Colavita

Also attending: Vance Stephens, ELSA Administrative Officer, Dennis Yoder of Remington Vernick Engineers and Robert Chilton of Gabel Associates.

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

Res. 80:21. On motion of Mr. Muzaffar and seconded by Mr. Geter and unanimously carried it was moved that the August 17, 2021, Meeting minutes be approved as presented.

Res. 81:21. On motion of Mr. Muzaffar and seconded by Mr. Geter and unanimously carried it was moved that the August 2021 Flow, Maintenance and Connection Reports be filed.

Res. 82:21. On motion of Mr. Muzaffar and seconded by Mr. Lee and unanimously carried it was moved that the September 21, 2021, Schedule of Bills in the total amount of \$1,178,805.93 be accepted.

Mr. Filler advised that the Regional Sludge Management Committee met via conference call on September 15, 2021 at which time the 2022 Budget was presented and approved.

Mr. Chilton of Gabel Associates was introduced to the Board and presented guidance after his review of the Authority's Purchase Power Agreement with Synnergy. Mr. Chilton was thanked for his analysis which the Board will take under advisement.

Mr. Filler advised that the Authority received bids on September 8, 2021 for the Denow Road Area Sewer Rehabilitation Project. The project was divided into two areas and a bid for each area as well as a total bid were considered. The bids received were as follows:

	AREA A	AREA B	TOTAL
National Water Main Co.	\$624,376.80	\$699,576.80	\$1,324,273.60
Vortex Services Inc.	\$781,250.00	\$781,250.00	\$1,562,500.00
Equix Integrity Inc.	\$846,525.00	\$1,025,875.00	\$1,732,850.00

The Board reviewed the bid analysis prepared by Remington Vernick Engineers and is proceeding with Area A only at this time. Mr. Yoder of Remington Vernick Engineers advised that he has reviewed the bids and recommends that the contract be awarded to National Water Main Co., of Kearny, NJ for Area A only in the amount of \$624,376.80 as the lowest, responsible, responsive bidder.

Res: 83-21. On motion of Mr. Muzaffar and seconded by Mr. Lee and unanimously carried the Authority awarded the contract to National Water Main Co., for the Denow Road Area Sewer Rehabilitation project Area A only in the amount of \$624,376.80 in accordance with their bid submitted September 8, 2021 as the lowest, responsible, responsive bidder. Funds are available per the Availability of Funds certification of the Administrative Officer.

Mr. Filler advised that the Authority received bids on September 8, 2021 for the Jacobs Creek Area Sewer Rehabilitation project. The bids received were as follows:

National Water Main Co.	\$439,252.25
Equix Integrity Inc.,	\$600,525.00
Vortex Services Inc.	\$478,305.00
Sewer Rat Trenchless Solutions	\$1,078,142.25

Mr. Yoder of Remington Vernick Engineers advised that he has reviewed the bids and recommends that the contract be awarded to National Water Main Co., of Kearny, NJ in the amount of \$439,252.25 as the lowest, responsible, responsive bidder. Funds are available per the Availability of Funds certification of the Administrative Officer.

Res. 84-21. On motion of Mr. Lee and seconded by Mr. Vereen and unanimously carried the Authority awarded the contract to National Water Main for the Jacobs Creek Road Area Sewer Rehabilitation project in the amount of \$439,252.25 in accordance with their bid submitted September 8, 2021 as the lowest, responsible, responsive bidder. Funds are available per the Availability of Funds certification of the Administrative Officer.

Mr. Filler advised that bids were received on August 18, 2021 for the removal of grit and screenings in 20 cubic yard containers. The bids received were as follows:

Bids were received on August 18, 2021 for removal of grit and screenings in 20 cubic yard containers. Bids received are as follows:

Waste Management Ewing, NJ	\$ 703.00 per container Est. Annual Cost \$36,556
Spectraserv Inc. Audubon, PA	\$2,091.00 per container Est. Annual Cost \$108,732

Mark Colavita recommends that the contract be awarded to Waste Management of NJ Inc., as the lowest, responsible, responsive bidder.

Res. 85:21. On motion of Mr. Geter and seconded by Mr. Vereen and unanimously carried it was moved that the contract for removal of grit and screenings in 20 cubic yard containers be awarded to Waste Management of NJ Inc., for a one-year period in accordance with their bid received August 18, 2021 as the lowest, responsible, responsive bidder. Funds are available per the Availability of Funds certification of the Administrative Officer.

Mr. Filler advised that bids were received on August 18, 2021 for the Maintenance, Emergency Service, Replacements and/or Additions to the Authority's Generators. The bids received were as follows:

Power Equipment Co. Moorestown, NJ	\$2,950 per semi-annual inspection \$ 165.00 per hr (regular rate) \$ 247.50 per hr (overtime) \$ 330.00 per hr (double time) Material Handling Charge – \$3,300.00 \$33,950.00 Estimated Annual Cost
Kraft Power Corporation Pompton Plains, NJ	\$11,790.00 per semi-annual inspection \$ 195.00 per hr (regular rate) \$ 295.00 per hr (overtime) \$ 340.00 per hr (double time) Material Handling Charge - \$3,300.00 \$55,680.00 Estimated Annual Cost
GMH Associates of America, Inc. Trenton, NJ	\$9,544.00 per semi-annual inspection \$ 245.00 per hr (regular rate) \$ 367.50 per hr (overtime) \$ 490.00 per hr (double time) Material Handling Charge - \$3,300.00 \$59,138 .00 Estimated Annual Cost

Christopher Gianotto recommending that the contract be awarded to Power Equipment Co., as the lowest, responsible, responsive bidder.

Res. 86:21. On motion of Mr. Muzaffar and seconded by Mr. Geter and unanimously carried it was moved that the contract for the Maintenance, Emergency Service, Replacements and/or Additions to the Authority's Generators awarded to Power Equipment Co., for a one-year period in accordance with their bid received August 18, 2021 as the lowest, responsible, responsive bidder. Funds are available per the Availability of Funds certification of the Administrative Officer.

Mr. Filler advised that bids were received on August 18, 2021 for Emergency Service, Repairs and Replacements for Mechanical Equipment. The bids received were as follows:

A.C. Schultes, Inc.  
Woodbury Heights, NJ

At Owner's Shop:

Labor (regular rate)	\$50.00/hr
Labor (overtime)	\$50.00/hr
Labor (double time)	\$50.00/hr

At Authority's Facilities

Labor (regular rate)	\$140.00/hr
Labor (overtime)	\$140.00/hr
Labor (double time)	\$140.00/hr
Material Handling Charge	10%
Performance Bond	\$50.00
Estimated Annual Cost	\$51,200.00

Municipal Maintenance  
Cinnaminson, NJ

At Owner's Shop:

Labor (regular rate)	\$75.00/hr
Labor (overtime)	\$75.00/hr
Labor (double time)	\$75.00/hr

At Authority's Facilities

Labor (regular rate)	\$150.00/hr
Labor (overtime)	\$150.00/hr
Labor (double time)	\$150.00/hr
Material Handling Charge	10%
Performance Bond	\$100.00
Estimated Annual Cost	\$81,925.00

GMH Associates of America, Inc.  
Trenton, NJ

At Owner's Shop:

Labor (regular rate)	\$165.25/hr
Labor (overtime)	\$248.02/hr
Labor (double time)	\$330.70/hr

At Authority's Facilities

Labor (regular rate)	\$189.65/hr
Labor (overtime)	\$284.48/hr
Labor (double time)	\$379.30/hr
Material Handling Charge	10%
Performance Bond	\$4,514.75
Estimated Annual Cost	\$162,187.20

By letter dated August 26, 2021, A.C. Schultes, Inc., was notified that the Authority was considering their disqualification from bidding on public contracts due to a prior negative experience pursuant to N.J.S.A. 40A:11-4. By letter dated September 3, 2021 the Authority was notified that A.C. Schultes, Inc., was withdrawing their bid proposal on this contract.

Based upon the above, Christopher Gianotto, Maintenance Supervisor, recommends that the contract be awarded to Municipal Maintenance Co., Inc. as the next lowest, responsible, responsive bidder.

Res. 87:21. On motion of Mr. Lee and seconded by Mr. Muzaffar and unanimously carried it was moved that the contract for Emergency Service, Repairs and Replacements for Mechanical Equipment be awarded to Municipal Maintenance Co., in accordance with their bid received August 18, 2021 as the lowest, responsible, responsive bidder. Funds are available per the Availability of Funds certification of the Administrative Officer.

Mr. Filler reported:

1. That Authority staff had been advised that Harry "Mickey" Lashutka had passed away on September 17, 2021. Mr. Lashutka was a veteran having served in the Navy and was employed by the Authority from 1955 through his retirement as Maintenance Supervisor in 1992. The Lashutka family has remained in contact with various staff members through the years. A moment of silence was observed in his memory.
2. That approximately 1200 feet of 12" and 8" pipe connecting to the Sullivan Way Force Main at the Katzenbach School was discovered to be vulnerable. The Authority is proceeding with an emergency repair and replacement with DEP approval and replacing same with an 18" line.

3. The Authority has been advised by Arcadis US Inc., that there is an opportunity to obtain FEMA funding for Resiliency projects through a second round of applications to upgrade the Fackler Road in Lawrence Township and Lower Ferry in Ewing Township. Mr. Filler requested that a budget not to exceed \$9,500.00 for Arcadis to resubmit the BRIC application.

Res. 88:21. On motion of Mr. Lee and seconded by Mr. Geter and unanimously carried the following resolution was presented for adoption:

WHEREAS, the Ewing-Lawrence Sewerage Authority has the potential to obtain FEMA funding for resiliency projects for the upgrade of the Lower Ferry Pump Station in Ewing Township and the Fackler Road Pump Station in Lawrence Township through a second round of FEMA funding and a budget not to exceed \$9,500.00 be granted to Arcadis US Inc., to refile the BRIC application.

4. That he would be meeting with Leslie London, Esq., William Carmichael and Vance Stephens to review the Authority's Drug and Alcohol Policy to discuss revision and updating in advance of the Union meeting scheduled for September 29<sup>th</sup>. COVID-19 testing and vaccination were also to be discussed.
5. The Authority was contacted by Pam Horder, the Property Manager for Federal Point requesting that the Authority assume the care and maintenance of the Pump Station. The request was again rejected.
6. Authority staff was working on the 2022 budget.
7. Drs. Rockel and Shevlin had submitted a proposal to continue the ELSA Environs and Stream Biota Chemical and Physical Study for 2021 in the amount of \$20,000.00

Res. 89:21. On motion of Mr. Muzaffar and seconded by Mr. Geter and unanimously carried the following resolution was presented for adoption:

WHEREAS, the Ewing-Lawrence Sewerage Authority has determined by Resolution 92:77 to implement the Assunpink Creek Sanitary biological and Microbiological Study Program; and

WHEREAS, the 1977 thru 2020 Studies have been completed; and

WHEREAS, the maximum amount estimated for the 2021 contract is as follows:

1. Continuation of routine annual investigation----\$20,000

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq) requires that the resolution authorizing the award of contracts for professional services without competitive bids and the contract itself must be available for public inspection;

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. That the Executive Director is hereby authorized and directed to award the contract in an amount not to exceed \$20,000 with a due date for the 2021 report of March 31, 2022 to Edward G. Rockel, Ph.D and Dennis Shevlin, Ph.D.

2. This contract is awarded without competitive bidding as a "Professional Service" in accordance with 40A:11-5(1) of the Local Public Contracts Law because this work is specialized and qualitative in nature requiring expertise and extensive training in the field of environmental sciences, which includes Ecology, Vertebrate biology, Botany-Phycology, Invertebrate ecology and Microbiology.

3. A copy of this notice will be printed once in the Trenton Times.

Mr. Rank reported:

1. Nitrates removal – The DEP is moving forward with Summary Disposition. Sussex (permit parameters) and West Monmouth have both retained special counsel to represent them on this issue. George Tyler, Esq., of Robbinsville, NJ, is representing Monmouth; Sussex has hired Sills Cummis. Mr. Rank is recommending that the ELSA also retain Mr. Tyler's services for the sum of \$250.00/hr.

Res. 90:21. On motion of Mr. Lee and seconded by Mr. Vereen and unanimously carried the following resolution was presented for adoption:

WHEREAS, the Authority's best interest would be served joining other Authorities similarly situated it was moved that the Authority retain the services of George Tyler, Esq., of Robbinsville to represent ELSA before the DEP. Mr. Filler was authorized to execute a retainer agreement in the sum of \$250.00 per hour.

2. US Homes v. ELSA – Hopewell was objecting to the latest version of language in the settlement agreement regarding Future Development and the matter remains unresolved.

Res. 91:21. On motion of Mr. Muzaffar and seconded by Mr. Lee and unanimously carried, the meeting was adjourned at 2:10 pm.

Submitted by Susan Dorio for the  
Ewing Lawrence Sewerage Authority