

The regular meeting of the Ewing-Lawrence Sewerage Authority was held on Tuesday, November 17, 2020 at 12:00 P.M. at 600 Whitehead Road, Lawrenceville, New Jersey 08648 via teleconferencing.

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

Mr. Muzaffar was absent and excused.

Also attending: Vance Stephens, ELSA Administrative Officer and Jerry Mitchell and Kori Donison of Arcadis.

Mr. Lee called the meeting to order and Mr. Filler gave the invocation. After the Pledge of Allegiance, Mr. Filler 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. 89:20. On motion of Mr. Geter and seconded by Mr. Vereen and unanimously carried it was moved that the September 15, 2020 minutes be approved as presented.

Res. 90:20. On motion of Mr. Geter and seconded by Mr. Vereen and unanimously carried it was moved that the October 20, 2020 minutes be approved as present.

Res. 91-20. On motion of Mr. Vereen and seconded by Mr. Geter and unanimously carried it was moved that the October 2020 Flow, Maintenance and Connection Reports be filed.

Res. 92:20. On motion of Mr. Kownacki and seconded by Mr. Geter and unanimously carried it was moved that the November 17, 2020 Schedule of Bills in the total amount of \$1,024,209.11 be accepted.

There was no public participation.

Mr. Filler reported that the Regional Sludge Management Committee will be meeting on December 16th via remote access and that the payments are current.

Mr. Filler reported that Mr. Jacobs has reviewed the application submitted by Flight Serve proposing construction of a 105,000 square foot hangar including 23,000 square feet of office/lobby space off Jack Stephan Way in Ewing Township; and

Res. 93:20. On motion of Mr. Geter and seconded by Mr. Vereen the following resolution was presented for adoption:

WHEREAS, FLIGHT SERV proposes construction of a 105,000 square foot hangar including 23,000 square feet of office/lobby space off Jack Stephan Way 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 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.

2. The Developer, at its own cost, shall provide all necessary easements to the Authority upon the request of the Authority.

3. The Developer shall revise its utility plans in accordance with such recommendations as the Authority's Engineer shall specify.

4. The Executive Director is hereby authorized to execute all forms necessary to obtain a NJDEP Permit.

5. The Authority hereby endorses this project and further certifies that said project meets the 208 Wastewater Management Plan requirements and expects to continue to meet the NJPDES Permit requirements.

6. This preliminary approval is granted pursuant to this Resolution shall expire ninety (90) days from the date hereof.

7. The Developer shall pay the appropriate connection and inspection fees.

8. The sewers shall conform to the Authority's Rules and Regulations.

9. This approval is subject to acceptance of the comments and conditions outlined in Jacobs Environmental Consulting's letter dated October 30, 2020.

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

Ayes: Messrs: Colavita, Geter, Kownacki, Lee and Vereen.

Nays: None.

Abstain: None.

Absent: Mr. Muzaffar.

Mr. Filler reported that Mr. Jacobs has reviewed the application submitted by The Trails at Princeton Pike proposing construction of 145 three-bedroom townhouses; 10 three bedroom apartments; 24 two-bedroom apartments; 8 one bedroom affordable apartment units; one two bedroom sales leasing office and one two bedroom managers unit on a 51.75 acre parcel located east of Lenox Drive and South of Meadow Road in Lawrence Township. An existing office building and open space occupies the rest of the parcel; and

Res. 94:20. On motion of Mr. Vereen and seconded by Mr. Lee carried the following resolution was presented for adoption:

WHEREAS, THE TRAILS AT PRINCETON PIKE proposes construction of 145 three-bedroom townhouses; 10 three bedroom apartments; 24 two-bedroom apartments; 8 one bedroom affordable apartment units; one two bedroom sales leasing office and one two bedroom managers unit on a 51.75 acre parcel located east of Lenox Drive and South of Meadow Road in Lawrence Township. An existing office building and open space occupies the rest of the parcel; 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 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.
2. The Developer, at its own cost, shall provide all necessary easements to the Authority upon the request of the Authority.
3. The Developer shall revise its utility plans in accordance with such recommendations as the Authority's Engineer shall specify.
4. The Executive Director is hereby authorized to execute all forms necessary to obtain a NJDEP Permit.
5. The Authority hereby endorses this project and further certifies that said project meets the 208 Wastewater Management Plan requirements and expects to continue to meet the NJPDES Permit requirements.
6. This preliminary approval granted pursuant to this Resolution shall expire ninety (90) days from the date hereof.
7. The Developer shall pay the appropriate connection and inspection fees.

8. The sewers shall conform to the Authority's Rules and Regulations.

9. This approval is subject to acceptance of the comments and conditions outlined in Jacobs Environmental Consulting's letter dated November 6, 2020.

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

Ayes: Messrs: Colavita, Geter, Kownacki, Lee and Vereen.

Nays: None.

Abstain: None.

Absent: Mr. Muzaffar.

Mr. Filler reported that Mr. Jacobs has reviewed the application submitted by Justice Grown to convert the existing Sparkling Pools building at 1761 N. Olden Avenue into a medical marijuana dispensing facility. The smaller building is being demolished and the other building is being converted into a 5,440 square foot retail/office building in Ewing Township; and

Res. 95:20. On motion of Mr. Colavita and seconded by Mr. Vereen the following resolution was presented for adoption:

WHEREAS, JUSTICE GROWN proposes to convert the existing Sparkling Pools building at 1761 N. Olden Avenue into a medical marijuana dispensing facility. The smaller building is being demolished and the other building is being converted into a 5,440 square foot retail/office building 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 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.

2. The Developer, at its own cost, shall provide all necessary easements to the Authority upon the request of the Authority.

3. The Developer shall revise its utility plans in accordance with such recommendations as the Authority's Engineer shall specify.

4. The Executive Director is hereby authorized to execute all forms necessary to obtain a NJDEP Permit.

5. The Authority hereby endorses this project and further certifies that said project meets the 208 Wastewater Management Plan requirements and expects to continue to meet the NJPDES Permit requirements.

6. This final approval granted pursuant to this Resolution shall expire two (2) years from the date hereof.

7. The developer shall pay the appropriate connection and inspection fees.

8. The sewers shall conform to the Authority's Rules and Regulations.

9. This approval is subject to acceptance of the comments and conditions outlined in Jacobs Environmental Consulting's letter dated November 5, 2020.

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

Ayes: Messrs: Colavita, Geter, Kownacki, Lee and Vereen.

Nays: None.

Abstain: None.

Absent: Mr. Muzaffar

Mr. Filler reported that Mr. Jacobs has reviewed the application submitted by Dunkin Donuts to demolish the two existing buildings on the site and construct a new 1,736 square foot Dunkin Donuts with a nine-car drive through at the corner of Grand Avenue and West Upper Ferry Road in Ewing Township; and

Res. 96:20. On motion of Mr. Colavita and seconded by Mr. Kownacki the following resolution was presented for adoption:

WHEREAS, DUNKIN DONUT'S proposes to demolish the two existing buildings on the site and construct a new 1,736 square foot Dunkin Donuts with a nine-car drive through at the corner of Grand Avenue and West Upper Ferry 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 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.

2. The Developer, at its own cost, shall provide all necessary easements to the Authority upon the request of the Authority.

3. The Developer shall revise its utility plans in accordance with such recommendations as the Authority's Engineer shall specify.

4. The Executive Director is hereby authorized to execute all forms necessary to obtain a NJDEP Permit.

5. The Authority hereby endorses this project and further certifies that said project meets the 208 Wastewater Management Plan requirements and expects to continue to meet the NJPDES Permit requirements.

6. This final approval granted pursuant to this Resolution shall expire two (2) years from the date hereof.

7. The developer shall pay the appropriate connection and inspection fees.

8. The sewers shall conform to the Authority's Rules and Regulations.

9. This approval is subject to acceptance of the comments and conditions outlined in Jacobs Environmental Consulting's letter dated November 12, 2020.

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

Ayes: Messrs: Colavita, Geter, Kownacki, Lee and Vereen.

Nays: None.

Abstain: None.

Absent: Mr. Muzaffar

Mr. Filler introduced Jerry Mitchell and Kori Donison of Arcadis who presented the Lawrence Township Condition and Capacity Analysis. The Board thanked them for their presentation and had no questions at the present time.

Mr. Filler advised the Board that Remington Vernick Engineers is requesting a change of scope budget increase for the Denow Road Parallel Sewer Main Plan and Profile in the amount of \$1,693.00.

Res. 97:20. On motion of Mr. Geter and seconded by Mr. Kownacki and unanimously carried it was moved that the request for the budget increase requested by Remington Vernick Engineers in the amount of \$1,693.00 be approved.

Mr. Filler advised the board that the owners of 2350 Pennington Road had entered into an agreement with Hopewell Township for connection to the Authority's sanitary sewer. Mr. Rank reviewed the contracts and advised that the language in the Agreement was not acceptable and recommended that the contracts be returned to Hopewell for revision.

Mr. Rank questioned the EDU calculation contained in the Trails at Princeton Pike application submitted and requested that Mr. Jacobs reconfirm of the information contained in Mr. Jacobs' recommendation.

Mr. Filler reported that in response to Governor Murphy's Mandate #192 that he had separated the Laborers and Mechanics into two shifts and that the Union had filed a Grievance in response as well as an Order to Show Cause with Temporary Restraints with the Public Employees Relation Committee and that Leslie London of McManimon & Scotland would be responding on behalf of the Authority.

Mr. Filler reported that Synnergy had received Planning Board on October 27, 2020 and were moving forward accordingly in the hopes of realizing Summer savings in energy generation.

Mr. Filler also reported that the 2019 Audit would be commencing on November 18, 2020 and the Authority's 2021 budget was being finalized by Authority staff.

Mr. Rank reported that discovery was proceeding in the Pact Two matter and that he would be meeting with Authority staff on November 18, 2020 to review the Discovery requests.

Mr. Rank reported that there had been a Telephone Conference with Judge Carchman on the US Homes matter earlier today and that Judge Carchman stated that Hopewell has to be a party to the Agreement on the matter.

Res. 98:20. On motion of Mr. Colavita and seconded by Mr. Vereen and unanimously carried, the meeting was adjourned at 1:10 pm.

Submitted by Susan Dorio for the
Ewing Lawrence Sewerage Authority