

The regular meeting of the Ewing-Lawrence Sewerage Authority was held on Tuesday, November 23, 2021 at 12:00 P.M. at 600 Whitehead Road, Lawrenceville, New Jersey 08648.

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

Absent and Excused: None

Also attending: Dennis Yoder of Remington Vernick Engineers and Leslie London, Esq., of McManimon & Scotland, Esqs.

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. 96:21. On motion of Mr. Muzaffar and seconded by Mr. Vereen and unanimously carried it was moved that the October 19, 2021, Meeting minutes be approved as presented.

Res. 97:21. On motion of Mr. Vereen and seconded by Mr. Geter and unanimously carried it was moved that the October 2021 Flow, Maintenance and Connection Reports be filed.

Res. 98:21. On motion of Mr. Vereen and seconded by Mr. Muzaffar and unanimously carried it was moved that the October 19, 2021, Schedule of Bills in the total amount of \$1,125,455.73 be accepted.

Mr. Filler advised that the Regional Sludge Management Committee would be meeting next on December 15<sup>th</sup> and that all payments are current.

Mr. Filler reported that bids were received on October 27, 2021, for Instrumentation and Appurtenances Inspection, Calibration, Certification, Emergency Service, Replacements and/or Additions. The only bid received was as follows:

ABB Automation, Inc.	\$1,347.00 per monthly inspection
Warminster, PA	\$668.00 per quarterly inspection
	\$150.00 labor (regular rate)
	\$150.00 labor (overtime)
	\$150.00 labor (double time)
	10% Material Handling Charge
	\$25,592.00 Estimated Annual Cost

Mark Colavita recommends that the contract be awarded to ABB Automation, Inc., as the lowest, responsible, responsive bidder.

Res. 99:21. On motion of Mr. Ryan and seconded by Mr. Geter and unanimously carried it was moved that contract for Instrumentation and Appurtenances Inspection, Calibration, Certification, Emergency Service, Replacements and/or Additions be awarded to ABB Automation, Inc., for a one year period in accordance with their bid received October 27, 2021 as the lowest, responsible, responsive bidder. Funds are available per the Availability of Funds certification of the Administrative Officer.

Mr. Filler reported that bids were received on October 27, 2021, for Carbon Replacement. The only bid received was as follows:

Nichem Co.	\$18,250.00
Newark, NJ	

Mark Colavita recommends that the contract be awarded to Nichem Co., as the lowest responsible, responsive bidder.

Res. 100:21. On motion of Mr. Geter and seconded by Mr. Kownacki and unanimously carried it was moved that the contract for Carbon Removal be awarded to Nichem Co., for a one year period in accordance with their bid received October 27, 2021 as the lowest, responsible, responsive bidder. Funds are available per the Availability of Funds certification of the Administrative Officer.

Mr. Filler reported that Mr. Jacobs had reviewed the application submitted by Heritage Court Phase 3 proposing construction of five apartment buildings including 7 studio apartments, 74 (1) bedroom apartments 52 (2) bedroom apartments and 5 (3) bedroom apartments at Railroad Street in Ewing Township; and

Res. 101:21. On motion of Mr. Lee and seconded by Mr. Geter and unanimously carried the following resolution was presented for adoption:

WHEREAS, Heritage Court, Phase 3proposes construction of five apartment buildings including 7 studio apartments, 74 (1) bedroom apartments 52 (2) bedroom apartments and 5 (3) bedroom apartments at Railroad Street 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 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 22, 2021.

Leslie London, Esq., of McManimon & Scotland reported that ELSA staff and representatives of CWA Local 1032 had successfully negotiated a (4) year contract beginning in 2022 through December 31, 2025. The ELSA board had previously approved the terms of conditions and the documents were now ready for signature.

Res. 102:21. On motion of Mr. Lee and seconded by Mr. Vereen and unanimously carried, the Executive Director is hereby authorized to execute the Memorandum of Agreement setting forth the terms and conditions of the Collective Bargaining Agreement between ELSA and CWA Local 1032 for the period January 1, 2022 through December 31, 2025.

Res. 103:21. On motion of Mr. Lee and seconded by Mr. Geter and unanimously carried the Executive Director is hereby authorized to execute the Collective Bargaining Agreement between ELSA and CWA Local 1032 for the period of January 1, 2022 through December 31, 2025.

Mr. Filler asked the Board to now consider salary increases for ELSA staff for the year 2022 in the amount of 2.6% commensurate with the amount to be received with ELSA Union employees.

Res. 104:21. On motion of Mr. Lee and seconded by Mr. Geter and unanimously carried, it was moved that ELSA non-union staff shall receive a 2.6 % salary increase beginning January 1, 2022.

Mr. Filler updated the Board as follows:

1. Available dates are needed from ELSA Finance Committee members to review the 2022 budget.
2. The Authority's updated Drug & Alcohol policy was undergoing attorney review
3. Dennis Yoder will be updating the Board on the status of the Denow Road and Jacobs Creek Road projects
4. The emergency repair of the Sullivan Way Force Main/Katzenbach School was on hold pending DEP approval of the TWA.
5. Synnergy is hoping the Solar Project will be able to move ahead in a few weeks.
6. A letter to the DEP regarding Nitrates was sent by the Authority in response to DEP meetings with Senator Turner.

Mr. Yoder advised that National Water Main was mobilizing with the intent of starting in Mid-December.

Mr. Rank reported:

1. The settlement agreement in US Homes v. ELSA had been voted on and passed by Hopewell on November 22, 2021 and passed 5-0.

Res. 105:21. On motion of Mr. Vereen and seconded by Mr. Kownacki and unanimously carried it was moved that the Executive Director be authorized to execute the Settlement Agreement in the matter of US Homes v. ELSA, et al.

2. A date for mediation in the Deer Valley lawsuit would be forthcoming

Res. 106:21. On motion of Mr. Vereen and seconded by Mr. Kownacki and unanimously carried, the meeting was adjourned at 12:50 pm.

Submitted by Susan Dorio for the  
Ewing Lawrence Sewerage Authority