

The regular meeting of the Ewing-Lawrence Sewerage Authority was held on Tuesday, October 16, 2018 at 600 Whitehead Road, Lawrenceville, New Jersey 08648.

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

Absent and excused: Joseph Cermele.

Also attending: Allan Jacobs of Jacobs Environmental, Inc.; Vance Stephens, ELSA Administrative Officer; Warren Broudy, Matthew Daly and Joseph Maruca of Mercadien; David Sopronyi and William Hill, ELSA Maintenance Supervisor.

Mr. Geter called the meeting to order and Mr. Filler 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 today would comply with the requirements of P.L. 1975, c. 127 (N.J.A.C. 17:27).

Res. 84:18. On motion of Mr. Colavita and seconded by Mr. Muzaffar and unanimously carried the September 18, 2018 minutes were approved as presented.

Res. 85:18. On motion of Mr. Colavita and seconded by Mr. Muzaffar and unanimously carried the September 2018 Flow, Maintenance and Connection Reports were ordered filed.

Res. 86:18. On motion of Mr. Muzaffar and seconded by Mr. Vereen it was moved that the October 16, 2018 Schedule of Bills in the total amount of \$877,184.99 be accepted.

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

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

Nays: None.

Absent: Mr. Cermele.

There was no public participation.

Mr. Filler updated the Board on the status of the Regional Sludge Maintenance Facility. He advised that they will be going to quarterly meetings after the first of the year.

Warren Broudy, Joseph Maruca and Matt Daly presented the annual audit for the period ending December 31, 2017 and thanked the Authority's staff for their cooperation.

Res. 87:18. On motion of Mr. Colavita and seconded by Mr. Lee the following resolution was presented for adoption:

WHEREAS, N.J.S.A. 40A:5A-15 requires the governing body of each local authority to cause an annual audit of its accounts to be made, and

WHEREAS, the annual audit report for the fiscal year ended December 31, 2017 has been completed and filed with the Ewing-Lawrence Sewerage Authority pursuant to N.J.S.A. 40A:5A-15, and

WHEREAS, N.J.S.A. 40A:5A-17 requires the governing body of each authority to, within 45 days of receipt of the annual audit, certify by resolution to the Local Finance Board each member thereof has personally reviewed the annual audit report, and specifically the sections of the audit report entitled "General Comments" and "Recommendations", and has evidenced same by group affidavit in the form prescribed by the Local Finance Board, and

WHEREAS, the members of the governing body have received the annual audit and have personally reviewed the annual audit, and have specifically reviewed the sections of the annual audit report entitled "General Comments" and "Recommendations" in accordance with N.J.S.A. 40A:5A-17,

NOW, THEREFORE, BE IT RESOLVED that the governing body of the Ewing-Lawrence Sewerage Authority hereby certifies to the Local Finance Board of the State of New Jersey that each governing body member has personally reviewed the annual audit report for the fiscal year ended December 31, 2017, and specifically has reviewed the sections of the audit report entitled "General Comments" and "Recommendations", and has evidenced same by group affidavit in the form prescribed by the Local Finance Board.

BE IT FURTHER RESOLVED that the secretary of the Authority is hereby directed to promptly submit to the Local Finance Board the aforesaid group affidavit, accompanied by a certified true copy of this resolution.

The above resolution was adopted on the following roll call vote:  
Ayes: Messrs. Cermele, Colavita, Geter, Lee, Muzaffar and Vereen.  
Nays: None.  
Absent: Mr. Cermele.

Mr. Stephens presented the 2019 Preliminary Budget to the Board. He advised that the 2019 Budget represents slightly more than a 2% increase over the 2018 Budget.

Res. 88:18. On motion of Mr. Colavita and seconded by Mr. Vereen the following resolution was presented for adoption:

## **2019 AUTHORITY BUDGET RESOLUTION**

### **Ewing Lawrence Sewerage Authority**

**FISCAL YEAR: FROM: January 1, 2019 TO: December 31, 2019**

WHEREAS, the Annual Budget and Capital Budget for the Ewing Lawrence Sewerage Authority for the fiscal year beginning, January 1, 2019 and ending, December 31, 2019 has been presented before the governing body of the Ewing Lawrence Sewerage Authority at its open public meeting of October 16, 2018; and

WHEREAS, the Annual Budget as introduced reflects Total Revenues of \$ 14,861,134.00, Total Appropriations, including any Accumulated Deficit if any, of \$ 15,461,134.00 and Total Unrestricted Net Position utilized of \$600,000.00; and

WHEREAS, the Capital Budget as introduced reflects Total Capital Appropriations of \$ 2,675,000.00 and Total Unrestricted Net Position planned to be utilized as funding thereof, of \$ 1,675,000; and

WHEREAS, the schedule of rates, fees and other charges in effect will produce sufficient revenues, together with all other anticipated revenues to satisfy all obligations to the holders of bonds of the Authority, to meet operating expenses, capital outlays, debt service requirements, and to provide for such reserves, all as may be required by law, regulation or terms of contracts and agreements; and

WHEREAS, the Capital Budget/Program, pursuant to N.J.A.C. 5:31-2, does not confer any authorization to raise or expend funds; rather it is a document to be used as part of the said Authority's planning and management objectives. Specific authorization to expend funds for the purposes described in this section of the budget, must be granted elsewhere; by bond resolution, by a project financing agreement, by resolution appropriating funds from the Renewal and Replacement Reserve or other means provided by law.

NOW, THEREFORE BE IT RESOLVED, by the governing body of the Ewing Lawrence Sewerage Authority, at an open public meeting held on October 16, 2018 that the Annual Budget, including all related schedules, and the Capital Budget/Program of the Ewing Lawrence Sewerage Authority for the fiscal year beginning, January 1, 2019 and ending, December 31, 2019 is hereby approved; and

BE IT FURTHER RESOLVED, that the anticipated revenues as reflected in the Annual Budget are of sufficient amount to meet all proposed expenditures/expenses and all covenants, terms and provisions as stipulated in the said Authority's outstanding debt obligations, capital lease arrangements, service contracts, and other pledged agreements; and

BE IT FURTHER RESOLVED, that the governing body of the Ewing Lawrence Sewerage Authority will consider the Annual Budget and Capital Budget/Program for adoption on December 18, 2018.

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

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

Nays: None.

Absent: Mr. Cermele.

Mr. Filler reported that bids were received on September 19, 2018 for Maintenance of Instrumentation, Controls and Variable Speed Drives. The bids received are as follows:

Municipal Maintenance Co. Cinnaminson, NJ	\$76,640
Longo Elec-Mechanical Wharton, NJ	\$78,790
Optimum Controls Corporation Reading, PA	\$82,527.20

William Hill recommends that the contract be awarded to Municipal Maintenance Co. as the lowest, responsible, responsive bidder.

Res. 89:18. On motion of Mr. Muzaffar and seconded by Mr. Lee it was moved that the contract for Maintenance of Instrumentation, Controls and Variable Speed Drives be awarded to Municipal Maintenance Co. of Cinnaminson, NJ for a one-year period in accordance with their bid submitted September 19, 2018 as the lowest, responsible, responsive bidder.

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

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

Nays: None.

Absent: Mr. Cermele.

Mr. Filler reported:

1. On October 3, 2018 ELSA representatives and Local 172 representatives met with PERC. Local 172 has withdrawn its unfair labor complaint. This issue will now go to mediation.
2. He has created a new position of Assistant Foreman to assist the current Foreman of Maintenance. Martin Gliem will be appointed to this position.
3. Parkway Town Center (General Motor site) – The Authority has gone out to bid for the Scotch Road Offset Manhole project. Since this project is being fast tracked Mr. Filler requested permission to award prior to the Authority's next meeting subject to recommendation by the Authority staff and Remington & Vernick Engineers.

Res. 90:18. On motion of Mr. Muzaffar and seconded by Mr. Vereen it was moved that the Authority award the Scotch Road Offset Manhole project to the lowest, responsible, responsive bidder, subject to recommendation by the Authority staff and Remington & Vernick Engineers.

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

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

Nays: None.

Absent: Mr. Cermele.

4. The Landwehr's easement job will be starting on October 22, 2018
5. The Authority will be evaluating proposals received for the Lawrence Flow Study
6. Synnergy has advised that they will be seeking preliminary and final approval from Hamilton Township on October 25, 2018.
7. The draft of Kleinfelder's response to Pact Two's claim will be completed by October 19, 2018.

Res. 91:18. On motion of Mr. Lee and seconded by Mr. Colavita and unanimously carried, the November 2018 meeting was moved to Tuesday, November 13, 2018 at 11:00 A.M.

Mr. Jacobs reviewed proposed changes to the Authority's Construction Rules and Regulations. A public hearing on these changes will be scheduled for December 18, 2018. He also advised that Phase 1 of River Links has been approved for connection.

Mr. Rank advised that he will be withdrawing the Authority's appeal of its 2009 NJPDES Permit. The Authority's new NJPDES permit has been issued and the Authority's will be addressing the Nitrate issue with the new permit.

Res. 92:18. On motion of Mr. Colavita and seconded by Mr. Lee and unanimously carried, the meeting was adjourned at 1:40 P.M.

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Secretary