

The regular meeting of the Ewing-Lawrence Sewerage Authority was held on Tuesday, July 21, 2020 at 12:00 P.M. at 600 Whitehead Road, Lawrenceville, New Jersey 08648 via teleconferencing.

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

Also attending: Allan Jacobs of Jacobs Environmental, Inc.; Vance Stephens, ELSA Administrative Officer; Leslie London, Esq., of McManimon & Scotland, Esqs.

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).

A moment of silence was observed honoring the memory of Phyllis Kownacki who was laid to rest today.

Res. 46:20. On motion of Mr. Geter and seconded by Mr. Vereen and unanimously carried the public hearing on the Authority's 2020 Budget was opened.

There were no public comments.

Res. 47:20. On motion of Mr. Geter and seconded by Mr. Vereen and unanimously carried the public hearing on the Authority's 2020 Budget was closed.

Res. 48:20. On motion of Mr. Vereen and seconded by Mr. Muzaffar it was moved that the following resolution be adopted:

2020 ADOPTED BUDGET RESOLUTION

Ewing Lawrence Sewerage Authority

FISCALYEAR: FROM: January 1, 2020 TO: DECEMBER 31, 2020

WHEREAS, the Annual Budget and Capital Budget for the Ewing Lawrence Sewerage Authority for the fiscal year beginning, January 1, 2020 and ending, December 31, 2020 has been presented for adoption before the governing body of the Ewing Lawrence Sewerage Authority at its open public meeting of July 21, 2020; and

WHEREAS, the Annual Budget as introduced reflects Total Revenues of \$14,955,752.00 Total Appropriations, including any Accumulated Deficit if any, of \$15,555,752.00 and Total Unrestricted Net Assets utilized of \$600,000.00; and

WHEREAS, the Capital Budget as introduced reflects Total Capital Appropriations of \$2,853,000.00 and Total Unrestricted Net Assets planned to be utilized as funding thereof, of \$1,753,000.00; and

NOW, THEREFORE BE IT RESOLVED, by the governing body of the Ewing Lawrence Sewerage Authority, at an open public meeting held on July 21, 2020 that the Annual Budget, and the Capital Budget/Program of the Ewing Lawrence Sewerage Authority for the fiscal year beginning, January 1, 2020 and ending, December 31, 2020 is hereby adopted and shall constitute appropriates for the purposes stated; and

BE IT FURTHER RESOLVED, that the Annual Budget and Capital Budget/program as presented for adoption reflects each item of revenue and appropriation in the same amount and title as set forth in the introduced and approved budget, including all amendments thereto, if any, which have been approved by the Director of the Division of Local Government Services.

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

Res. 49:20. On motion of Mr. Geter and seconded by Mr. Muzaffar it was moved that the June 16, 2020 minutes be approved as presented.

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

Res. 50:20. On motion of Mr. Vereen and seconded by Mr. Muzaffar it was moved that the June 2020 Flow, Maintenance and Connection Reports be filed.

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

Res. 51:20. On motion of Mr. Muzaffar and seconded by Mr. Vereen it was moved that the July 21, 2020 Schedule of Bills in the total amount of \$1,230,684.47 be accepted.

The above resolution was adopted on the following roll call vote:
Ayes: Messrs. Geter, Lee, Muzaffar and Vereen.

Nays: None.
Absent: Mr. Colavita and Mr. Kownacki

There was no public participation.

Mr. Colavita arrived at 12:15

Mr. Filler reported that the Regional Sludge Management Committee will be meeting quarterly.

Mr. Filler reported that bids were received on June 24, 2020 for Laboratory Testing Services. The only bid received was as follows:

ALS Environmental Middletown, PA	Estimated Annual Cost - \$30,780.00
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Michael Post recommends that the contract be awarded to ALS Environmental as the lowest, responsible, responsive bidder.

Res. 52:20. On motion of Mr. Geter and seconded by Mr. Muzaffar it was moved that contract for Laboratory Testing Services be awarded to ALS Environmental, Inc., for a one year period in accordance with their bid received June 24, 2020 as the lowest, responsible, responsive bidder. Funds are available per the Availability of Funds certification of the Administrative Officer.

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

Mr. Filler reported that bids were received on July 8, 2020 for Emergency Service, Repairs and Replacements for Mechanical Equipment. The bids received are as follows:

Municipal Maintenance Cinnaminson, NJ	Estimated Annual Cost - \$52,500.00
A.C. Schultes, Inc. Woodbury Heights, NJ	Estimated Annual Cost - \$48,425.00

William Hill recommends that the contract be awarded to A.C. Schultes, Inc., as the lowest, responsible, responsive bidder.

Res. 53:20. On motion of Mr. Colavita and seconded by Mr. Muzaffar it was moved that contract for Emergency Service, Repairs and Replacements for Mechanical Equipment be awarded to A.C. Schultes, Inc., for a one year period in accordance with their bid received July

8, 2020 as the lowest, responsible, responsive bidder. Funds are available per the Availability of Funds certification of the Administrative Officer.

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

Mr. Filler reported that bids were received on July 1, 2020 for Maintenance, Emergency Service, Replacements and/or Additions to Generators (Rebid). The one bid received was as follows:

Power Equipment Co. Moorestown, NJ	\$34,850.00 Estimated Annual Cost
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William Hill recommends that the contract be awarded to Power Equipment Co., as the lowest, responsible, responsive bidder.

Res. 54:20. On motion of Mr. Colavita and seconded by Mr. Geter it was moved that contract for Maintenance, Emergency Service, Replacements and/or Additions to Generators (Rebid) be Awarded to Power Equipment Co., for a one year period in accordance with their bid received July 1, 2020 as the lowest, responsible, responsive bidder. Funds are available per the Availability of Funds certification of the Administrative Officer.

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

Leslie London, Esq., of McManimon & Scotland, Esqs., reported that the Authority and Local 172 have been without a contract since December 31, 2017. After many attempts to resolve differences through negotiation and (3) three failed votes by Local 172 the parties agreed to non-binding mediation. The mediator, after failing to resolve differences requested the appointment of a Fact Finder. The Authority and Local 172 submitted to the Fact Finder their Final Offers and the Fact Finder proposed a middle ground attempting to bring conclusion. Local 172 members voted in favor of the Fact Finders recommendation.

Mr. Filler provided details and costs of the Fact Finders recommendation along with a summary of the Authority's Final Offer including details and costs.

Mr. Filler further advised that the Personnel Committee, (Mr. Geter and Mr. Colavita) recommended that the Authority Board reject the Fact Finder's recommendation and made a further recommendation enhancing the Authority's Final Offer to include a one time stipend payment (not retroactive pay for 2018) in recognition of employee service for 2018 in the amount of \$1,500.00 along with no change to payday schedule.

Res. 55:20, On motion of Mr. Lee and seconded by Mr. Colavita it was moved that Authority reject the Fact Finder's recommendation, acceptance of the Personnel Committee's Amended Final offer and that same be presented to counsel for Local 172 by Leslie London, Esq., on behalf of the Authority.

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

Mr. Rank reported to the Board on the status of the Hopewell developers litigation advising that after 3 Mediation sessions that pending receipt of the settlement documents, the agreement that was reached stated that the Authority would provide 610,090 gallons at a cost of 26.5 million dollars to be broken down as 16.5 million for capacity, 4 million in capital improvements and 6 million in connection fees with the first installment due and payable by December 31, 2020.

Res. 56:20, on motion of Mr. Geter and seconded by Mr. Colavita, it was moved that the Authority accept the settlement offer as presented by counsel and set forth above.

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

Mr. Jacobs reported to the Board on the status of the Denow Road Relief Sewer project indicating that the project is now 1/3 complete and should be completed by the end of August, 2020 barring any unforeseen issues.

Mr. Jacobs requested an engineering construction budget for the project in the sum of \$8,500.00.

Res. 58:20, on motion of Mr. Colavita and seconded by Mr. Muzaffar, it was moved that Jacobs Environmental Consulting's construction budget in the amount of \$8,500.00 be approved.

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

Mr. Jacobs reported to the Board on the status of the Lawrence Manhole Rehabilitation project indicating that 14 manholes were determined to be in need of repair – (7) will be reinforced with perma form; (7) are being replaced and (1) manhole is being added is being added to the project.

Mr. Jacobs requested an engineering construction budget for the project in the sum of \$8,500.00.

Res. 59:20, on motion of Mr. Colavita and seconded by Mr. Muzaffar, it was moved that Jacobs Environmental Consulting's construction budget in the amount of \$8,500.00 be approved.

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

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

Nays: None.

Absent: Mr. Kownacki

Res. 60:20 on motion of Mr. Colavita and seconded by Mr. Lee and unanimously carried, the meeting was adjourned at 1:11 pm.

Submitted by Susan Dorio for the
Ewing Lawrence Sewerage Authority