

MINUTES OF THE REGULAR MEETING OF THE MIDDLESEX COUNTY UTILITIES AUTHORITY – THURSDAY, APRIL 23, 2015 – 4:00 P.M.

A Regular Meeting of the Middlesex County Utilities Authority was held at the Authority Board Room, Main Street Extension, Sayreville, New Jersey on Thursday, April 23, 2015.

Notices of the meeting were mailed to the three counties and the News Media - The Courier News, The Star Ledger and The Home News Tribune in compliance with the Open Public Meetings Law and New Jersey Statutes.

The meeting was called to order by Chairman Ted Light at 4:00 P.M.

Present were: Chairman Ted Light; Commissioners: Edward Cohen, Jerome Convery, Wayne Hamilton, Joseph Juliano, Robert Karabinchak, Raymond Murray and James Zullo.

Absent were: Vice Chairman John Wiley; Commissioners: Linda Carter and Antonio Cruz.

Also present were: Executive Director, Richard L. Fitamant; John Hoffman, Esq., Construction/General Counsel; Dan Tanzi, Wastewater Division Manager and Karen Sissick, Acting Comptroller.

REGULAR MEETING

The meeting opened with the Pledge of Allegiance.

APPROVAL OF MINUTES

Motion for approval of the Minutes of the Regular Meeting of Thursday, March 26, 2015 was made by Commissioner Convery, seconded by Commissioner Karabinchak and carried.

Commissioner Murray abstained.

PUBLIC PORTION ON RESOLUTIONS

There were no comments from the public on any of the Resolutions

RESOLUTIONS

Resolution No. A-4-15-1-R

Pretreatment Permit Action Nos. 23164 and 05158

Resolution No. WW-4-15-2-A

Annual Appointment of Auditor for Wastewater 2015 – Wiss and Company, LLP – Not to Exceed \$51,000.00

Mr. Fitamant reported that a Finance Committee Meeting was held before the meeting today and discussions took place with regard to the Audit Services. Mr. Fitamant reported that the Fair and Open Process was followed. In response to the Request for Proposals for auditing services for the Wastewater Division, Wiss and Company was found to provide the most favorable price and proposal and recommended their appointment.

Resolution No. WW-4-15-3-R

Authorization to Extend Contract Term to May 31, 2016 – Contract 14-3-1(AC) – Transportation of MeadowLife Recycled Soil Product 6/2014 – 5/2016 – Not to Exceed \$688,138.00

Resolution No. WW-4-15-4-R

Change Order No. 1 to Contract 14-8-3(AC)/Sludge Management Facility Odor Control System Cleaning, Maintenance, and Appurtenant Work 2014-2016 – Cothery Construction Company, Inc.

Mr. Fitamant stated that this is a no cost change order for the reallocation of funds in the contract.

Resolution No. WW-4-15-5-R

Change Order No. 1 to Contract 15-1-1(AC) Stand-By Services for the Beneficial Use or Disposal of Wastewater Residuals 2015-2016 – Environmental Protection & Improvement Company, LLC

Mr. Fitamant reported that this resolution is to include an additional landfill to the Contractor's approved landfill disposal list.

Commissioner Juliano questioned when it would be necessary for the disposal of the wastewater residuals to be transported to places other than the MCUA's Landfill.

Mr. Fitamant responded stating that this standby agreement is to move sludge from the Treatment Plant Facility when the Duophase is shutdown for regular maintenance and when all the processed residual cannot be accepted at the MCUA's landfill.

Resolution No. WW-4-15-6-R

Emergency Purchase Order Approval Request for the Rental of Portable Generators and Cables for the Edison Pump Station – Foley Power Systems – Not to Exceed \$25,663.80

Resolution No. WW-4-15-7-R

Emergency Purchase Order Approval Request for the Procurement of Various Moyno Pump Parts at the Central Treatment Plant – Moyno, Inc. – Not to Exceed \$100,000.00

Mr. Fitamant reported that an Emergency Purchase Order was necessary for the procurement of various moyno pump parts that will exceed the MCUA's \$17,500 threshold. These parts are necessary for the Central Treatment plant to process sludge.

Resolution No. WW-4-15-8-R

Amendment No. 3 to Engineering Services to Provide Supplemental FEMA Related Technical Assessment and Reimbursement Services to the Authority for Storm Damage to the Authority's Facilities – Hatch Mott MacDonald

Mr. Fitamant reported that this resolution is for a time extension through May 31, 2015.

Resolution No. WW-4-15-9-R

Amendment No. 1 to Agreement for a Consulting Engineer for the Design and Bidding of a New Boiler Building and a New Warehouse Storage Building – Hatch Mott MacDonald

Mr. Fitamant reported that this resolution is for a time extension through April 30, 2016.

Resolution No. WW-4-15-10-R

Amendment No. 1 to Agreement for Engineering Consultant to Provide Design and Bidding Engineering Services Related to Permanent Restoration and Mitigation Improvements Due to Hurricane Sandy for the Authority's Sayreville Pump Station Mechanical, Electrical and Flood Control Systems – R3M Engineering, Inc.

Mr. Fitamant reported that this resolution is for a time extension to complete necessary engineering activities for the Hurricane Sandy work at the Sayreville Pumping Station following approval to fund restoration and mitigation activities by FEMA over the next several months.

Resolution No. SW-4-15-11-A

Annual Appointment of Auditor for Solid Waste 2015 – Wiss and Company, LLP – Not to Exceed \$49,000.00

Mr. Fitamant reported that this resolution is for the Auditor for the Solid Waste Division that is similar to the award to the Wastewater Division. The Fair and Open process was followed and the price and proposal were the most favorable to the Authority.

Resolution No. SW-4-15-12-R

Contract Award – Contract No. 15-2SW – Furnish and Deliver Landfill Side Cover Material at the Middlesex County Landfill – Stavola Construction Materials, Inc. – Not to Exceed \$285,600.00

The above resolutions were presented and moved for adoption by Commissioner Hamilton. The motion was seconded by Commissioner Zullo and the following members voted Aye:

Chairman Light; Commissioners: Cohen, Convery, Hamilton, Juliano, Karabinchak, Murray and Zullo.

Nays: None

(See Appendix Nos. 1-12)

PUBLIC

There were no members from the Public that wished to address the Board.

COMMITTEE REPORTS

Engineering

Commissioner Cohen stated that an Engineering Committee Meeting will be held on May 28, 2015 at 3:00.

Personnel

Commissioner Convery reported that a Personnel Committee meeting took place today to discuss the Executive Director's Performance Evaluation. It was a unanimous decision to approve Mr. Fitamant's Review and also agreed that the Executive Director is doing an excellent job.

Finance

Commissioner Hamilton reported that a Finance Committee meeting was held to discuss the Proposals for the 2015 Audit and also discussed was the advertisement and solicitation for the Treasurer/Comptroller and Assistant Treasurer/Comptroller positions. Applications will be received through the end of May and the Committee would like to meet at 3:00 on May 28th to start the review process.

NEW BUSINESS

Mr. Fitamant reported that at the last meeting the Commissioners were looking for an update with regard to Hurricane Sandy. Mr. Fitamant provided the Commissioners with a summary of the status of FEMA payments to date. The key points discussed were that the total project expenses estimated for the completion of Hurricane Sandy related activities are \$122,139,936. Grant proceeds to MCUA from FEMA are expected to be approximately \$101 million. The MCUA expended \$31 million to date and received grant proceeds in the amount of \$10 million with an additional \$7 million that are currently under review.

Commissioner Hamilton questioned the status of the short term financing authorized for Authority expenses in light of the outlay for Hurricane Sandy repairs to date.

Mr. Fitamant responded that to date, it has not been necessary to draw these funds.

A copy of the Wastewater Division and Solid Waste Division Bill Lists were distributed to the Commissioners

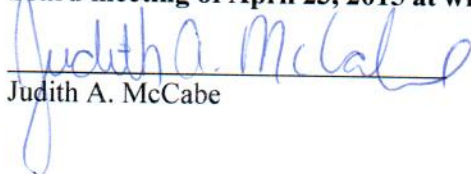
EXECUTIVE SESSION

A motion was made by Commissioner Convery to enter into Executive Session, seconded by Commissioner Murray and carried.

Upon completion of the Executive Session, Mr. Hoffman, Esq. reported that during Executive Session a lawsuit by the clambers against the MCUA and Fifteen (15) other Utilities Authorities in connection with Hurricane Sandy was discussed. Also discussed were claims and Change Orders with respect to Metra in connection with ongoing work for the Main Trunk Sewer Rehabilitation. No action will be taken on either item today.

There being no further business, Chairman Light called for a motion to adjourn. Motion was made by Commissioner Convery at 5:15 p.m., seconded by Commissioner Murray and carried.

I hereby certify that these minutes are a true and accurate summary of that which transpired at the MCUA board meeting of April 23, 2015 at which I was present.


Judith A. McCabe