

MINUTES OF THE REGULAR MEETING OF THE MIDDLESEX COUNTY UTILITIES AUTHORITY – THURSDAY, JANUARY 28, 2016 – 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, January 28, 2016.

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: Vice Chairman John Wiley; Commissioners: Linda Carter, Jerome Convery, Wayne Hamilton, Joseph Juliano and Raymond Murray.

Absent were: Chairman Ted Light; Commissioners Edward Cohen, Antonio Cruz, Robert Karabinchak and James Zullo.

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

REGULAR MEETING

OATH OF OFFICE

Vice Chairman John Wiley suggested a moment of silence for Rose Mary Light, spouse of chairman Light.

John Hoffman administered the Oath of Office to Linda Carter. The Board congratulated Commissioner Carter on her reappointment as Commissioner.

The meeting opened with the Pledge of Allegiance.

APPROVAL OF MINUTES

Motion for approval of the Minutes of the Regular Meeting of Thursday, December 22, 2015 was made by Commissioner Hamilton, seconded by Commissioner Murray and carried.

PUBLIC PORTION ON RESOLUTIONS

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

RESOLUTIONS

Resolution No. WW-1-16-1-R

Pretreatment Permit Action Nos. 28074, 20050, 07191 and 05056

Resolution No. WW-1-16-2-R

Amendment No. 2 to Agreement for Consulting Engineer for the Design and Bidding of a New Boiler Building and a New Warehouse Storage Building – Hatch Mott MacDonald

Resolution No. WW-1-16-3-R

Amendment No. 3 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. – Not to Exceed \$899,994.00

Mr. Fitamant reported that this amendment is to the initial Engineering contract from 2012. A time extension through July 1, 2016 is necessary to complete the contract. The Fair and Open process of the pay to play act was followed and the MCUA received one response to a Request for Qualifications from R3M Engineering and staff is recommending the award to R3M.

Resolution No. WW-1-16-4-R

Contract Award – Engineering Services During Construction of Contract 14-1-4(SPS)/Flood Mitigation and Permanent Restoration of Sayreville Pump Station - R3M Engineering, Inc. – Not to Exceed \$7,266,160.00

Mr. Fitamant reported that this is for Engineering services during the Construction Phase of Contract 14-1-4(SPS), which is a \$68 million contract. The Fair and Open process of the pay to play act was followed. R3M Engineering was the sole response received. The Authority requested a proposal from R3M Engineering and staff is recommending the award for this 900 day contract.

Resolution No. WW-1-16-5-R

Contract Award – Engineering Services Related to Planning, Design, Construction Monitoring, Regulatory & Permit Requirements Related to Air Emissions, Groundwater Monitoring, and Above Ground Storage Tank for the Wastewater Division 2016 – CDM Smith – Not to Exceed \$109,289.00

Mr. Fitamant reported that this contract award is for engineering services related to planning, design and construction monitoring, regulatory and permit requirements. The Fair and Open process of the Pay to Play act were followed and the Authority received one (1) response from CDM Smith. A Request for Proposal was requested and the Authority is recommending this award to CDM Smith.

Resolution No. WW-1-16-6-R

Contract Award – Air Monitoring Engineering Services at the Central Treatment Plant 2016 – TRC Environmental Corp. – Not to Exceed \$243,500.00

Mr. Fitamant reported that two (2) responses to the Request for Qualifications for Air Monitoring engineering services were received. Based on review of these qualifications, staff found TRC Environmental Corp. to be the most qualified firm and a Request for Proposal was sent to them. Staff recommends this award to TRC Environmental Corp.

Resolution No. WW-1-16-7-R

Change Order No. 1 to Contract 14-9-4(CTP) Thickener Tank Overflow Screening Facility – Allied Construction Group, Inc.

Resolution No. A-1-16-8-R

Resolution Confirming Amounts of Overpayments of Annual Charges by Certain Participants for the Treatment and Disposal of Sewage for the Year 2015

Mr. Fitamant reported that this resolution is for the 2015 year end actual charges from Participants that have an overpayment. These participants will be notified, certified mail, by February 1, 2016 of their overpayment. These towns will have an option to be issued a check or a credit to their 1st quarter invoice.

Resolution No. A-1-16-9-R

Resolution Confirming Amounts of Deficiency in Payment of Annual Charges by Certain Participants for Treatment and Disposal of Sewage for the Year 2015

Mr. Fitamant reported that this resolution is for the 2015 year end actual charges from Participants that have a Deficiency due to payment being insufficient to their flow and loadings and looking for payments from these Participants, which will be notified by February 1, 2016.

Resolution No. A-1-16-10-R

Resolution Confirming Estimate of Sewage and Annual Charges to Participants for the Year 2016

Mr. Fitamant stated that this resolution is required as part of the Participant Agreements to certify the estimated annual charges for calendar year 2016 that were approved through the budget process at the November, 2015 Board meeting. A total of approximately \$84 million is budgeted to be raised from the Participants to be paid quarterly. An Interim billing adjustment to several towns as a result of new sampling equipment being used in 2016 was approved through Resolution No. A-11-15-5-R. This adjustment will reduce the estimated quarterly charges received which will be trued up by end of the year to establish final charges based on actual flows and loadings.

Resolution No. SW/WW-1-16-11-R

Amendment No. 1 to Agreement for General and Construction Counsel 2015 – Wilentz, Goldman & Spitzer, P.A. – Not to Exceed \$655,000.00

Mr. Fitamant reported that this resolution is for an amendment to the construction counsel agreement. Additional funds are needed specifically with respect to experts in the Spectraserv Litigation. The Fair and Open process of the pay to play act were followed. WGS was the sole provider and a request for proposal was requested. Staff recommends the award to WGS.

Resolution No. SW-1-16-12-R

Authorization to Execute Tier One Agreements for Solid Waste Disposal Services with County Government and Municipalities

Resolution No. SW-1-16-13-R

Authorization to Execute Agreements for Tier One Solid Waste Disposal Services with Private Haulers and Generators

Resolution No. SW-1-16-14-R

Amendment to Solid Waste Division Policies and Procedures for the Middlesex County Landfill

The above resolutions were presented and moved by Commissioner Convery. The motion was seconded by Commissioner Carter and the following members voted Aye:

Vice Chairman Wiley; Commissioners: Carter, Convery, Hamilton, Juliano and Murray.

Nays: None

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

Mr. Fitamant reported that the next board meeting will be held on February 25, 2016 at 3:30 p.m.

There being no further business, Vice Chairman Wiley called for a motion to adjourn. Motion was made by Commissioner Carter at 4:40 p.m., seconded by Commissioner Hamilton and carried.

I hereby certify that these minutes are a true and accurate summary of that which transpired at the MCUA board meeting of January 28, 2016 at which I was present.



Judith A. McCabe