

MINUTES OF THE REGULAR MEETING OF THE MIDDLESEX COUNTY UTILITIES AUTHORITY – THURSDAY– APRIL 27, 2017 – 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 27, 2017.

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: Robert Diehl, Allan Jacobs, Joseph Juliano, Raymond Murray and James Zullo.

Absent was: Vice Chairman John Wiley, Commissioners: Linda Carter, Jerome Convery and Antonio Cruz

Also present were: Executive Director, Richard L. Fitamant; James Polles, Esq., Construction/General Counsel and Karen Sissick, 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 23, 2017 was made by Commissioner Murray seconded by Commissioner Juliano and carried.

PUBLIC PORTION ON RESOLUTIONS

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

RESOLUTIONS

Resolution No. A-4-17-1-R

Authorization to Award and Rebid Contract 17-3-2(CTP)(Rebid) Supply & Delivery of Catalog Purchased Health & Safety Supplies 2017-2018 – Airgas USA, LLC. – Not to Exceed \$80,000.00

Mr. Fitamant reported that three (3) bids were received and two (2) of the bids were deemed non responsive. The Authority will receive a 15% discount on catalog purchases for health and safety supplies from Airgas USA, LLC.

Resolution No. WW-4-17-2-R

Authorization to Rebid - Contract 17-3-1(CTP) Purchase and Deliver JLG Telehandler, Cat Forklift, and Club Car Golf Carts

Mr. Fitamant reported that only one bid was received but was deemed non-responsive.

Resolution No. WW-4-17-3-R

Authorization to Rebid – Contract 16-12-3(LM) Provide SMR Cromerr Compliant IPP Software

Mr. Fitamant reported that no bids were received. The MCUA is looking to modify some terms in the contract and advertise and rebid.

Commissioner Jacobs questioned why no bids were received.

Mr. Fitamant reported that one bid was received but the bid could not be accepted since it was late.

Resolution No. WW-4-17-4-R

Contract Award – Professional Engineering Construction Management Services During the Construction of Contract 14-1-4(SPS)(Rebid)/Flood Mitigation and Permanent Restoration for Sayreville Pump Station and Contract 14-3-2(EPS)/Restoration and Flood Mitigation for the Edison Pump Station – Arcadis – Not to Exceed \$500,000.00

Mr. Fitamant reported that the MCUA is looking to engage the firm of Arcadis. The Fair and Open Procurement process was followed. The Authority reviewed seven (7) firms that submitted Qualification and a determination was made that Arcadis was the most suited. Staff is looking to complete the scope of work and looking to make an award for \$500,000 for the first year.

Resolution No. WW-4-17-5-R

Contract Award - Pipeline Structural Engineering Services 2017 – Pure Technologies U.S., Inc. – Not to Exceed \$440,067.51

Mr. Fitamant reported that the Fair and Open Procurement process was followed to select a consultant to provide Pipeline Structural Engineering Services. The MCUA received four (4) responses to a Request for Qualifications and Pure Technologies US, Inc. was deemed to be the most qualified and selected to provide the services. The MCUA is looking to add inspection of the 54" PCCP sludge return pipeline to the scope of services

Resolution No. SW/WW-4-17-6-R

Continuing Services Related to Medical Surveillance Program Services 5/16-4/17 – JFK Medical Center

Mr. Fitamant reported that this Resolution is for a 92 day time extension through July 31, 2017 in order to procure a replacement Agreement for Medical Surveillance Services. JFK is in the process of moving their occupational Health Services clinic to Woodbridge. No responses to an initial Request for Qualifications were received.

Resolution No. WW-4-17-7-R

Authorized Funding Increase to Contract 16-1-2(CTP)/Supply & Delivery of Catalog Purchased Power Train Parts and Supplies 2016-2017 – Kaman Industrial Technologies Corp. and Motion Industries – Not to Exceed \$300,000.00

Mr. Fitamant reported that this resolution is necessary to increase the original contract by \$100,000 for Catalog purchases.

Resolution No. WW-4-17-8-R

Authorization to Extend Contract Term to May 31, 2018 – Contract 16-3-2(AC) – Transportation of MeadowLife Recycled Soil Product 6/2016-5/2018 – Woolston Construction Co. – Not to Exceed \$566,716.500

Resolution No. WW-4-17-9-R – Change Order No. 4 to Contract 13-8-8(AC) Maintenance of Sludge Processors – Cothery Construction Company, Inc.

Resolution No. WW-4-17-10-

Change Order No. 3 to Contract 13-10-2(CTP) Final Clarifier Equipment Rehabilitation – Phase II – Allied Construction Group, Inc. – (\$69,679.68)

Mr. Fitamant reported that this resolution is for a Final Quantities Change Order, which results in a credit to the MCUA in the amount of \$69,679.68.

Resolution No. WW-4-17-11-R

Change Order No. 1 to Contract 16-11-1(AC) Stand-By Services for the Beneficial Use or Disposal of Wastewater Residuals 2017-2018 – Environmental Protection & Improvement Company, LLC.

Mr. Fitamant reported that this resolution is to add an additional landfill to the Contract as an approved disposal location under for the stand by services contract for the disposal of sludge.

Resolution No. WW-4-17-12-R

Authorized Funding Increase to Award Agreement for Engineering Services Related to Electrical Power Distribution System Modeling & Analysis – Schweitzer Engineering Laboratories, Inc. – Not to Exceed \$250,000.00

Mr. Fitamant reported that this resolution is for a funding increase of \$250,000.00 for services related to the Electrical Power Distribution System Modeling and Analysis.

Resolution No. WW-4-17-13-R

Amendment No. 3 to Agreement for Engineering Services Related to Planning, Design, Construction Monitoring, Regulatory & Permit Requirements Related to Air Emissions, Groundwater Monitoring, and Above Ground Storage Tanks for the Wastewater Division 2016 – CDM Smith – Not to Exceed \$15,000.00

Mr. Fitamant reported that the Fair and Open Procurement process was followed and CDM Smith was selected to provide LSRP Engineering Services for an additional twelve month period. Mr. Fitamant further explained that in 2016 a change has been made to utilize the services of T&M Associates and CDM Smith was awarded a contract for a transition period. There is a final report that is due but is unknown as to when the NJDEP will approve this report. Follow up on a Final Report submitted to NJDEP may be necessary. This Amendment will enable CDM to respond to NJDEP comments.

Resolution NO. WW-4-17-14-R

Approval of Consent Agreement and Final Order Between the United States Environmental Protection Agency and Middlesex County Utilities Authority

Mr. Fitamant reported that this resolution deals with a violation issued by the USEPA after an inspection of electrical transformers that contain PCB's that leaked onto the concrete pads. Thanks to Kevin Aiello and Dan Tanzi, this fine was reduced from over \$100,000. to \$22,900.00.

Commissioner Zullo questioned how the leak occurred.

Mr. Fitamant reported that evidence of the cleanup of a small leak was observed but documentation for the cleanup was not available.

Mr. Kevin Aiello further reported that there is no limit on the quantity of PCB's that is leaked. If a drop drips, you have 48 hours to clean it up. It was dropped on the pad, not a spill. This was cleaned up but the MCUA failed to engage a cleanup company to handle the small drip that was contained on the concrete pad. The concrete was stained so a violation was issued for a discharge in an unauthorized manner.

Resolution No. A-4-17-15-R

Resolution of the Middlesex County Utilities Authority Amending the Authority's Cash Management Plan to Provide for Provident Bank, as the Authority's Authorized Depository, to Permit Beacon Trust to Utilize Charles Schwab & Company as Custodian for the Investment of the Landfill Closure Funds Account

Mr. Fitamant reported that this resolution is for Provident Bank and their investment branch, Beacon Trust, to utilize the services of Charles Schwab to facilitate security trading on behalf of the MCUA.

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

Chairman Light; Commissioners: Diehl, Jacobs, Juliano, Murray and Zullo.

Nays: None

(See Appendix Nos. 1-15)


COMMITTEE REPORTS

Commissioner Murray reported that an Engineering Committee Meeting was held. Discussions regarding the engagement of a construction management consultant to oversee the Sayreville and Edison Pump Station Rehabilitation projects took place, along with discussions regarding the scope of services. Commissioner Murray further explained that the MCUA is planning on submitting the cost for this Consultant to FEMA for reimbursement since these services are related to Hurricane Sandy.

Discussions also took place regarding the Value Engineering proposal for moving the electrical power generators from a new building into four separate structures and would result in the elimination of the central diesel fueling stations. Based on the recommendation of R3M Engineering, Inc., all were in agreement that this is not in the best interest of the Authority to pursue the proposal.

There being no further business, Chairman Light called for a motion to adjourn. Motion was made by Commissioner Murray at 4:40 p.m., seconded by Commissioner Juliano 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 27, 2017 at which I was present.


Judith A. McCabe