

**MINUTES OF THE REGULAR MEETING OF THE MIDDLESEX COUNTY UTILITIES
AUTHORITY —APRIL 27, 2021 — 4:00 P.M.**

A Regular Meeting of the Middlesex County Utilities Authority was held via Teleconference on Tuesday, April 27, 2021.

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

The meeting was called to order at 4:00 P.M.

Present were: Chairman John Wiley; Vice Chairman Ted Light; Commissioners: Jerome Convery, Antonio Cruz, Robert Diehl, Allan Jacobs, Joseph Juliano, Raymond Murray, Rebecca Williams and James Zullo.

Also present were: Executive Director, Joseph Cryan, William Northgrave, Esq., Leslie London, Esq. and Karen Sissick, Comptroller.

The meeting opened with the Pledge of Allegiance.

APPROVAL OF MINUTES

Motion for approval of the Minutes of the Regular Meeting Tuesday, March 23, 2021 was made by Commissioner Murray seconded by Commissioner Convery and carried.

Abstain: Commissioner Juliano

COMMITTEE REPORTS

Engineering Committee

Commissioner Murray reported that the Committee spoke about various professional contracts, contract awards and change orders on today's agenda. Also discussed was the progress of the Sayreville Pump Station FEMA Project, which is 98.4% paid to the contractor and is scheduled for substantial completion by May 3, 2021. Also discussed was the IBank financing.

Administration/Legal Committee

An Administration/Legal Committee meeting was held on Monday, April 26, 2021

EXECUTIVE SESSION

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

Upon completion of the Executive Session, Ms. London reported that during Executive Session, various contract updates were discussed. Action will be taken on two items on the Agenda as part of approval today.

PUBLIC PORTION ON RESOLUTIONS.

Chairman Wiley asked if anyone from the Public wished to address the board and acknowledged Charles Kratovil. Mr. Kratovil questioned Resolution No. WW-4-21-10-R.

Mr. Cryan responded stating that the exceedance was for sulfur at .01%

Mr. Kratovil question Resolution No. SW/WW-4-21-20-R.

Mr. Northgrave explained that there are a few issues that need to be addressed and evaluated at the JIF. Conversations are ongoing.

Chairman Wiley further explained that the purpose of this resolution to for an updated appraisal of the Authority's operations.

Mr. Kratovil questioned Resolutions from Executive Session – Resolution Nos. A-4-21-24-R and SW-4-21-25-R.

Ms. London, Esq. explained the gas sale is an opportunity to monetize the sale of the gas at the Landfill with Trident, which is still in negotiations.

Mr. Northgrave reported on resolution No. SW-4-21-25-R explaining the ownership issues, which have been investigated as part of the Authority's due diligence to locate the current owner. The authority is now comfortable to eliminate the exclusion of that lot that would impact revenue to the Authority.

The Executive Director gave a brief summary on each of the Resolutions listed below:

RESOLUTIONS

- a. **Resolution No. A-4-21-1-R - Pretreatment Permit Action Nos. 02237, 02225, 05193, 19173, and 28099**
- b. **Resolution No. WW-4-21-2-R – Authorizing Contract Award for Contract No. 21-3-1 (CTP) / Catalog Purchased Health & Safety Supplies 2021-2023 – Stauffer Manufacturing Co., Inc. /dba Stauffer Glove & Safety, Airgas USA, LLC. And A&M Industrial, Inc. – Not to Exceed \$80,000.00**
- c. **Resolution No. WW-4-21-3-R – Authorizing Contract Award - Repair Parts Service for Muffin Monster 2021 – JWC Environmental, Inc - \$50,000.00**
- d. **Resolution No. WW-4-21-4-R –Authorizing Approval of Agreement with R3M Engineering for Design and Bid for Bound Brook Pump Station Replacement – Not to Exceed \$355,490.00**

- e. **Resolution No. WW-4-21-5-R – Authorizing Approval of Amendment No. 2 to Agreement with Greener by Design for Professional Engineering and Advisory Services Related to Clean and Renewable Energy Sources During 2020 – Time Extension to 12/31/21**
- f. **Resolution No. WW-4-21-6-R – Authorizing Funding Increase for Agreement with Schweitzer Engineering Laboratories, Inc. for Engineering Services Related to Electrical Power Distribution System Modeling & Analysis – Not to Exceed \$240,000.00 (Revised Authorized Funding - \$932,800.00)**
- g. **Resolution No. WW-4-21-7-R – Authorizing Approval of Extension of Time to Complete Scope of Work and Funding Increase for Contract 16-12-1(CTP) with Remington Vernick Engineers for Professional Engineering Services for Design and Development of Standby Contract for Supplemental Outfalls – Not to Exceed \$10,000.00 (Revised Authorized Funding of \$1,468,270.00)**
- i. **Resolution No. WW-4-21-9-R – Authorizing Approval of Amendment No. 2 to Agreement with EI Associates for Professional On-Call Architectural and Engineering Services 2020 – Not to Exceed \$137,137.60 (Revised Authorized Funding of \$419,784.80)**
- j. **Resolution No. WW-4-21-10-R – Approval of Payment to the New Jersey Department of Environmental Protection**
- k. **Resolution No. WW-4-21-11-R – Resolution of the Middlesex County Utilities Authority Approving Recommendations Regarding a Shortlist of Qualified Respondents in Accordance with the Public-Private Partnership (P3) Process for the Development of a Gasification/Pyrolysis Facility**
- l. **Resolution No. WW-4-21-12-R – Authorizing Change Order No. 1 for Contract 19-9-4(CTP) – Allen Bradley Equipment Maintenance Service and Parts Procurement 2019-2021– Turtle & Hughes, Inc. – Not to Exceed \$125,000 (Revised Authorized Funding of \$858,120.00)**
- m. **Resolution No. WW-4-21-13-R – Authorizing Change Order No. 1 for Contract 19-9-5 (CTP) – MCUA Scada and Network Security Enhancement – Automatech – Not to Exceed \$60,000.00 (Revised Authorized Funding \$331,710.00)**
- n. **Resolution No. WW-4-21-14-R – Resolution Authorizing the Award of a Contract Pursuant to N.J.S.A. 19:44A-20.4 to Miele Professional, Inc. for the Purchase of Dishwashers, Repairs and Miscellaneous Supplies for the Lab – Not to Exceed \$40,000.00**
- o. **Resolution No. SW/WW-4-21-15-R -Contract Award for Financial Edge Software Upgrade and Support – BlackBaud – Not to Exceed \$19,500.00**
- p. **Resolution No. WW-4-21-16-R - Resolution of Middlesex County Utilities Authority Authorizing Filing of Applications for Interim and Permanent Loans, and to the Extent Available, Grants, From the State FY 2021-22 New Jersey Infrastructure Bank Financing Program for Various Sewer Division Projects**

- q. **Resolution No. WW-4-21-17-R – Authorizing Contract Award – Contract No. 21-4-1(AC) / Supply & Delivery of Moyno Progressive Cavity Pump Spare Parts 2021-2023 – Dave Heiner Associates – Not to Exceed \$2,040,680.00**
- r. **Resolution No. WW-4-21-18-R – Authorizing Approval of Agreement with Greeley and Hanson for Expert Professional Engineering Services in Support of MCUA Renewable Energy Program – Not to Exceed \$365,623.00**
- s. **Resolution No. SW-4-21-19-R – Authoring Contract Award - Contract No. 21-5SW – Furnishing Maintenance, Parts and Repairs for a Volvo A40G Articulated Dump Truck for the Middlesex County Landfill – Hoffman International, Inc. – Not to Exceed \$53,100.00**
- t. **Resolution No. SW/WW-4-21-20-R- Authorizing Approval of Agreement with Assetworks Risk Management, Inc. for Appraisal Services for the Solid Waste and Wastewater Divisions – Not to Exceed \$16,400.00**
- u. **Resolution No. SW-4-21-21-R – Resolution Authorizing the Award of a Contract Pursuant to N.J.S.A. 19:44A-20.4 to Metta Technologies for the Purchase of Portable Litter Fencing for the Middlesex County Landfill – Not to Exceed \$20,165.00**
- v. **Resolution No. SW-4-21-22-R - Resolution Authorizing the Execution of a Contract with Foley, Incorporated for the Certified Rebuild of a Caterpillar Compactor 826H through the Educational Services Commission Of New Jersey Cooperative – Not to Exceed \$575,435.00**
- w. **Resolution No. SW-4-21-23-R – Authorizing Approval of Change Order No. 2 (No Cost) to Contract No. 20-8SW – Improvements at LCM 1A Pump Station at the Middlesex County Landfill – Stone Hill Contracting Co., Inc.**
- x. **Resolution No. A-4-21-24-R – Resolution Authorizing Continued Negotiations and Execution of a Landfill Gas Sale and Purchase Agreement with Trident Group, LLC**
- y. **Resolution No. SW-4-21-25-R – Resolution of the Middlesex County Utilities Authority Authorizing an Amendment to the Ground Lease with 39 Edgeboro Road Urban Renewal, LLC.**

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

Chairman Wiley, Vice Chairman Light; Commissioners: Convery, Cruz, Diehl, Jacobs, Juliano, Murray, Williams and Zullo.

Nays: None

(See Appendix Nos. 1-7 and 9-25)

The following resolution was presented and moved for adoption by Commissioner Cruz. The motions was seconded by Commissioner Williams and the following members voted Aye:

Chairman Wiley; Vice Chairman Light; Commissioners: Convery, Cruz, Diehl, Jacobs, Juliano, Murray and Williams.

Nays: None

Abstain: Commissioner Zullo

- h. Resolution No. WW-4-21-8-R – Authorizing Approval of Agreement with T&M Associates for the Performance of Professional Engineering, Planning, Design, Construction Monitoring, Regulatory & Permit Requirements Services Related to Air Emissions & Above Ground Storage Tanks for the Wastewater Division - 2021 – Not to Exceed \$120,000.00**

Motion to approve the Solid Waste Division and Wastewater Division Payment of Bills was moved by Vice Chairman Light. The motion was seconded by Commissioner Cruz and carried.

PUBLIC


Chairman Wiley asked if anyone from the Public wished to address the board and recognized Mr. Charles Kratovil. Mr. Kratovil spoke about the matter of the gas power plant (CPV) that he questioned last month wanting to know if the board shares his concerns.

Chairman Wiley clarified the Authority's role at the present time is to provide water, which will be turned into steam.

Mr. Kratovil reiterated that gas fired power plants are not a good idea and wrong move for 2021.

There being no further business, Chairman Wiley called for a motion to adjourn. Motion was made by Commissioner Williams at 5:25 p.m., seconded by Commissioner Jacobs 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, 2021 at which I was present.


Judith A. McCabe