

MINUTES OF THE ORGANIZATION AND REGULAR MEETING OF THE MIDDLESEX COUNTY UTILITIES AUTHORITY – TUESDAY, FEBRUARY 28, 2023 – 4:00 P.M.

The Organization and Regular Meeting of the Middlesex County Utilities Authority was held at the Authority Board Room, Main Street Extension, Sayreville, New Jersey on Tuesday, February 28, 2023.

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 by Chairman John Wiley at 4:00 P.M.

Present were: Chairman John Wiley; Commissioners: James Baker, Stacy Bravman, Jerome Convery, Antonio Cruz, Joseph Juliano, Raymond Murray, William Thomas and James Zullo.

Absent were: Vice Chairman Ted Light and Commissioner Robert Diehl

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

ORGANIZATION MEETING

The meeting opened with the Pledge of Allegiance and turned over to Mr. Northgrave to serve a Chair Pro Tem.

ELECTION OF OFFICERS

The first order of business was the Election of Officers for the year 2023. Mr. Northgrave. stated that nominations were in order for the election of Chairman of the Middlesex County Utilities Authority for the year 2023.

Commissioner Baker nominated John Wiley to the position of Chairman. Commissioner Cruz seconded the nomination.

There being no other nominations, the following members voted Aye to appoint John Wiley as Chairman of the MCUA.

Commissioners: Baker, Bravman, Convery, Cruz, Juliano, Murray, Thomas, Wiley and Zullo.

Nays: None

The next order of business was for the Election of Office for the position of Vice Chairman for the year 2023. Mr. Northgrave asked for nominations for the position of Vice Chairman. Commissioner Convery nominated James Zullo and the nomination was seconded by Commissioner Murray. There being no other nominations, the following members voted Aye to appoint James Zullo as Vice Chairman:

Chairman Wiley: Commissioners: Baker, Bravman, Convery, Cruz, Juliano, Murray, Thomas and Zullo.

Nays: None

Mr. Northgrave administered the Oath of Office to Chairman Wiley and Vice Chairman Zullo. The Board congratulated both on their appointments.

PUBLIC PORTION ON RESOLUTIONS FOR ORGANIZATION MEETING

Chairman Wiley asked if any members of the public wished to address the Board. There were no members from the Public that wished to address the Board.

RESOLUTIONS

Resolution No. SW/WW-2-23-1-A – Annual Appointment of Legal Counsel Services 2023 McManimon, Scotland & Baumann, LLC. – Not to Exceed \$750,000.00

Resolution No. SW/WW-2-23-2-A – Annual Appointment of Supplemental Legal Counsel Services 2023- Antonelli Kantor Rivera – Not to Exceed \$150,000.00

Resolution No. SW/WW-2-23-3-A – Annual Appointment of Supplemental Legal Counsel Services 2023 - Florio, Kenny, Raval, LLP. – Not to Exceed \$20,000.00

Resolution No. SW/WW-2-23-4-A – Annual Appointment of Supplemental Legal Counsel Services 2023 for Workers Compensation – Malamut & Associates - Not to Exceed \$50,000.00

Resolution No. SW/WW-2-23-5-A – Annual Appointment of Auditor for 2023 – PKF O’Connor Davies, LLP. – Not to Exceed \$119,240.00

Resolution No. WW-2-23-6-A – Annual Appointment of Consulting Engineer – Wastewater Division 2023 - R3M Engineering, Inc. – Not to Exceed \$2,190,500.00

Resolution No. SW/WW-2-23-7-A – Annual Appointment of Financial Investment and Advisory Consultant 2023 - NW Financial Group, LLC - Not to Exceed \$150,000.00

Resolution SW-2-23-9-A – Authorizing 2023 Annual Appointment of Consulting Engineer –Solid Waste Division – CME Associates – Not to Exceed \$706,247.00

Resolution No. A-2-23-10-A - Annual Appointment of Authority Officers/Executives – 2023

Resolution No. A-2-23-11-A - Annual Designation of Official Depositories of the Middlesex County Utilities Authority

Resolution A-2-23-12-A - Annual Designation of the Annual and Regular Meetings of the Middlesex County Utilities Authority

Resolution A-2-23-13-A - Annual Designation of Official Newspapers of the Middlesex County Utilities Authority

Resolution A-2-23-14-A - Annual Appointment of Public Agency Compliance Officer – 2023

Resolution A-2-23-15-A – Authorizing the Appointment of a Certifying Officer for the Public Employees Retirement System for the Middlesex County Utilities Authority – 2023

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

Chairman Wiley; Vice Chairman Zullo; Commissioners: Baker, Bravman, Convery, Cruz, Juliano, Murray and Thomas

Nays: None

(See Appendix Nos. 1-7 and 9-15)

Resolution No. SW/WW-2-23-8-A – Annual Appointment of Insurance Consultant 2023 - North American Insurance Management – Not to Exceed \$60,000.00

Resolution SW/WW-2-23-8-A – Annual Appointment of Insurance Consultant 2023 – North American Insurance Management – Not to Exceed \$60,000.00 was presented and moved for adoption by Commissioner Murray. The motion was seconded by Commissioner Baker and the following members voted Aye:

Chairman Wiley; Vice Chairman Zullo. Commissioners: Baker, Convery, Cruz, Juliano, Murray and Thomas.

Nays: None

Abstain: Commissioner Bravman

(See Appendix No. 8)

REGULAR MEETING

APPROVAL OF MINUTES

Motion for approval of the Minutes of the Regular Meeting of Tuesday, January 24, 2023, and Wednesday, February 8, 2023, was made by Commissioner Murray, seconded by Commissioner Baker and carried.

Engineering Committee

Commissioner Murray reported that during the engineering committee meeting, sixteen resolutions from tonight's agenda were discussed. Also reported was the cogeneration plant performance of 13.2 megawatts to the grid.

PUBLIC PORTION ON RESOLUTIONS.

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

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

RESOLUTIONS

Resolution No. A-2-23-1-R - Pretreatment Permit Action Nos. 18211, 14216 and 14217

Resolution No. SW/WW-2-23-2-R – Authorizing Contract Award for Professional Technical IT Services for the Provision of Cyber Security Support and Development 2023 – Accenture, LLP – Not to Exceed \$398,884.00

Resolution No. WW-2-23-4-R – Authorizing Contract Award for Contract No. 22-12-1(CTP) – Meadowlark Conveyor Belt Maintenance – Cothery Construction Company, Inc. – Not to Exceed \$896,000.00

Resolution No. WW-2-23-5-R – Authorizing Contract Award for Contract No. 23-1-1(AC) / Catalog Purchase of Health and Safety Supplies – Stauffer Manufacturing Co., Inc. dba Stauffer Glove & Safety and Airgas USA, LLC – Not to Exceed \$537,000.00 (2 Year)

Resolution No. WW-2-23-6-R – Authorizing Agreement with M&M Construction Company, Inc. to Provide Construction Management for Contract 22-4-5(CTP)/Demolition of Aboveground Storage Tank (AST) at the Central Treatment Plant – Not to Exceed \$62,100.00

Resolution No. WW-2-23-7-R – Authorizing Final Quantities Change Order No. 2 for Contract 19-7-3(LM)(Rebid)/2019 Pipeline Inspection – Vortex Services, LLC (\$23,047.91) CREDIT

Resolution No. WW-2-23-8-R – Authorizing Final Quantities Change Order No. 1 for Contract 22-8-9 (CTP)(E)/Grit Chamber Sluice Gate Repairs – BR Welding, Inc. – (\$23,228.81)CREDIT

Resolution No. WW-2-23-9-R – Authorizing Agreement with Hazen and Sawyer for Professional Engineering Services to Support the Advanced Anaerobic Digestion Facility Project Phase I – Not to Exceed \$54,000.00

Resolution No. WW-2-23-10-R – Authorizing Amendment No. 1 to Agreement with Hazen and Sawyer for Expert Professional Biosolids and Renewable Energy Program Coordination Services – Not to Exceed \$150,105.00 (Total Authorized Funding \$349,007.00)

Resolution No. WW-2-23-11-R - NJDEP Project No. S340699-16 – Thirty-First Supplemental Resolution Authorizing the Issuance of Not to Exceed an Aggregate Amount of \$26,000,000 Junior Lien Sewer Revenue Bonds, and Not to Exceed \$26,000,000 Sewer Project Notes, of the Middlesex County Utilities Authority

Resolution No. WW-2-23-12-R – Resolution of the Middlesex County Utilities Authority Declaring its Official Intent to Reimburse Expenditures for Project Costs from the Proceeds of Debt Obligations in Connection with its Participation in the New Jersey Infrastructure Bank Financing Program

Resolution No. WW-2-23-13-R – NJDEP Project No. S340699-17 – Thirty-Second Supplemental Resolution Authorizing the Issuance of Not to Exceed an Aggregate Amount of \$8,200,000 Junior Lien Sewer Revenue Bonds, and Not to Exceed \$8,200,000 Sewer Project Notes of the Middlesex County Utilities Authority

Resolution No. WW-2-23-14-R – Resolution of the Middlesex County Utilities Authority Declaring its Official Intent to Reimburse Expenditures for Project Costs from the Proceeds of Debt Obligations in Connection with its Participation in the New Jersey Infrastructure Bank Financing Program

Resolution No. WW-2-23-15-R – Resolution of the Middlesex County Utilities Authority Declaring its Official Intent to Reimburse Expenditures for Project Costs From the Proceeds of Debt Obligations in Connection with its Participation in the New Jersey Infrastructure Bank Financing Program

Resolution No. WW-2-23-16-R – Resolution of the Middlesex County Utilities Authority Declaring its Official Intent to Reimburse Expenditures for Project Costs from the Proceeds of Debt Obligations in Connection with its Participation in the New Jersey Infrastructure Bank Financing Program

Resolution No. SW/WW-2-23-18-R – Authorizing Agreement for Land Surveying Services – The Alaimo Group – Not to Exceed \$184,000.00

Resolution No. SW-2-23-19-R – Authorizing Approval of Change Order No. 1 to Contract No. 22-2SW – with Hoffman International, Inc. for Furnishing Maintenance, Parts and Repairs for One (1) Volvo A40G Articulated Dump Truck for the Middlesex County Landfill – Increase Funding by \$12,600.00 Total Authorized Funding (\$75,900.00)

Resolution No. SW-2-23-20-R – Resolution Authorizing the Execution of a Contract with Foley, Inc. for the Procurement of a Certified Caterpillar Re-Build for a 980M Wheel Loader through the Educational Services Commission of New Jersey Cooperative – Not to Exceed \$520,000.00

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

Chairman Wiley; Vice Chairman Zullo; Commissioners: Baker, Bravman, Convery, Cruz, Juliano, Murray and Thomas.

Nays: None

(See Appendix Nos. 1,2, 4-16, 18-20)

Resolution WW-2-23-3-R – Authorizing Contract Award for Engineering Services Related to Planning, Design, Construction Monitoring, Regulatory & Permit Requirements Related to Air Emissions and Above Ground Storage Tanks for the Wastewater Division 2023– T&M Associates – Not to Exceed \$350,000.00

Resolution No. SW/WW-2-23-17-R – Authorizing Agreement for Engineering Services Related to the Landfill Gas Collection System for the Solid Waste and Wastewater Divisions – T&M Associates – Not to Exceed \$385,000.00

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

Chairman Wiley; Commissioners: Baker, Bravman, Convery, Cruz, Juliano, Murray and Thomas.

Nays: None

Abstain: Vice Chairman Zullo.

(See Appendix Nos. 3 and 17)

Motion to approve the Solid Waste Division and Wastewater Division Payment of Bills was moved by Commissioner Murray. The motion was seconded by Vice Chairman Zullo and the following members voted Aye:

Chairman Wiley; Vice Chairman Zullo; Commissioners: Baker, Bravman, Convery, Cruz, Juliano, Murray and Thomas.


Nays: None

PUBLIC

Chairman Wiley asked if anyone from the Public wished to address the board. There were no members from the Public that wished to address the board.

There being no further business, Chairman Wiley called for a motion to adjourn. Motion was made by Commissioner Murray at 4:25 p.m., seconded by Commissioner Bravman and carried.

I hereby certify that these minutes are a true and accurate summary of that which transpired at the MCUA board meeting of February 28, 2023 at which I was present.


Judith A. McCabe