

MINUTES OF THE REGULAR MEETING OF THE MIDDLESEX COUNTY UTILITIES AUTHORITY — JANUARY 24, 2023 — 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 Tuesday, January 24, 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 at 4:00 P.M.

Present were: Chairman John Wiley; Commissioners: Stacy Bravman, James Baker, Jerome Convery, Robert Diehl, Raymond Murray and William Thomas.

Absent: Vice Chairman Ted Light; Commissioners: Antonio Cruz, Joseph Julilano and James Zullo

Also, present were: Executive Director, Joseph Cryan, William Northgrave, Esq. (MS&B), and Karen Levenson, Comptroller.

The meeting opened with the Pledge of Allegiance.

REGULAR MEETING

APPROVAL OF MINUTES

Motion for approval of the Minutes of the Regular Meeting of Tuesday, December 13, 2022 was made by Commissioner Baker seconded by Commissioner Bravman and carried.

Abstain: Commissioner Convery and Thomas

Engineering Committee

Commissioner Murray reported that during the engineering committee meeting, change orders and contracts on agenda were discussed. Also discussed was the cogeneration plant performance of 13.6 megawatts to the grid.

EXECUTIVE SESSION

A motion to enter Executive Session was made by Commissioner Diehl. The motion was seconded by Commissioner Murray and carried. The board entered into Executive Session to discuss Resolution No. WW-1-23-9-R on today's agenda. Mr. Northgrave recused himself from the discussion and Madelaine Hicks, Antonelli Kantor attended to discuss the matter.

A motion to end Executive Session and reopen the public meeting was made by Commissioner Thomas, seconded by Commissioner Murray and carried. Action will be taken.

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-1-23-1-R – Resolution Confirming Estimate of Sewage and Annual Charges to Participants for the Year 2023

Resolution No. A-1-23-2-R - Resolution Confirming Amounts of Overpayments of Annual Charges by Certain Participants for the Treatment and Disposal of Sewage for the Year 2022

Resolution No. A-1-23-3-R - Resolution Confirming Amounts of Deficiency in Payment of Annual Charges by Certain Participants for Treatment and Disposal of Sewage for the Year 2022

Resolution No. WW-1-23-4-R – Pretreatment Permit No. 29122

Resolution No. WW-1-23-5-R – Approving and Ratifying the Emergency Contracts with National Water Main Cleaning and Precision Electric for Bound Brook Pump Station Emergency Repairs – Not to Exceed \$34,718.46

Resolution No. WW-1-23-6-R – Authorizing Agreement with R3M Engineering, Inc. for Professional Engineering Services for Construction Administrative Services for Contract 18-4-5(CTP)/Return Sludge Pump Station Phase I – Not to Exceed \$2,340,665.00.

Resolution No. WW-1-23-7-R – Authorizing Agreement with Concord Engineering Group for Energy Advisory and Commodity Consulting Services – Not to Exceed \$161,750.00

Resolution No. WW-1-23-8-R – Authorizing Contract Award for Contract No. 19-4-6 (CTP) Primary Tank Rehabilitation Phase IV – Cothery Construction Company, Inc. – Not to Exceed \$1,895,000.00

Resolution No. WW-1-23-9-R – Resolution of the Middlesex County Utilities Authority Authorizing Negotiations with the Public Service Electric & Gas Company for the Preparation and Execution of a Memorandum of Understanding Regarding the Creation, Operation, and/or Development of Certain Facilities Required for the Processing, Interconnection, and Supply of Renewable Natural Gas

Resolution No. WW-1-23-11-R – Resolution Authorizing the Award of a Contract Pursuant to N.J.S.A. 19:44A-20.4 to Medullus for the Purchase of Support Services for Participant Billing Software – Not to Exceed \$25,000.00

Resolution No. SW-1-23-12-R – Resolution Authorizing Amendment No. 2 to the Tier Two Solid Waste Disposal Agreement between Republic Services of New Jersey and the Middlesex County Utilities Authority

Resolution No. SW-1-23-13-R – Resolution Authorizing the Award of a Contract Pursuant to N.J.S.A. 19:44A-20.4 to Foley Incorporated for an Extended Warranty for Caterpillar D7 Bulldozer for the Middlesex County Landfill – Not to Exceed \$25,650.00

Resolution No. SW-1-23-14-R – Resolution of the Middlesex County Utilities Authority Authorizing a License Agreement with 39 Edgeboro Road Urban Renewal, LLC and a License Agreement with New Jersey Transit Corporation

Resolution No. SW/WW-1-23-15-R – Authorizing a Meeting Not Open to the Public in Accordance with the Provisions of the New Jersey Open Public Meetings Act, N.J.S.A. 10:4-12

The above resolutions were presented and moved for adoption by Commissioner Thomas. The motion was seconded by Commissioner Diehl and the following Commissioners Voted Aye:

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

Nays: None

(See Appendix Nos. 1-9 and 11-15)

Resolution No. A-1-23-10-R – Appointment of Fund Commissioner and Alternate for the New Jersey Utility Authorities Joint Insurance Fund

Resolution A-1-23-10-R – Appointment of Fund Commissioner and Alternate for the New Jersey Utility Authorities Joint Insurance Fund was presented and moved for adoption by Commissioner Diehl. The motion was seconded by Commissioner Murray and the following members voted Aye:

Chairman Wiley; Commissioners: Baker, Convery, Diehl, Murray and Thomas.

Abstain: Commissioner Bravman

Nays: None

(See Appendix No. 10)

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

Chairman Wiley; Commissioners: Baker, Bravman, Convery, Diehl, 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.


EXECUTIVE SESSION

A motion to enter Executive Session was made by Commissioner Murray. The motion was seconded by Commissioner Baker and carried. The board entered into Executive Session for a presentation regarding possible contracts.

A motion to end Executive Session and reopen the public meeting was made by Commissioner Convery, seconded by Commissioner Murray and carried. Chairman Wiley reported that No action will be taken.

There being no further business, Chairman Wiley called for a motion to adjourn. Motion was made by Commissioner Convery at 5:55 p.m., seconded by Commissioner Baker 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 24, 2023, at which I was present.


Judith A. McCabe