

EAST WINDSOR MUNICIPAL UTILITIES AUTHORITY
Minutes of Regular Meeting
Thursday, April 20, 2017 @7:30 P.M.

The regular monthly meeting of the East Windsor Municipal Utilities Authority was held on Thursday, April 20, 2017 at the Administration Building on Wiltshire Drive and called to order by Chairperson Moore at 7:30 p.m.

The following Members were present:

Linda L. Moore
Marc Lippman
Marc Platizky
Leonard Millner
William Lawler
Michael Shifman

Absent: Steven Kurs

Also present:

Edwin W. Schmierer, Esq., of Mason Griffin & Pierson
James Farry, Hatch Mott Mac Donald
Ronald Ghrist, Finance Officer
Richard Brand, Executive Director
James Mackie, Water Supervisor
Dolores Borosko, Board Secretary

Chairperson Moore requested that the Public Notice be read. The secretary read the statement stating that the agenda for this meeting was mailed to the Windsor Hights Herald, Trenton Times and Trentonian on April 12, 2017. An agenda was posted on the official bulletin board of the Authority and delivered to the Township Clerk for posting on the bulletin board at the East Windsor Township Municipal Complex on April 12, 2017. Chairperson Moore then asked for a roll call after which she asked if any Member had any objection to holding this meeting as advertised. No one objected.

Chairperson Moore asked if there was anyone present that would like to speak on any issue not on tonight's agenda. Hearing no one Chairperson Moore closed the public portion of the meeting.

Chairperson Moore asked Mr. Brand to speak about future projects and funding options (NJEIT). Mr. Brand gave a synopsis on the up and coming projects and the possibility of obtaining a draw down type of loan. Mr. Brand and Mr. Ghrist are meeting with NJEIT on Thursday April 27, 2017 to discuss funding options. The board requested Mr. Brand to provide a prioritized list of up and coming projects and their projected cost.

Chairperson Moore and Mr. Brand met with Twin Rivers Community Trust to discuss the easement connecting to the waste water line. The Twin Rivers Trust said they are going to revisit giving the approval to Exitor for connecting the waste water line. It was a positive meeting Mr. Brand thought.

Chairperson Moore asked for update on the Hankins Project. Mr. Brand stated that T&M will be adjusting their bill once this is done we will pay the final bill from the remaining 10% cash performance bond. Mr. Brand requested approval of the resolution 2017-09. The balance of the performance bond will be released after the maintenance bond is received. Chairperson Linda Moore requested a motion to approve Resolution 2017-09. Mr. Lippman made the motion, seconded by Mr. Platizky and unanimously approved.

Resolution 2017-09

Chairperson Moore asked for update on the RFP for engineering services to Milford Road and Lake Drive Water Main Alignment. Mr. Brand requested board approval and award Mott MacDonald the contract for engineering services of the water main alignment between Milford Road and Lake Drive. Chairperson Moore requested a motion to approve Resolution 2017-10. Mr. Lawler made a motion, seconded by Mr. Lippman unanimously approved.

Resolution 2017-10

WHEREAS, the East Windsor Municipal Utilities Authority (Authority) desires to award a professional services contract for Engineering services for preliminary and final design of a water main alignment between Milford Road and Lake Drive ; and

WHEREAS, the Authority is awarding this contract under a Fair and Open Process, pursuant to N.J.S.A. 19:44A-20 et seq.; and

WHEREAS, in accordance with the legal requirements for the Fair and Open Process, the request for proposal for these services was posted on the EWMUA's web site and the official designated daily newspaper of the Authority on March 20, 2017; and

WHEREAS, proposals received in response to the web site notification were opened and publicly read at 11:00 a.m. on Thursday, April 6, 2017 at the Authority offices, and

WHEREAS, three proposal for these services was received, one from Mott MacDonald, 111 Wood Ave, Iselin NJ 08830-4112 - \$35,943.00; Maser Consulting 331 Newman Springs

Road, Red Bank N.J. 07701 - \$ 46,218.00 and Arcadis Engineering, Cranbury Road, Cranbury NJ 08512 - \$ 49,410.00, and the Authority has determined, price and other factors considered, that it is in the best interest of the Authority to award the RFP for engineering service to Mott MacDonald; and

WHEREAS, Mott McDonald being the lowest price and qualified to perform the preliminary and final design of the water main alignment project, and

WHEREAS, adequate funds are available in an amount sufficient to defray the expenditure of money as evidenced by the Financial Officer's Certification, and

WHEREAS, the Local Public Contract Law, N.J.S.A. 40A11-1 et seq. authorizes the award of this contract without public bidding on the basis that the services are to be performed by persons who are recognized as licensed and regulated professionals and are specifically exempted under N.J.S.A. 40A:11-5.

NOW, THEREFORE, BE IT RESOLVED, by the East Windsor Municipal Utilities Authority, County of Mercer, State of New Jersey, as follows:

1. The Authority hereby specifically determines that the procedures followed in connection with the award of this contract were in full compliance with the Fair and Open Process for awarding such contracts, as set forth in N.J.S.A. 19:44A-20.5.
2. Mott MacDonald is required to comply with the Affirmative Action requirements of N.J.A.C. 17:27.
3. The chairperson of the Authority is hereby authorized to execute a professional services agreement for the design of the water main alignment between Milford Road and Lake Drive in the Twin Rivers section with Mott MacDonald.
4. Notice of this contract award shall be published as required by law.

Mr. Platizky made a motion to approve Payment of the Bills with Operating in the amount of \$441,137.05: Payroll for 3/05/2017 \$65,726.08; Payroll for 3/29/2017 \$52,929.56; Payroll for 4/12/2017 \$73,609.93. Mr. Millner seconded the motion which was unanimously carried.

Chairperson Moore requested a motion to accept the Operating Report for April and Mr. Lawler made the motion, seconded by Mr. Lippman and unanimously carried.

Chairperson Moore asked for a motion to approve the Development Report for April and Mr. Lippman made the motion seconded by Mr. Platizky and unanimously carried.

Mr. Lawler made the motion to approve the Finance Officer's Report for April, seconded by Mr. Lippman and unanimously carried.

The Engineer's Report for April was approved on a motion made by Mr. Lawler, seconded by Mr. Lippman and unanimously carried.

The Attorney's Report for April was approved on a motion made by Mr. Lippman, seconded by Mr. Millner and unanimously carried.

The approval of the September 15 2016 minutes and Executive minutes were approved by Mr. Platizky seconded by Mr. Lawler.

The approval of the October 20 2016 minutes were approved by Mr. Lawler, and seconded by Mr. Lippman. The executive session was tabled for the May 18, 2017.

The approval of the November 17, 2016 minutes were approved by Mr. Lawler, seconded by Mr. Platizky.

The approval of the December 15, 2016 minutes were approved by Mr. Millner, seconded by Mr. Lawler.

The approval of the December 29, 2016 minutes were approved by Mr. Lawler, seconded by Mr. Millner.

Having nothing further to discuss Chairperson Moore adjourned the meeting.

Respectfully submitted,

Marc Platizky, Secretary