

EAST WINDSOR MUNICIPAL UTILITIES AUTHORITY

Minutes of Regular Meeting

Thursday October 20, 2022 @ 5:00pm

The regular monthly meeting of the East Windsor Municipal Utilities Authority was held on Thursday October 20, 2022 at the Administration Building located on 7 Wiltshire Drive and called to order by Chairperson Moore at 5:30pm

The following Members were present via zoom:

Linda Moore
Steve Kurs
Mike Shifman
Len Millner
Marc Platizky

Absent: Marc Lippman

Present: Richard Brand, Executive Director
Ronald Ghrist, Finance Officer
Susan Pretz, Administration Board Secretary

Present via zoom: Ryan Scerbo Esq., DeCotiis, Fitzpatrick, Cole & Giblin, LLP
David Klemm, Mott MacDonald

Chairperson Moore requested that the Public Notice be read. The secretary read the statement stating that the agenda for this meeting was e-mailed to the Cranbury Press-Windsor Hights Herald and Trenton Times on Tuesday October 11, 2022. 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 Friday October 14, 2022. 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 who would like to speak on any issue not on today's agenda. Hearing no one Chairperson Moore closed the public portion of the meeting.

Chairperson Moore asked for approval of Resolution #2022-28, Approval of the 2021 Audit Report. Mr. Kurs made the motion, seconded by Mr. Platizsky and unanimously

East Windsor Municipal Utilities Authority

County of Mercer Resolution 2022-28

Whereas, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and;

Whereas, The Annual Report of Audit for the year November 30, 2020 has been filed by a Certified Public Accountant with the Commissioner as per the requirements of N.J.S.A. and a copy has been received by each member of the governing body, and;

Whereas, the Local Finance Board of the State of New Jersey is authorized to prescribe reports pertaining to the local fiscal affairs, as per R.S. 52; 27bb-34, and;

Whereas, the Local Finance Board has promulgated a regulation requiring that the governing body of each Authority shall, by resolution, certify to the Local Board of the State of New Jersey that all members of the governing body have reviewed, at a minimum, the sections of the annual audit entitled:

General Comments
Recommendations

And;

Whereas, the members of the governing body have personally reviewed at a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled;

General Comments
Recommendations

As evidenced by the group affidavit form of the governing body, and;

Whereas, such resolution of certification shall be adopted by the governing body no later than forty-five (45) days after receipt of the annual audit, as per the regulations of the Local Finance Board, and,

Whereas, all members of the governing body have received and have familiarized themselves with at least the minimum requirements of the local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board, and;

Whereas, failure to comply with the promulgations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27 BB-52-to wit;

R.S. 52:27BB-52- "A local officer or member of the local governing body who, after a date fixed for compliance, fails, or refuses to obey an order of the Director (Director of Local Government Services),

Under the provisions of the Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office."

Now, Therefore, be it Resolved, that the governing body of the East Windsor Municipal Utilities Authority, hereby states that it has complied with the promulgation of the Local Finance Board of the State of New Jersey, and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

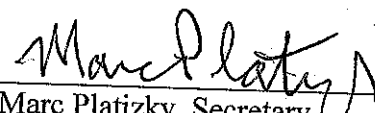
The Authority Chairperson and Secretary are hereby authorized and directed to sign any necessary documents, and the Authority staff and professionals are authorized and directed to undertake any and all action's necessary, to effectuate the terms and intent hereof.

Dated: October 20, 2022


Linda Moore, Chairperson

CERTIFICATION

The undersigned, Secretary of the East Windsor Municipal Utilities Authority, do hereby certify that the foregoing Resolution was considered and adopted by said Authority at its regular meeting held on this October 20, 2022.


Marc Platizky, Secretary

Chairperson Moore asked for approval of Resolution #2022-30, Approval to authorize the Purchase of Electricity through online auction website. Mr. Platizsky made the motion, seconded by Mr. Kurs and unanimously carried.

EAST WINDSOR MUNICIPAL UTILITIES AUTHORITY

COUNTY OF MERCER

STATE OF NEW JERSEY

RESOLUTION AUTHORIZING THE PURCHASE OF ELECTRICITY SUPPLY SERVICES FOR PUBLIC USE THROUGH AN ONLINE AUCTION WEBSITE

RESOLUTION NO. 2022-30

WHEREAS, the East Windsor Municipal Utility Authority has determined to move forward with the EMEX Reverse Auction in order procure electricity for the East Windsor Municipal Utility Authority; and

WHEREAS, The East Windsor Municipal Utility Authority has been observing the energy markets and realizes that electrical rates are driven partially by natural gas futures; The East Windsor Municipal Utility Authority realizes that higher electrical rates may have an adverse effect on our budgets and rates; and

WHEREAS, The East Windsor Municipal Utility Authority is not obligated in any form to sign an energy contract; and

WHEREAS, the Local Government Electronic Procurement Act (P.L. 2018, c. 156) (the "Act") authorizes the purchase of electricity supply service for public use using an online auction service; and

WHEREAS, East Windsor Municipal Utility Authority will utilize the online auction services of EMEX, LLC, a division of Mantis Innovation an approved vendor pursuant to the Act; and

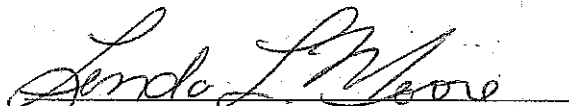
WHEREAS, EMEX, LLC is compensated for all services rendered through the participating supplier that a contract is awarded to; and

WHEREAS, the auction will be conducted pursuant to the Act.

NOW THEREFORE BE IT RESOLVED, by the East Windsor Municipal Utilities Authority ("MUA" or "Authority") Board, in the County of Mercer, State of New Jersey, as follows:

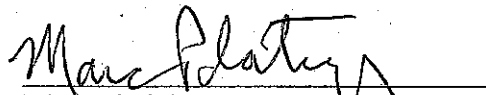
1. The Executive Director or the Chairperson of the East Windsor Municipal Utility Authority is hereby authorized to execute on behalf of the East Windsor Municipal Utility Authority any electricity contract proffered by the participating supplier that submits the winning bid in the EMEX Reverse Auction.

Dated: 10/20/2022


Linda Moore, Chairperson

CERTIFICATION

The undersigned, Secretary of the East Windsor Municipal Utilities Authority, do hereby certify that the foregoing Resolution was considered and adopted by said Authority at its regular meeting held on this October 20, 2022.


Marc Platizky, Secretary

Mr. Brand gave update on the new water treatment plant Well#9, administration and maintenance buildings. Mr Brand all is moving along. Will be going out to bid on the next well in about 2 months.

Chairperson Moore asked for approval of Bills for October 20, 2022. Mr. Millner made the motion seconded by Mr. Kurs and unanimously carried.

Chairperson Moore asked for approval of the Operating report from September 2022. Mr. Kurs made the motion, seconded by Mr. Platizky and unanimously carried.

Chairperson Moore requested a motion to approve the Development report for October 2022. Mr. Millner made the motion, seconded by Mr. Platizky and unanimously carried.

Chairperson Moore requested a motion to approve the Finance Officers report for September 2022. Mr. Shifman made the motion, seconded by Mr. Kurs and unanimously carried.

Chairperson Moore requested a motion to approve the Attorneys report for August-September 2022, Mr. Millner made the motion, seconded by Mr. Shifman and unanimously carried.

Chairperson Moore requested a motion to approve the Engineers report for September 2022, Mr. Platizky made the motion, seconded by Mr. Shifman and unanimously carried.

The minutes from the September 15, 2022 meeting were approved on a motion made by Mr. Kurs seconded by Mr. Platizky and unanimously carried.

The minutes from the September 22, 2022 meeting were approved on a motion made by Mr. Platizky seconded by Mr. Millner and unanimously carried.

Having nothing further to discuss Chairperson Moore adjourned the meeting.

Chairperson Moore asked for a motion to go into executive session. Mr. Kurs made the motion, seconded by Mr. Millner and unanimously carried.

Respectfully submitted,



Marc Platizky, Secretary