

EAST WINDSOR MUNICIPAL UTILITIES AUTHORITY
Minutes of Regular Meeting
Thursday, September 21, 2023 @5:30 P.M.

The regular monthly meeting of the East Windsor Municipal Utilities Authority was held on Thursday, September 21, 2023 at the Administration Building on Wiltshire Drive and called to order by Chairperson Moore at 5:30 p.m.

The following Members were present:

Linda L. Moore
Marc Platizky
Leonard Millner

Absent: Marc Lippman
Steve Kurs
Mike Shifman

Also present:

Richard Brand, Executive Director
Susan Pretz, Board Secretary
Ron Ghrist, CFO

Also present via zoom:

David Klemm, Mott Mac Donald
Ryan Scerbo Esq., DeCotiis, Fitzpatrick, Cole & Giblin, LLP

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 September 12, 2023. 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, September 15, 2023. Chairperson Moore then asked the Secretary 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 for approval of resolution #2023-30 Approval of Engineering Servies for the Wastewater Treatment Plant Tertiary Filter Project Replacement. Mr. Platizky made the motion seconded by Mr. Millner and unanimously carried.

EAST WINDSOR MUNICIPAL UTILITIES AUTHORITY

COUNTY OF MERCER,

STATE OF NEW JERSEY

**RESOLUTION TO APPROVE ENGINEERING SERVICES FOR THE WASTEWATER
TREATMENT PLANT TERTIARY FILTER PROJECT REPLACEMENT**

Resolution # 2023-30

WHEREAS, East Windsor Municipal Utilities Authority ("Authority") is in need of engineering services to review and make recommendations of existing plans and file a Treatment Works Application (TWA) for the replacement of the sand filters with rotating disc filters.

WHEREAS, this project needs to meet the requirements with NJ I Bank and NJDEP ("state Agencies) in order for the East Windsor MUA to obtain funding. ("Projects". These projects are necessary to protect the health and safety of the public and increase the efficiencies of the operation of the Authority; and

WHEREAS, the Authority received several bids (RFP's) in which Kleinfelder, 150 College Road West, Suite 100, Princeton, NJ 08540 was the lowest responsible bidder with a not to exceed cost of \$45,000 *not including the cost of the permit*; 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; and

WHEREAS, ENGINEER and OWNER wish to entered into the Agreement to execute the proper paper work, review and make necessary changes to the plans, file a "TWA", attend all necessary meetings and to perform any other work necessary so that the Authority will be able to obtain low interest and/or principal forgiveness on these "projects" from these "state agencies"; and

WHEREAS, the Agreement provides that any amendments shall be valid only when expressed in writing and signed by the parties.

NOW THEREFORE, BE IT RESOLVED by the East Windsor Municipal Utilities Authority ("MUA" or "Authority") and in consideration of the mutual understandings and Agreements contained herein, the parties agree to the Agreement as follows:

2023 - 30

1. The preamble to this Resolution shall be incorporated herein as if fully restated.
2. That all applications and reports are the property of the Authority
3. 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.

IN WITNESS WHEREOF, the parties hereto have executed this amendment on the date indicated above for the purpose herein expressed.

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: 9/21/23


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 September 21, 2023


Marc Platizky, Secretary

Chairperson Moore asked for approval of resolution #2023-31 Approval of the 2024 Water/Sewer Budget. Mr. Platizky made the motion seconded by Mr. Millner and unanimously carried.

WATER/SEWER

2024 AUTHORITY BUDGET RESOLUTION

Resolution 2023-31

East Windsor Municipal Utilities Authority

FISCAL YEAR: FROM: DECEMBER 1, 2023 TO: NOVEMBER 30, 2024

WHEREAS, the Annual Budget for the East Windsor Municipal Utilities Authority for the fiscal year beginning, December 1, 2023 and ending, November 30, 2024 has been presented before the governing body of the East Windsor Municipal Utilities Authority at its open public meeting of September 21, 2023; and

WHEREAS, the Annual Budget as introduced reflects Total Revenues of \$8,247,746.00 Total Appropriations, including any Accumulated Deficit if any, of \$7,710,625.00 and Total Unrestricted NET Position planned to be utilized as funding thereof, of \$0.00; and

WHEREAS, the Capital Budget as introduced reflects Total Capital Appropriations of \$16,908,000.00 and Total Unrestricted Net Position planned to be utilized as funding thereof, of \$2,733,000.00; and

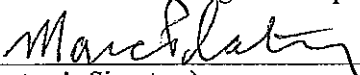
WHEREAS, the schedule of rents, fees and other charges in effect will produce sufficient revenues, together with all other anticipated revenues to satisfy all obligations to the holders of bonds of the Authority, to meet operating expenses, capital outlays, debt service requirements, and to provide for such reserves, all as may be required by law, regulation or terms of contracts and agreements; and

WHEREAS, the Capital Budget/Program, pursuant to N.J.A.C. 5:31-2, does not confer any authorization to raise or expend funds; rather it is a document to be used as part of the said Authority's planning and management objectives. Specific authorization to expend funds for the purposes described in this section of the budget, must be granted elsewhere; by bond resolution, by a project financing agreement, by resolution appropriating funds from the Renewal and Replacement Reserve or other means provided by law.

NOW, THEREFORE BE IT RESOLVED, by the governing body of the East Windsor Municipal Utilities Authority, at an open public meeting held on September 21, 2023 that the Annual Budget, including all related schedules, and the Capital Budget/Program of the East Windsor Municipal Utilities Authority for the fiscal year beginning, December 01, 2023 and ending, November 30, 2024 is hereby approved; and

BE IT FURTHER RESOLVED, that the anticipated revenues as reflected in the Annual Budget are of sufficient amount to meet all proposed expenditures/expenses and all covenants, terms and provisions as stipulated in the said Authority's outstanding debt obligations, capital lease arrangements, service contracts, and other pledged agreements; and

BE IT FURTHER RESOLVED, that the governing body of the East Windsor Municipal Utilities Authority will consider the Annual Budget and Capital Budget/Program for adoption on November 16, 2023.



 (Secretary's Signature)

9/21/23

 (Date)

Governing Body Recorded Vote

Member	Aye	Nay	Abstain	Absent
Linda Moore	X			
Marc Lippman				X
Marc Platizky	X			
Steve Kurs				X
Leonard Millner	X			
Michael Shifman (Alternate)				X

Chairperson Moore asked for update on the new water treatment plant Well#10. Mr. Brand said the pump test on well 10 ran for 72 hours and produced 24000 gal a minute, that's real good news and the quality is really good. We are moving along nicely.

Chairperson Moore asked for update on Well #6 addition. Mr. Brand said we are getting there. Still waiting on a few things but hopefully we will be able to start in the next few weeks.

Chairperson Moore asked Mr. Brand to update the board on the Administration Building. Mr. Brand said the environmental impact study is done they are now doing the report and should be done by next Friday. Things are moving along.

Chairperson Moore requested a motion to approve the September 21, 2023 Payment of the Bills. Mr. Millner made the motion, seconded by Mr. Platizky and unanimously carried.

Chairperson Moore requested a motion to accept the Operating Report for August 2023. Mr. Platizky made the motion, seconded by Mr. Millner and unanimously carried.

Chairperson Moore asked for a motion to approve the Development Report for August-September 2023. Mr. Platizky made the motion seconded by Mr. Millner and unanimously carried.

Chairperson Moore asked for a motion to approve the Finance Officers Report for August 2023. Mr. Millner made the motion, seconded by Mr. Platizky and unanimously carried.

Chairperson Moore asked for a motion to approve the Attorney's Report for August-September 2023. Mr. Platizky made the motion, seconded by Mr. Millner and unanimously carried.

Chairperson Moore asked for a motion to approve the Engineer's Report for August 2023. Mr. Platizky made the motion, seconded by Mr. Millner and unanimously carried.

Chairperson Moore asked for approval of the August 17, 2023 Minutes. Mr. Platizky made the motion seconded by Mr. Millner and unanimously carried.

Having nothing further to discuss, Chairperson Moore adjourned the meeting.

Respectfully submitted,


Marc Platizky, Secretary