Meeting Minutes of October 21st, 2021

A telephone/zoom conference meeting of the Joint Meeting of Essex and Union Counties was held on the above date. Chairperson DeAugustine was in the chair.

The Executive Director read the following statement:

Pursuant to Section #5, Chapter 231, P.L. 1975, notice of this meeting has been provided to the public by posting and maintaining the annual notice of the regular meetings of the Joint Meeting on the bulletin board of the Maplewood Municipal Building, by mailing the annual notice of the regular meetings for 2021 to the Star Ledger, The Home News Tribune and to the offices of the Municipal Clerks of the 11 member municipalities of the Joint Meeting and to the City Clerk of the City of Elizabeth and to the County Clerks of the Counties of Essex and Union all on December 28th, 2020 and provided special notice of the virtual meeting to the Star Ledger, The Home News Tribune and the offices of the Municipal Clerks of the 11 member municipalities of the Joint Meeting and to the City Clerk of the City of Elizabeth and to the County Clerks of the Counties of Essex and Union as published on October 14th, 2021.

On roll call the following board members were present: Messrs. DeLuca, Florio, Petrosky, Haskins, DeAugustine, Rutherford and Ramos; Ms. Fox and Ms. Burgess (joined at 4:29pm). Absent: Mr. Wasserman; Ms. Holman.

Also, in attendance were Director Johnson, Ms. DeFrancis; Messrs. Dowhan, Barry, Gonzalez, Phillips and Berkeley Esq. of the Joint Meeting; E. Webster and J. Noble, Esq. of Inglesino, Webster, Wyciskala & Taylor, LLC; R. Rivera, Esq. of Scarinci Hollenbeck; J. Bonaccorso and N. Towers of CME Associates; R. LaMendola of AVA Consulting LLC.; Julie Needham of NW Financial and Everett Johnson of Bond Counsel.

On motion by Mr. DeLuca, seconded by Mr. Petrosky, the minutes of the last meeting were adopted. On motion all in favor, nays, none.

On motion by Mr. Florio, seconded by Mr. Ramos, the Treasurer's Report having been mailed to the Board members was received and ordered printed. On motion all in favor, nays, none.

The following verbal report was given:

Personnel & Procurement Committee: Chair Mr. Ramos, stated that the Committee met, discussed and recommends authorization of the following: Resolution Authorizing Biosolids Facility Wall Design – CME Associates (R-095/21), Resolution Authorizing Flood Mitigation Facilities – NJIB Report and Permitting CME Associates (R-096/21), Resolution Authorizing PST Traveling Bridge Replacement Project – Evaluation Options – CME Associates (R-097/21), Resolution Authorization to Award Contract Furnishing and Delivering Technical Grade Aqueous Suspension of Magnesium Hydroxide Slurry (R-098/21), Resolution Authorization to Award Contract Furnishing and Delivering 15% Sodium Hypochlorite (R-099/21), Resolution Authorization to Award Contract Providing Pipe Line Cleaning, CCTV Inspection and/or Combined CCTV/Sonar Inspections Services for the Joint Meeting Trunk Lines on an "As

needed" Basis (R-100/21), Resolution Authorization to Award Contract Furnishing and Delivering Two (2) Proprietary Landia Submersible Aerigator Chopper Pumps (R-101/21), Resolution Authorizing a Purchase Order Furnishing and Delivering Taskmaster Grinder Parts (R-102/21), Resolution Authorizing a Purchase Order Furnishing and Installing Main Substation Batteries (R-103/21), Resolution Authorizing a Purchase Order Furnishing and Delivering Huber Strain Press Parts (R-104/21), Resolution Authorizing a Purchase Order Furnishing and Delivering Two (2) Brunel Clutches (R-105/21), Resolution Authorizing a Purchase Order Furnishing and Delivering One (1) Grit Chain (R-106/21), Resolution Authorization Amending Contract for Excavation and Repair Services on an "As Needed" Basis (R-107/21), Resolution Authorization Amending Contract for Cleaning Equipment Rental, CCTV Inspections and Related Services to the Treatment Plant & Sludge Dewatering Facility (R-108/21), Resolution Authorizing the Use of Competitive Contracting for Grant Writing and Consulting Services (R-109/21), Resolution Authorization Approving the Execution and Delivery of a Project Finance Agreement and other Agreements and Matters related to Phase II of The Flood Mitigation Project (R-110/21).

On motion by Mr. Ramos, seconded by Mr. Florio, Resolution (R-095/21) Awarding a Contract to CME Associates for Biosolids Facility Wall Design was adopted. On roll call: ayes, Messrs. DeLuca, Florio, Haskins, Ramos, DeAugustine, Petrosky and Rutherford; Ms. Fox; nays, none.

On motion by Mr. Florio, seconded by Mr. Haskins, Resolution (R-096/21) Awarding a Contract to CME Associates for Flood Mitigation 1) Facilities – NJIB Report and Permitting was adopted. On roll call: ayes, Messrs. DeLuca, Florio, Haskins, Ramos, DeAugustine, Petrosky and Rutherford; Ms. Fox; nays, none.

On motion by Mr. DeLuca, seconded by Mr. Florio, Resolution (R-097/21) Awarding a Contract to CME Associates for PST Traveling Bridge Replacement Project – Evaluation Options was adopted. On roll call: ayes, Messrs. DeLuca, Florio, Haskins, Ramos, DeAugustine, Petrosky and Rutherford; Ms. Fox; nays, none.

On motion by Mr. Ramos, seconded by Mr. DeLuca, Resolution (R-098/21) Awarding a Contract to Premier Magnesia, LLC for Furnishing and Delivering Technical Grade Aqueous Suspension of Magnesium Hydroxide Slurry was adopted. On roll call: ayes, Messrs. DeLuca, Florio, Haskins, Ramos, DeAugustine, Petrosky and Rutherford; Ms. Fox; nays, none.

On motion by Mr. Ramos, seconded by Mr. Petrosky, Resolution (R-099/21) Awarding a Contract to Kuehne Chemical Company, Inc. for Furnishing and Delivering 15% Sodium Hypochlorite was adopted. On roll call: ayes, Messrs. DeLuca, Florio, Haskins, Ramos, DeAugustine, Petrosky and Rutherford; Ms. Fox; nays, none.

On motion by Mr. DeLuca, seconded by Mr. Florio, Resolution (R-100/21) Awarding a Contract to National Water Main Cleaning Company for Providing Pipe Line Cleaning, CCTV Inspection and/or Combined CCTV/Sonar Inspections Services for the Joint Meeting Trunk

Lines on an "As needed" Basis was adopted. On roll call: ayes, Messrs. DeLuca, Florio, Haskins, Ramos, DeAugustine, Petrosky and Rutherford; Ms. Fox; nays, none.

On motion by Mr. Florio, seconded by Mr. Ramos, Resolution (R-101/21) Awarding a Contract to Landia, Inc. for Furnishing and Delivering Two (2) Proprietary Landia Submersible Aerigator Chopper Pumps was adopted. On roll call: ayes, Messrs. DeLuca, Florio, Haskins, Ramos, DeAugustine, Petrosky and Rutherford; Ms. Fox; nays, none.

On motion by Mr. Ramos, seconded by Mr. Petrosky, Resolution (R-102/21) Authorizing a Purchase Order to Franklin Miller Inc. for Furnishing and Delivering Taskmaster Grinder Parts was adopted. On roll call: ayes, Messrs. DeLuca, Florio, Haskins, Ramos, DeAugustine, Petrosky and Rutherford; Ms. Fox; nays, none.

On motion by Mr. DeLuca, seconded by Mr. Petrosky, Resolution (R-103/21) Authorizing the Purchase Order to Jet Electrical Testing, LLC for Furnishing and Installing Main Substation Batteries was adopted. On roll call: ayes, Messrs. DeLuca, Florio, Haskins, Ramos, DeAugustine, Petrosky and Rutherford; Ms. Fox; nays, none.

On motion by Mr. DeLuca, seconded by Mr. Ramos, Resolution (R-104/21) Authorizing a Purchase Order to HUBER Technology, Inc. for Furnishing and Delivering Huber Strain Press Parts was adopted. On roll call: ayes, Messrs. DeLuca, Florio, Haskins, Ramos, DeAugustine, Petrosky and Rutherford; Ms. Fox; nays, none.

On motion by Mr. DeLuca, seconded by Mr. Petrosky, Resolution (R-105/21) Authorizing a Purchase Order to Eastern Industrial Automation for Furnishing and Delivering Two (2) Brunel Clutches was adopted. On roll call: ayes, Messrs. DeLuca, Florio, Haskins, Ramos, DeAugustine, Petrosky and Rutherford; Ms. Fox; nays, none.

On motion by Mr. Ramos, seconded by Mr. DeLuca, Resolution (R-106/21) Authorizing a Purchase Order to Northeast Industrial Technologies, Inc. for Furnishing and Delivering One (1) Grit Chain was adopted. On roll call: ayes, Messrs. DeLuca, Florio, Haskins, Ramos, DeAugustine, Petrosky and Rutherford; Ms. Fox; nays, none.

On motion by Mr. Ramos, seconded by Mr. Petrosky, Resolution (R-107/21) Amending Contract with Montana Construction Corporation for Excavation and Repair Services on an "As needed" Basis was adopted. On roll call: ayes, Messrs. DeLuca, Florio, Haskins, Ramos, DeAugustine, Petrosky and Rutherford; Ms. Fox; nays, none.

On motion by Mr. DeLuca, seconded by Mr. Petrosky, Resolution (R-108/21) Amending Contract with All American Sewer Services Inc. for Cleaning Equipment Rental, CCTV Inspections and Related Services to the Treatment Plant & Sludge Dewatering Facility was adopted. On roll call: ayes, Messrs. DeLuca, Florio, Haskins, Ramos, DeAugustine, Petrosky and Rutherford; Ms. Fox; nays, none.

On motion by Mr. DeLuca, seconded by Mr. Petrosky, Resolution (R-109/21) Authorizing the Use of Competitive Contracting for Grant Writing and Consulting Services was adopted. On roll call: ayes, Messrs. DeLuca, Florio, Haskins, Ramos, DeAugustine, Petrosky and Rutherford; Ms. Fox; nays, none.

On motion by Mr. DeLuca, seconded by Mr. Ramos, Resolution (R-110/21) Approving the Execution and Delivery of a Project Finance Agreement and other Agreements and Matters related to Phase II of The Flood Mitigation Project was adopted. On roll call: ayes, Messrs. DeLuca, Florio, Haskins, Ramos, DeAugustine, Petrosky and Rutherford; Ms. Fox; nays, none.

Under Finance & Budget, Board members received the 2022 Draft Budget for their review. Mr. Florio stated that the finance committee met twice last month and will be presenting the 2022 budget with recommendations at the November's meeting.

On motion by Mr. Florio, seconded by Mr. Petrosky, the Treatment Plant Report, Industrial Pretreatment Report, and Financial Report having been mailed to the Board members were received and ordered printed. On motion all in favor, nays, none.

On motion by Mr. Florio, seconded by Mr. Petrosky, the General Counsel Report, (Inglesino, Webster, Wyciskala & Taylor, LLC), having been mailed to the Board members were received and ordered printed. On motion all in favor, nays, none.

On motion by Mr. DeLuca, seconded by Mr. Petrosky, the Labor and Employment Counsel Report (Scarinci Hollenbeck, LLC), the Special Conflict and Pretreatment Violations Counsel Report(s) (Hamlin & Ridley, and Antonelli Kantor, P.C. No Report), having been mailed to the Board members were received and ordered printed. On motion all in favor, nays, none.

On motion by Mr. DeLuca, seconded by Mr. Petrosky, the Engineering Report having been mailed to the Board members were received and ordered printed. On motion all in favor, nay, none.

On motion by Mr. DeLuca, seconded by Ms. Fox, the CSO Report having been mailed to the Board members were received and ordered printed. On motion all in favor, nay, none.

There was correspondence with regard to Elizabeth's Third Quarter Adjustment Bill, and the City of Newark's Board member reappointment. On motion by Mr. DeLuca, seconded by Mr. Florio, correspondences were adopted. On motion all in favor, nay, none.

The Chairperson asked if there was anyone wishing to address the Board on any Joint Meeting matter with a five minute limit. On motion to open public comments by Ms. Fox, seconded by Mr. Rutherford. Hearing no one, the Public Session was declared closed. On motion to close public comment by Ms. Fox, seconded by Mr. Petrosky. On motion all in favor, nays,

none

On motion by Mr. Florio, seconded by Ms. Fox, Resolution (R-094/21) Payment of Bills was adopted. On roll call: ayes, Messrs. DeLuca, Florio, Haskins, Ramos, DeAugustine, Petrosky and Rutherford; Ms. Fox and Ms. Burgess; nays, none.

On motion by Ms. Burgess, seconded by Ms. Fox, Resolution (R-111/21) Authorizing the Execution of an Agreement with the City of Elizabeth for the Trenton Avenue Pump Station – Increased Conveyance from existing Trenton Avenue Pumping Station – Phase I upgrade: Increase Pumping with Real Time Controls and Existing Pumps was adopted. On roll call: ayes, Messrs. DeLuca, Florio, Haskins, Ramos, DeAugustine, Petrosky and Rutherford; Ms. Fox and Ms. Burgess; nays, none.

There was No Unfinished Business.

Under New Business, Next Meeting will be on Wednesday, November 10th, The League of Municipalities – November 15th-18th, and AEA – November 16th-17th. Upon request, Mr. Dowhan explained the purpose and goals of the Association of Environmental Authorities of NJ (AEA) to the Board.

In accordance with Section 7 and 8 of the Open Public Meeting Act, Chapter 231, P.L. 1975, permitting the exclusion of the public from a meeting in certain circumstances and as the Joint Meeting is of the opinion that such circumstances presently exist as the general nature of the subject matter to be discussed is Contracts/Litigation and Employees/Personnel and it is anticipated at this time that this subject matter will be made public at a later date. On motion by Mr. Florio, seconded by Ms. Fox at 4:34pm, the Board entered into close session. On motion all in favor, nays, none. On motion by Mr. Florio, seconded by Mr. DeLuca at 4:37pm, the Board excited closed session and open the meeting back up to the public. On motion all in favor, nays, none.

There being no further business on motion by Mr. DeLuca, seconded by Ms. Burgess, the meeting then adjourned at 4:38pm to meet again on November 10th, 2021 unless called earlier by the Chair. On motion all in favor, nays, none.

Respectfully submitted,

Renee C. Burgess
Secretary