

## Meeting Minutes of April 20<sup>th</sup>, 2023

A telephone/zoom conference meeting of the Joint Meeting of Essex and Union Counties was held on the above date. Chairperson Ramos 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 2023 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 23<sup>rd</sup>, 2022.

On roll call the following board members were present: Messrs. Petrosky, Haskins, Leneus and Ramos; Ms. Fox, Ms. Romano, Ms. Bonanno and Ms. Frederic. Absent: Messrs. Florio, Dafis and Rutherford.

Also, in attendance were Director Johnson; Messrs. Dowhan, Phillips, Volpe, Kelly and Berkeley Esq., of the Joint Meeting; E. Webster, Esq., and J. Noble, Esq., of Connell Foley, LLP; J. Burke Esq., and R. Rivera Esq., of Antonelli Kantor Rivera; H. Johnsen and J. Bonaccorso of CME Associates; R. LaMendola of AVA Consulting LLC; Julia Needham of Echo Valley Advisors, LLC and David Leun of CDM Smith.

On motion by Mr. Petrosky, seconded by Ms. Bonanno, the special meeting minutes of March 2<sup>nd</sup>, 2023 were adopted. On motion all in favor, nays, none.

On motion by Ms. Romano, seconded by Mr. Ramos, the meeting minutes of March 16<sup>th</sup>, 2023 were adopted. On motion all in favor, nays, none.

On motion by Ms. Romano, seconded by Mr. Petrosky, the special meeting minutes of March 27<sup>th</sup>, 2023 were adopted. On motion all in favor, nays, none.

On motion by Ms. Romano, seconded by Ms. Bonanno, the special meeting minutes of March 30<sup>th</sup>, 2023 were adopted. On motion all in favor, nays, none.

On motion by Mr. Petrosky, seconded by Ms. Romano, the Treasurer's report was adopted. On motion all in favor, nays, none.

The following verbal report was given:

Personnel & Procurement Committee: In the absent of Chair, Mr. Florio, Chairman Ramos stated that the Committee met, discussed and recommends authorization of the following: Resolution Authorizing Payment for Professional Following Phase IIB Closing (R-042/23), Resolution Authorizing Payment of Professional Following Phase III Closing (R-043/23),

Resolution Authorizing Payment for Professionals Following Phase IV Closing (R-044/23), Resolution Authorizing Payment for Review of 2023 Draft NJPDES Permits-Hall & Associates (R-050/23), Resolution Authorizing Payment for Review of 2023 Draft NJPDES Permit-CDM Smith Inc. (R-051/23), Resolution Authorization to Bid Various Services, Equipment & Materials (R-045/23), Resolution Authorizing a Purchase Order Providing and Replacing Rolling Doors with Vinyl Doors in Screen House Building (R-046/23), Resolution Authorizing a Change Order No. 2- Thickener Facilities Upgrades- Allied Construction Group, Inc. (R-052/23), Resolution Approving the Execution and Delivery of Project Financing Agreements and other Agreements and Matters Related to Phase II, III and IV of the Flood Mitigation Facilities Project (R-047/23), Resolution Amending Contract for Hauling and Beneficial Use of Dewatered Biosolids (R-048/23).

On motion by Mr. Petrosky, seconded by Ms. Romano, Resolution (R-042/23) Authorizing the Payment of Invoices from Certain Professionals in Connection with the Flood Mitigation Facilities Project and the Construction Financing Program Phase IIB Note Closing with the New Jersey Infrastructure Bank was adopted. On Roll call: ayes, Messrs. Petrosky, Haskins, Leneus and Ramos; Ms. Fox, Ms. Romano, Ms. Frederic and Ms. Bonanno; nays, none.

On motion by Ms. Bonanno, seconded by Mr. Petrosky, Resolution (R-043/23) Authorizing the Payment of Invoices from Certain Professionals in Connection with the Flood Mitigation Facilities Project and the Construction Financing Program Phase III Note Closing with the New Jersey Infrastructure Bank was adopted. On Roll call: ayes, Messrs. Petrosky, Haskins, Leneus and Ramos; Ms. Fox, Ms. Romano, Ms. Frederic and Ms. Bonanno; nays, none.

On motion by Ms. Romano, seconded by Mr. Petrosky, Resolution (R-044/23) Authorizing the Payment of Invoices from Certain Professionals in Connection with the Flood Mitigation Facilities Project and the Construction Financing Program Phase IV Note Closing with the New Jersey Infrastructure Bank was adopted. On Roll call: ayes, Messrs. Petrosky, Haskins, Leneus and Ramos; Ms. Fox, Ms. Romano, Ms. Frederic and Ms. Bonanno; nays, none.

On motion by Mr. Petrosky, seconded by Ms. Romano, Resolution (R-050/23) Awarding Contract to Hall Associates for Legal Services for Review of 2023 Draft NJPDES Permit was adopted. On Roll call: ayes, Messrs. Petrosky, Haskins, Leneus and Ramos; Ms. Fox, Ms. Romano, Ms. Frederic and Ms. Bonanno; nays, none.

On motion by Ms. Romano, seconded by Ms. Bonanno, Resolution (R-051/23) Awarding Contract to CDM Smith for Professional Engineering Services for Review of 2023 Draft NJPDES Permit was adopted. On Roll call: ayes, Messrs. Petrosky, Haskins, Leneus and Ramos; Ms. Fox, Ms. Romano, Ms. Frederic and Ms. Bonanno; nays, none.

On motion by Ms. Fox, seconded by Mr. Ramos, Resolution (R-045/23) Authorization to Bid Various Services, Equipment & Materials --- Membrane Elements for Membrane Filtration System was adopted. On Roll call: ayes, Messrs. Petrosky, Haskins, Leneus and Ramos; Ms. Fox, Ms. Romano, Ms. Frederic and Ms. Bonanno; nays, none.

On motion by Ms. Romano, seconded by Mr. Petrosky, Resolution (R-046/23) Authorizing

a Purchase Order to New Jersey Overhead Door for Providing and Replacing Rolling Doors with Vinyl Doors in Screen House Building was adopted. On Roll call: ayes, Messrs. Petrosky, Haskins, Leneus and Ramos; Ms. Fox, Ms. Romano, Ms. Frederic and Ms. Bonanno; nays, none.

On motion by Mr. Petrosky, seconded by Ms. Romano, Resolution (R-052/23) Authorizing Allied Construction Group Inc. C.O. No. 2 for Thickener Facilities Upgrades (Extension of Time) was adopted. On Roll call: ayes, Messrs. Petrosky, Haskins, Leneus and Ramos; Ms. Fox, Ms. Romano, Ms. Frederic and Ms. Bonanno; nays, none.

On motion by Mr. Petrosky, seconded by Ms. Romano, Resolution (R-047/23) Approving the Execution and Delivery of Project Financing Agreements and other Agreements and Matters Related to Phases II, III and IV of the Flood Mitigation Facilities Project was adopted. On Roll call: ayes, Messrs. Petrosky, Haskins, Leneus and Ramos; Ms. Fox, Ms. Romano, Ms. Frederic and Ms. Bonanno; nays, none.

On motion by Ms. Bonanno, seconded by Ms. Fox, Resolution (R-048/23) Amending Contract with Environmental Protection & Improvement Company, LLC for the Hauling and Beneficial Use of Dewatered Biosolids was adopted. On Roll call: ayes, Messrs. Petrosky, Haskins, Leneus and Ramos; Ms. Fox, Ms. Romano, Ms. Frederic and Ms. Bonanno; nays, none.

On motion by Mr. Petrosky, seconded by Ms. Fox, 2022 Annual Operations Report, 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 Ms. Romano, seconded by Ms. Frederic, the General Counsel Report, (Connell Foley, LLP), the Labor and Employment Counsel Report (Antonelli Kantor Rivera), the Special Conflict and Pretreatment Violations Counsel Report(s) (Antonelli Kantor Rivera - No Report) the Engineering Report (CME Associates), the CSO Report (CDM Smith) and Grant Writing Services (Aubrey Group, LLC) Report having been mailed to the Board members were received and ordered printed. On motion all in favor, nays, none.

There was correspondence for Elizabeth First quarter Adjustment.

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. Frederic, seconded by Ms. Romano. Hearing no one, the Public Comment Session was declared closed. On motion to close public comment by Ms. Bonanno, seconded by Ms. Frederic. On motion all in favor, nays, none.

On motion by Petrosky, seconded by Ms. Romano, Resolution (R-041/23) Payment of Bills was adopted. On Roll call: ayes, Messrs. Petrosky, Haskins, Leneus and Ramos; Ms. Fox, Ms. Romano, Ms. Frederic and Ms. Bonanno; nays, none.

On motion by Mr. Petrosky, seconded by Mr. Romano, Resolution (R-049/23) Audit Report Resolution – 2021 was adopted. On Roll call: ayes, Messrs. Petrosky, Haskins, Leneus and

Ramos; Ms. Fox, Ms. Romano, Ms. Frederic and Ms. Bonanno; nays, none.

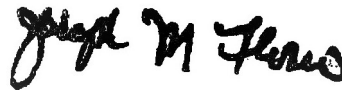
In accordance with Section 7 and 8 of the Open Public Meeting Act, Chapter 231, P.L. 1975, permitting the exclusion of the public from a meeting in certain circumstances and as the Joint Meeting is of the opinion that such circumstances presently exist as the general nature of the subject matter to be 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 Ms. Romano, seconded by Ms. Frederic, the Board entered into close session at 4:28 pm. On motion all in favor, nays, none. On motion by Ms. Fox seconded by Ms. Romano, the Board exited closed session at 4:47 pm and opened the meeting back up to the public.

There was no unfinished business.

Under new business, next meeting date will be on May 18<sup>th</sup>, 2023.

There being no further business, on motion by Ms. Romano, seconded by Ms. Bonanno, the meeting then adjourned at 4:49 pm to meet again on May 18<sup>th</sup>, 2023 unless called earlier by the Chair. On motion all in favor, nays, none.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Joseph M. Florio". The signature is written in a cursive, somewhat stylized font.

Joseph M. Florio  
Secretary