

The regular meeting of the Eatontown Sewerage Authority was held at 5:00 P.M. on September 10, 2019 in the Borough Hall, 47 Broad Street, Eatontown, New Jersey. The Chairman, Brian Charnick, called the meeting to order at 5:03 P.M.

ROLL CALL

MEMBERS PRESENT: Brian Charnick
Herman Redd
Ben Caviglia
Peter Berkley
Jeanna Migliaccio

ALSO PRESENT: Ted Lewis, Executive Director
Herb Volner, Superintendent
John Bonello, Attorney
Christine Ballard, Authority Engineer
Michelle Hu, Treasurer
Gloria Aderton, Assistant Treasurer

CITIZENS PRESENT None

APPROVAL OF MINUTES

Mr. Charnick moved to approve the minutes of the regular meeting held on August 13, 2019. The motion was seconded by Mr. Redd and adopted on a unanimous voice vote.

REPORTS OF COMMITTEES, MEMBERS, & ENGINEER

Engineering Committee

There was no Committee Report.

Executive Director's Report *

Mr. Lewis presented his report with the following additions:

- **Insurance Changes**

Qualcare will no longer be an option for medical insurance as of 1/1/2020 so the Authority's insurance broker recommended switching to Aetna as the offering would be essentially identical to the current plan with no change in premiums. The broker ran an analysis of past claims and determined that the providers used in the past do participate in the new plan so members should not have to make any doctor changes.

- **Sun Eagles Area**

Mr. Bonello has been corresponding with the attorney from Tinton Falls as the original draft sent over from Tinton Falls did not accurately reflect the outcome of the meeting with FMERA. Mr. Bonello is going to redraft the agreement from scratch and present it to the Tinton Falls attorney as this agreement started as a simple, straight-forward deal and he believes that it has become unnecessarily complicated as of late and the original intent is being lost. Mr. Charnick expressed concern about how flows are being estimated from the residential component as opposed to actual measurements. Mrs. Ballard doesn't believe this is a problem as the commercial component of the project will be charged based on usage and that will be a significantly higher percentage of overall flow. Mr. Berkley wanted to know how this current agreement will affect future development at the golf course. Mr. Bonello noted that the golf course will be sold with a caveat that it must remain a golf course for 40 years and that this current agreement does not place any restrictions on future negotiations. The current understanding is that both the Authority and Tinton Falls will collect connection fees from the developer and it is only the process for billing and distributing service fees which is unresolved, even though as Mr. Bonello stated earlier, a simple formula had been agreed upon in the meeting with FMERA but that formula was not reflected in the agreement drafted by Tinton Falls.

- **Fort Monmouth / Army Engineers**

Mr. Volner noted that the work has been completed at the Fort under the supervision of the engineer from T&M. Mrs. Ballard will check with the supervising engineer to make sure there are no further issues.

Superintendent's Report *

Mr. Volner presented his report with the following addition:

- **Vac-Con Truck**

The Vac-Con truck is still out of commission at the repair facility. Mr. Volner has been in contact with them and is pressing for a resolution. Mr. Lewis took this opportunity to say that he has reached out to the Monmouth County Improvement Authority (MCIA) to discuss potential funding for a new truck and that they had just gotten back to him earlier today. He will obtain financing quotes from them to present at the next meeting.

Engineer's Report *

Mrs. Ballard presented the engineer's report with the following addition:

- **Old Orchard Pump Station**

Mr. Bonello noted that the engineer for Old Orchard would like to speak to the Authority's engineer directly to get a better understanding of the proposed changes. Mrs. Ballard welcomed the opportunity and will work with Mr. Bonello to schedule a discussion.

PROGRESS OF PROJECTS

- **Sewer Collection System Rehabilitation**

Project is finished and Mr. Bonello will be preparing a resolution to close out the project.

- **Old Orchard Pump Station Wet Well Replacement**

Status as noted in Executive Director's and Engineer's reports.

UNFINISHED BUSINESS

- **NJEIT Application and Asset Management Program**

If the Authority applies for funding through this program, there will need to be an asset management program in place. Ongoing issue.

- **Emergency Incident Plans**

Mr. Berkley continues to work on the plans and anticipates having a first draft ready in October.

- **Fort Monmouth Excavation/Easement**

Work has been completed on this project. Mr. Berkley asked if there were any photographs or video taken of the pipe and if we can get copies to add to the GIS system. Mr. Volner noted that the engineer from T&M did take some pictures.

- **75 Tinton Avenue Emergency Lateral Repair**

Mr. Lewis stated that the homeowner at 75 Tinton Avenue gave the Authority copies of his expenses which were incurred as a result of the damaged lateral and that we're still waiting to hear back from JCP&L after Mr. Bonello's follow up letter to them.

NEW BUSINESS

- **Public Sewer Privatization Bill S3870/A5391**

The Association of Environmental Authorities (AEA) has requested that all public entities help in opposing New Jersey's proposed Public Sewer Privatization Bill S3870/A5391. This bill will allow the sale of public utilities without the benefit of a public referendum and will result in rate increases to the customers as rates will be based on market value and will be raised to recoup the cost of purchasing the system and also to ensure a profit for the corporate owner. The AEA notes that New Jersey's Rate Counsel, who is charged with protecting ratepayers, has called this bill "an egregious departure from traditional ratemaking practices and will substantially increase costs ratepayers must pay." After a brief discussion, the Board agreed to oppose this legislation and utilize the resolution template prepared by the AEA.

Mr. Caviglia offered a Resolution noting the Authority's opposition to the Public Sewer Privatization Bill S3870/A5391. The resolution was seconded by Mr. Redd and adopted on the following roll call vote:

ROLL CALL

AFFIRMATIVE: Brian Charnick, Ben Caviglia, Herman Redd, Peter Berkley, and Jeanna Migliaccio
NEGATIVE: None
ABSTENTION: None
ABSENT: None

- **Resolution #09-01-2019: Approval of Change Order No. 2 for the Sewage Collection System Rehabilitation Project**

The Authority previously awarded a Contract for the sewer collection system rehabilitation to National Water Main Cleaning Co. to install lining in the interior of the pipes that are leaking but structurally sound in the amount of \$443,057.51. Subsequent to entering into the contract, National Water Main Cleaning Co. has submitted Change Order #2 as a result of adjustments for as-built quantities which has resulted in a decrease in the contract amount by \$78,869.98 from \$443,057.51 to \$364,196.53. The Authority's engineer has recommended that this change order be approved.

Mr. Charnick offered a Resolution approving the Sewage Collection System Rehabilitation Project Change Order No. 2 and the subsequent decrease in the contract amount from \$443,057.51 to \$364,196.53. The resolution was seconded by Mr. Caviglia and adopted on the following roll call vote:

ROLL CALL

AFFIRMATIVE: Brian Charnick, Ben Caviglia, Herman Redd, Peter Berkley, and Jeanna Migliaccio
NEGATIVE: None
ABSTENTION: None
ABSENT: None

BILLS

Resolution to authorize paying the bills in the amount of \$252,493.28 as submitted from the operating account in Kearny Bank was offered by Mr. Charnick, seconded by Mr. Redd, and adopted on the following roll call vote:

ROLL CALL

AFFIRMATIVE: Brian Charnick, Ben Caviglia, Herman Redd, Peter Berkley, and Jeanna Migliaccio
NEGATIVE: None
ABSTENTION: None
ABSENT: None

APPROVAL OF TRANSFERS FROM THE FOLLOWING ACCOUNTS

TD Revenue Trust to Kearny Bank Operating Account and Payroll Account:	
(September, 2019 Operating Expenses)	\$ 252,493.28
(October, 2019 Salaries)	+ \$ 30,682.41
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Total Transfers:	\$ 283,175.69

Resolution to authorize the monthly transfers from the TD Bank revenue trust account to Kearny Bank operating account to pay the bills in the amount of \$252,493.28, to Kearny Bank payroll account for the payroll of October, 2019 in the amount of \$30,682.41 was offered by Mr. Charnick, seconded by Mr. Caviglia, and adopted on the following roll call vote:

ROLL CALL

AFFIRMATIVE: Brian Charnick, Ben Caviglia, Herman Redd, Peter Berkley, and Jeanna Migliaccio
NEGATIVE: None
ABSTENTION: None
ABSENT: None

Resolution to authorize payments for capital improvements from the Kearny Bank operating account to both National Water Main Cleaning Company in the amount of \$223,852.89 and to T&M Associates in the amount of \$1,590.05 for the sewage collection system rehab work was offered by Mr. Charnick, seconded by Mr. Caviglia, and adopted on the following roll call vote:

ROLL CALL

AFFIRMATIVE: Brian Charnick, Ben Caviglia, Herman Redd, Peter Berkley, and Jeanna Migliaccio
NEGATIVE: None
ABSTENTION: None
ABSENT: None

ANNOUNCEMENT

Mr. Caviglia took this opportunity to announce that, effective immediately, he is retiring from the Board of Directors. He will speak to the Mayor and will stay on until a successor can be appointed. The other members of the Board expressed disappointment as Mr. Caviglia has been a valuable asset and his enthusiasm and insight will be greatly missed.

ADJOURNMENT

With no further business to address, Mr. Charnick moved to adjourn the meeting at 5:48 p.m.

Assistant Treasurer

**** All reports of Committees, Members & Engineer are available for the public to review in the Authority's office and can also be reviewed online.***