

MINUTES OF THE REGULAR AUTHORITY MEETING OF THE SUSSEX COUNTY MUNICIPAL UTILITIES AUTHORITY HELD ON APRIL 7, 2021 AT THE AUTHORITY'S ADMINISTRATION BUILDING, LAFAYETTE, NEW JERSEY

1. CALL TO ORDER; ROLL CALL; PLEDGE OF ALLEGIANCE

The Teleconference Meeting was called to order at 3:00 p.m.

The following were present: Chairman Meyer, Vice Chairman Drake, Commissioners Petillo, Madsen, Cocula, Dietz*, Wesley*, Finkeldie*, Dabinett*, Executive Director Thomas Varro, Chief Engineer Joseph Sesto, Timothy Day, Wastewater Superintendent Timothy Phillips*, General Counsel Napolitano*, Special Counsel Prol*, and Acting Recording Secretary Marguerite Nemeth

*Attended the meeting remotely due to State Executive Orders regarding COVID-19.

Absent: Solid Waste Superintendent Morris

2. PUBLIC STATEMENT REGARDING SUNSHINE LAW

Chairman Meyer stated that the meeting has been duly advertised, and notice given thereof, as required by P.L. 1975, Chapter 231. Call-in information was noticed prior via newspaper/website re: public participation.

3. OPEN TO PUBLIC COMMENT

Chairman Meyer opened the meeting to public comment. No public on call in line. Chairman Meyer closed the meeting to public comment.

4. AGENDA APPROVAL

Chairman Meyer asked for a motion to approve the Final Agenda. Mr. Varro requested to add to Closed Session Chief Engineer's Report re: Status of Contract #21-20. Commissioner Dabinett, moved the Final Agenda, seconded by Commissioner Dietz. On voice vote: Ayes (9); Nays (0). The motion carried.

5. APPROVAL OF CONSENT AGENDA

Commissioner Cocula moved the approval of the Consent Agenda, seconded by Commissioner Drake. No discussions requested. On voice vote: Ayes (9); Nays (0). The motion carried.

6. MINUTES

Chairman Meyer requested a motion to approve/acknowledge the email distribution of the March 17, 2021 Pending Action Summary Sheets (PASS) to the Sussex County Commissioners Board in accordance with N.J.S.A. 40:14B-14(e). Commissioner Drake motioned to approve, seconded by Commissioner Dietz. On voice vote: Ayes (9); Nays (0). The motion carried.

No minutes were up for approval or distributed at this meeting.

7. BUSINESS

a. Executive Session

At 3:03 p.m. Commissioner Cocula moved the adoption of the following resolution authorizing a Closed Executive Session. Motion was seconded by Commissioner Drake. On voice vote: Ayes (9), Nays (0). The motion carried.

Chairman Meyer noted the Closed Session should be approximately 60 minutes and discussions shall include: Vernon Township Service Agreement, Sussex Borough Service Agreement, C&D Residual Pilot Study, and SCMUA Contract #21-20 for SW Labs services and Personnel Items.

#21-109 RESOLUTION RE: AUTHORIZING CLOSED EXECUTIVE SESSION

Commissioner Finkeldie left the meeting at 3:40 p.m. during Closed Session.

At 3:46 p.m. Commissioner Cocula moved to adjourn the Closed Session, seconded by Commissioner Drake. On voice vote: Ayes (8), Nays (0). The motion carried.

Chairman Meyer confirmed discussions held as specifically set forth in the resolution authorizing Closed Executive Session: Vernon Township Service Agreement, Sussex Borough Service Agreement, C&D Residual Pilot Study, and SCMUA Contract #21-20 for SW Labs services and Personnel Items.

b. Wastewater Program

Superintendent's Report

Mr. Phillips reported that the Sussex Borough Flow Meter replacement is complete and is currently in operation.

c. Solid Waste Program

Superintendent's Report

Mr. Varro reported on an informal NJ Weights and Measures Inspection, and the inspector advised that as per the N.J.A.C., a consumer has the right to visually see a zero balance at the scale prior arriving on the scale and then visually see the total weight prior to driving off the scale. Mr. Morris is looking to address this issue.

Chief Engineer's Report

Chief Engineer Sesto reported on the Stage 2 Landfill Expansion Project and indicated that a preconstruction meeting was held on April 6th, and a Notice to Proceed was provided to Tomco. The preliminary project schedule was prepared, and first set of shop drawings have been received. It indicated that the project contract could be shortened from 3 to 2 years, SCMUA staff and Tomco shall review schedule in more detail.

Mr. Sesto reported that a resolution was prepared to authorize the execution of a Professional Services Agreement to Cornerstone Environmental Group to provide Quality Assurance Engineering services for the Landfill Expansion Project (Contract #551), with a total not-to-exceed amount of \$138,000. Commissioner Drake moved the authorizing resolution, seconded by Commissioner Madsen. On roll call: Ayes (7) Commissioners Petillo, Madsen, Cocula, Meyer, Drake, Wesley, Dabinett; Nays(0); Abstain (1) Commissioner Dietz. The resolution passed.

#21-110 RESOLUTION RE: AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT WITH CORNERSTONE ENVIRONMENTAL GROUP TO PROVIDE QUALITY ASSURANCE (QA) ENGINEERING SERVICES RELATIVE TO THE LANDFILL STAGE 2 EXPANSION PROJECT (NO. 551)

Mr. Sesto gave a status report on the Leachate Pump Station/Force Main Project. Additional large rocks and rock formations were discovered along the pipe route, and the rock excavation line item has been exhausted. Mott MacDonald has ordered additional test pitting to discover the depth of the rocks, and to come up with an appropriate amount for a potential Change Order for blasting if deemed necessary. Mr. Sesto will report back with results/additional information on proposed Change Order. Short discussion held re: location of problem areas and the amount of pipe installed at this point.

Mr. Sesto reported on Contract #21-20 for Solid Waste Lab Services, a resolution was prepared for authorization for award of a one year contract between SCMUA and Enthalpy for a total of \$41,893.95. Commissioner Drake moved the resolution, seconded by Commissioner Cocula. On roll call: Ayes (8) Commissioners Petillo, Madsen, Cocula, Dietz, Meyer, Drake, Wesley, Dabinett; Nays(0); Abstain (0). The resolution passed.

#21-111 RESOLUTION RE: AUTHORIZING THE CONDITIONAL AWARD OF A ONE-YEAR CONTRACT AGREEMENT BETWEEN THE SUSSEX COUNTY MUNICIPAL UTILITIES AUTHORITY (SCMUA) AND ENTHALPY SERVICES AT SOLID WASTE FACILITY (CONTRACT #21-20)

Mr. Sesto indicated that in relation to solid waste lab requirements, SCS Engineers are to provide permit required field sampling services. A resolution was prepared for authorization to execute a 12 month contract between the SCMUA and SCS Engineers for \$30,538.00. Commissioner Drake moved the resolution, seconded by Commissioner Cocula. On roll call: Ayes (8) Commissioners Petillo, Madsen, Cocula, Dietz, Meyer, Drake, Wesley, Dabinett; Nays(0); Abstain (0). The resolution passed.

#21-112 RESOLUTION RE: AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT WITH SCS ENGINEERS TO PROVIDE FIELD SAMPLE COLLECTION SERVICES AT THE SOLID WASTE FACILITY (NO. 21-20)

Mr. Sesto gave an update report on Milly’s Court Development in Franklin Borough, in which the SCMUA previously approved an amendment to the WMP. The development has wetlands on site. Although no structures encroach on the wetlands, the developer is required to get an environmentally sensitive area grant waiver. The SCMUA is the service provider and the waiver needs to be submitted by same. Mr. Sesto prepared a resolution to approve the submittal of the USEPA Environmentally Sensitive Area Grant Waiver for the Borough of Franklin’s Milly’s Court Development. Commissioner Madsen moved the motion, seconded by Commissioner Drake. On roll call: Ayes (8) Commissioners Petillo, Madsen, Cocula, Dietz, Meyer, Drake, Wesley, Dabinett; Nays(0); Abstain (0). The resolution passed.

#21-113 RESOLUTION RE: SUSSEX COUNTY MUNICIPAL UTILITIES AUTHORITY (SCMUA) SUBMISSION OF USEPA ENVIRONMENTALLY SENSITIVE AREA GRANT WAIVER FOR BOROUGH OF FRANKLIN MILLY’S COURT DEVELOPMENT

Comptroller’s Report

Mr. Day reported on Solid Waste Revenues and Tonnages for the period of December 1, 2020 to March 2021. Compared to the same time frame last year, tonnage is up 281 tons, and decrease in revenues are mostly due to variations in waste class type.

d. General Authority Business

Comptroller’s Report

Mr. Day reported that the SCMUA will be receiving a \$15,410.00 check for our portion of surplus from Statewide Insurance. SCMUA requested to have the surplus be applied as a credit to the next quarterly bill.

Mr. Day indicated that a grant is expected from Statewide Insurance fund Grant Award for 2020, a total of \$4,381.96.

Local Government Emergency Fund (LGEF) check was received for reimbursement of Covid-19 expenses, and covers costs through March 2020 to November of 2020. SCMUA is still tracking Covid-19 expense related costs for potential further reimbursement grants still available through State or FEMA.

8. Financial Transactions

a. Payment of Bills

FINANCIAL CONSENT AGENDA – Chairman Meyer asked for a motion to approve the Financial Consent Agenda (FCA). On roll call:

Res #21-114 Financial Consent Agenda						
Commissioner	1st	2nd	Yea	Nay	Abstain	Absent
PETILLO			x			
MADSEN			x			
COCULA		x	x			
DIETZ			x			
DRAKE	x		x			
MEYER			x			
WESLEY			x			
FINKELDIE			x			
DABINETT			x			

#21-114 RESOLUTION RE: CONSENT AGENDA – BILL PAYING LIST

9. PUBLIC COMMENT

No public present.

10. COMMISSIONERS COMMENTS/REQUEST

Commissioners noted it was a good meeting and hopes that COVID-19 will diminish soon to resume regular attendance at future meetings.

11. ADJOURN

At 4:25 p.m. Commissioner Cocula moved to adjourn the meeting, seconded by Commissioner Drake. On voice vote: Ayes (8); Nays (0). The motion passed.

Respectfully submitted,

Andrea Cocula, Secretary