
RARITAN TOWNSHIP MUNICIPAL UTILITIES AUTHORITY
REGULAR MEETING MINUTES

JULY 15, 2021

365 Old York Road, Flemington, New Jersey
(908) 782-7453 Office (908) 782-7466 Fax

1. **MEETING CALLED TO ORDER AT 5:00 PM**

The meeting of the Raritan Township Municipal Utilities Authority (RTMUA) was called to order stating that the meeting had been advertised in accordance with the Open Public Meetings Act setting forth the time with the RTMUA office as the place of said meeting. It was further stated that a copy of the Agenda was posted on the RTMUA office bulletin board.

2. **ATTENDANCE ROLL CALL:**

Mr. Kendzulak, Jr.	Here
Mr. Mangin	Here
Mr. Reiner	Absent
Mrs. Robitzski	Here (5:26)
Mr. Tully	Here

Also present were Raymond Frank, RTMUA Chief Operator; Regina Nicaretta, RTMUA Executive Secretary; Daniel Madden, PE, Johnson, Mirmiran & Thompson; C. Gregory Watts, Esquire, Watts, Tice & Skowronek.

3. **PLEDGE OF ALLEGIANCE**

4. **APPLICATIONS:**

- a) Application for Preliminary Sewer Service Class II - B, TWA Required, Rendale's (Block 16 Lot 67.01)

5. **RESOLUTIONS:**

Resolution #2021-43 Approval of Preliminary Sanitary Sewer Service Class II – B, TWA Required, Rendale's, LLC (Block 16 Lot 67.01)

Mr. Kendzulak, Jr. made a motion to approve Resolution #2021 – 43, Mr. Mangin seconded the motion.

Roll call vote:	Mr. Kendzulak, Jr.	-	Yes
	Mr. Mangin	-	Yes
	Mr. Reiner	-	Absent
	Mrs. Robitzski	-	Absent
	Mr. Tully	-	Yes

Resolution #2021-44 Appointment of Alex Gardinsky as Day Shift Crew Chief

Mr. Kendzulak, Jr. made a motion to approve Resolution #2021 - 44, Mr. Mangin seconded the motion.

Roll call vote:	Mr. Kendzulak, Jr.	-	Yes
	Mr. Mangin	-	Yes
	Mr. Reiner	-	Absent
	Mrs. Robitzski	-	Absent
	Mr. Tully	-	Yes

Resolution #2021-45 Employment of Ryan Powers as Wastewater Treatment Operator

Mr. Mangin made motion to approve Resolution #2021 – 45, Mr. Kendzulak, Jr. seconded the motion.

Roll call vote:	Mr. Kendzulak, Jr.	-	Yes
	Mr. Mangin	-	Yes
	Mr. Reiner	-	Absent
	Mrs. Robitzski	-	Absent
	Mr. Tully	-	Yes

Resolution #2021-46 Authorization to Appeal Calculation of FY 2020
NJPDES Permit Fees for Flemington Wet Weather
Facility

Mr. Kendzulak, Jr. made motion to approve Resolution #2021 – 46, Mr. Mangin seconded the motion.

Roll call vote:	Mr. Kendzulak, Jr.	-	Yes
	Mr. Mangin	-	Yes
	Mr. Reiner	-	Absent
	Mrs. Robitzski	-	Absent
	Mr. Tully	-	Yes

6. **Approval of Minutes:** Minutes of June 10, 2021

Mr. Kendzulak, Jr. made a motion to approve the minutes from the June 10, 2021 meeting. Mr. Mangin seconded the motion.

Roll call vote:	Mr. Kendzulak, Jr.	-	Yes
	Mr. Mangin	-	Yes
	Mr. Reiner	-	Absent
	Mrs. Robitzski	-	Absent
	Mr. Tully	-	Yes

7. **Treasurer's Report / Payment of Bills:**

Mr. Kendzulak, Jr. - The bills totaled \$532,683.68; everything appears to be in order. If you look at the last pink page, conservatively, if we took it through June 30, 2021, we are six months through the year, halfway through the year, and we are at 49.51%. We are actually a little further into July plus we pay some of this stuff up front, insurance, and some other bills so I feel comfortable with where we are at. I recommend approval of payment.

Mr. Mangin made a motion to approve the payment of bills. Mr. Kendzulak, Jr. seconded the motion.

Roll call vote:	Mr. Kendzulak, Jr.	-	Yes
	Mr. Mangin	-	Yes
	Mr. Reiner	-	Absent
	Mrs. Robitzski	-	Absent
	Mr. Tully	-	Yes

8. **Citizens' Privilege:**

None

9. **Adjourn into Closed Session by Motion, if Needed**

10. **Adjournment of Regular Meeting:**

Mr. Kendzulak, Jr. made a motion to adjourn the Regular Meeting. Mr. Mangin seconded the motion. All were in favor.

RARITAN TOWNSHIP MUNICIPAL UTILITIES AUTHORITY
WORK SESSION MINUTES

JULY 15, 2021

365 Old York Road, Flemington, New Jersey
(908) 782-7453 Office (908) 782-7466 Fax

1. **The Work Session** of the Raritan Township Municipal Utilities Authority will be called to order upon the adjournment of the Regular Meeting.
2. **Correspondence:**
None
3. **Unfinished Business:**
None
4. **New Business:**
None
5. **Professional Reports:**
 - a) Attorney – None
 - b) Engineer –

Mr. Madden – The system capacity report we do quarterly, we did it for the past quarter. The flows are about where we would expect them to be this time of year. Usually, the second quarter is higher than the first. We are doing pretty good on that. The I & I stuff has been going on, we have some meters, we have been moving them around. We have been working with Mr. Frank's staff to get the data in and find places to put the meters next. The contractor is here this week, fixing up the clarifiers, he should be done by tomorrow though it might spill over to Monday. They are repairing some of the lining and doing punch list items and some servicing that had to be done. The GIS maps, I think are in pretty good shape. We continue to add things to them and update them as we find things. As far as the FWWF equalization tanks; we were working with Mr. Frank and we wanted to get the building painted and some of the tanks repaired but in light of recent events with the permit, we may want to table that until we find a better answer to what is going to happen out there. We did two development reviews. The Junction Road project was supposed to start this week, but their foreman passed away from Covid, so they have been delayed. I have been having

discussions with Flemington regarding their portion of the 2012 SCADA bond. It has been an ongoing negotiation.

Mr. Tully – I know Mr. Madden and Mr. Diehl were trying to talk ahead of time to try to agree on a number. I will probably meet with Mayor Driver to go over everything and try to finalize it and then we have to pick a number.

6. RTMUA Reports:

a) ADMINISTRATIVE / OPERATIONS REPORT

1. Chief Operator / Director's Report

Mr. Frank – We had a pre – con for the Starbucks that is going in on the corner of Minneakoning and Route 31. We had our first budget meeting. I had to close septage for a couple of days due to Stony Brook closing down.

Mr. Kendzulak, Jr. – The septage rates went up now. Have you seen a decrease in the amount of septage coming in?

Mr. Frank – A slight decrease but because we had a slight increase in fees, our dollar amount stayed about the same.

- a) Overtime Recap
 - b) Septage / Greywater Recap
2. Laboratory Summary
3. Maintenance Summary
4. Readington Flows

Mr. Frank – Readington was having an issue with one of their meters at Hedgerow Estates, so they didn't want to give me data, so I didn't have anything for this month.

b) Commissioner's Comments: None

7. Discussion:

a) 2nd Quarter 2021 Capacity Evaluation

Mr. Kendzulak, Jr. – Looking at this, last quarter, and this is through March, we had 4.2 MGD, and this is everything, all of our paper capacity and projected capacity. We are at 3.7, so we are just under what we have. So, we've been teetering at capacity or over capacity. Again, a lot of this is stuff that is not online yet. At some point, it is going to be.

b) Flemington 202 Properties, LLC (Block 72.23 Lot 31.01)

Mr. Watts – Flemington 202 Properties, LLC holds a Reservation of Wastewater Treatment Capacity Agreement, it was set to expire June 18, 2021 for failure to meet a milestone. Their attorney brought to my attention recent legislation that was passed that supplemented the old Permit Extension Act, and that stated that so long as there was either a Public Health Emergency or State of Emergency, that any approvals, and in this case, the Reservation Agreement, would not expire for a period of six months beyond the termination of the emergency. As I pointed out, the Public Health Emergency was terminated as of June 4, 2021 but there still remains a State of Emergency. In my opinion, the Reservation Agreement can not expire until at least six months after the termination of the State of Emergency which is ongoing. I can't tell the Board when they would lose their capacity. It is my advice that we advise the applicant that they have not lost their capacity and it will be governed by state law regarding States of Emergency.

Mr. Kendzulak, Jr. – Part of that advice should be that they should be doing stuff to reach a milestone, this is their time.

Mr. Watts – I will vigorously re-enforce the time limits.

Mr. Kendzulak, Jr. – Yes, they need to realize, when that State of Emergency is lifted, they only have six months to have reached a milestone.

Mr. Watts – I will point that out in the letter.

8. Adjourn into Closed Session by Motion, if Needed

Chair Tully – We will be going into Closed Session to discuss Pending Litigation Matters with NJDEP, Contractual Matters and Personnel Issues; we do not anticipate any official action will need to be taken once we come out of Closed Session.

Mr. Kendzulak, Jr. made a motion to adjourn into Closed Session for the above stated purpose and Mr. Mangin seconded the motion. Mr. Tyler and Ms. Carmeli conference called into the Closed Session. Closed Session was from 5:22 pm – 6:21 pm.

9. Adjournment of Work Session:

Mrs. Robitzski made a motion to adjourn the Work Session. Mr. Mangin seconded the motion. All were in favor. The Meeting ended at 6:22 pm.