

APPROVED

RARITAN TOWNSHIP MUNICIPAL UTILITIES AUTHORITY
REGULAR MEETING MINUTES

JULY 21, 2022

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. Hazard	Here
Mr. Kendzulak, Jr.	Absent
Mr. Mangin	Here
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:**

None

5. RESOLUTIONS:

Resolution #2022-44 Resolution of Appreciation Christopher Cooper for 25 Years of Service to Raritan Township Municipal Utilities Authority

Mr. Tully – I would like to read the full resolution (reads resolution in its entirety). Congratulations; we appreciate everything you have done for twenty – five years. We also have a plaque for you.

Mr. Hazard made a motion to approve Resolution #2022 – 44, Mr. Mangin seconded the motion.

Roll call vote:	Mr. Hazard	-	Yes
	Mr. Kendzulak, Jr.	-	Absent
	Mr. Mangin	-	Yes
	Mr. Tully	-	Yes

6. Approval of Minutes: Minutes of June 16, 2022

Mr. Hazard made a motion to approve the minutes from the June 16, 2022 meeting. Mr. Mangin seconded the motion.

Roll call vote:	Mr. Hazard	-	Yes
	Mr. Kendzulak, Jr.	-	Absent
	Mr. Mangin	-	Yes
	Mr. Tully	-	Yes

7. Treasurer's Report / Payment of Bills:

Mr. Tully - The bills totaled \$506,557.66; everything appears to be in order. If you look at the last hot pink page, we are at roughly 49% of the budget. Last year at this time we were at 52%, so we are pretty much right on.

Mr. Mangin made a motion to approve the payment of bills. Mr. Hazard seconded the motion.

Roll call vote:	Mr. Hazard	-	Yes
	Mr. Kendzulak, Jr.	-	Absent
	Mr. Mangin	-	Yes
	Mr. Tully	-	Yes

8. Citizens' Privilege:

Mr. Hazard – This citizen is a candidate for a commissioner position. Mr. Anclien has a bookkeeping, accounting firm in town. I've known him for a long time, he has a calm, cool head, he is a smart guy, and he has been involved in the community for years. I am sure others will be submitting to be candidates also, but Mr. Anclien asked if he could attend tonight. The Township Committee will be evaluating, we talked about it at the last meeting...

Mr. Tully – Are you looking at August or September?

Mr. Hazard – Hopefully by the end of August we will have someone officially. We accepted resumes at the last meeting.

9. Adjourn into Closed Session by Motion, if Needed

10. Adjournment of Regular Meeting:

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

APPROVED

RARITAN TOWNSHIP MUNICIPAL UTILITIES AUTHORITY
WORK SESSION MINUTES

JULY 21, 2022

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:**

- a) Gabriel Mahon of NJDEP to Robert S. O'Brien, PE of Van Cleef Engineering regarding Readington Township Block 81 Lot 1 Additional Information Request

Mr. Tully – This is about the Readington COAH thing.

Mr. Madden – Yes, they requested to get into the sewer service area. It is my understanding that the DEP is supposed to send something to us asking if we object or not. I have not seen anything yet, but we should keep an eye out for that. I would think it is going to go to Mr. Frank or the Chairperson.

Mr. Hazard – How do we handle that when the request comes in?

Mr. Madden – I think we just deny it. We still haven't gotten the flow data from them.

Mr. Hazard – If we don't have the capacity we can't serve them.

- b) Nicole Magdziak of Day Pitney, LLP to Regina Nicaretta of RTMUA regarding Block 40 Lots 4 & 5.01

Mr. Watts – This is the US Bronze site. There is a certain amount of capacity assigned there and there is another lot that they are going to merge, and they want the one unit for that other lot that they can get administratively to be joined to the existing capacity so that they have that amount for the new lot to be formed. We told them it could be done once the lots were merged.

3. **Unfinished Business:**

None

4. **New Business:**

None

5. **Professional Reports:**

a) Attorney –

Mr. Watts - I want to mention something about the Reservation Agreement that we have, as you know we have had it for many years, and they have been dragged along for a long time. Back in the day we did not realize that people would last so long; once you reach a milestone, you keep the capacity. I have done a draft which is in your packet that changes the form. It says you get two years and that is it. You are either connected or you are paying but if you are doing neither at the end of two years, you lose it. We can't let these drag on any more moving forward. We will have a resolution on it at next month's meeting; we will need a vote from the Authority to approve the new format. It is in line with the state supreme court ruling for Readington Township a number of years ago. This will be for all new reservations coming in, should we get a bunch of new capacity coming in.

b) Engineer –

Mr. Madden – We have the Contracts signed by JEV and we'll have the kick off pre-construction meeting soon. SCADA; those guys were on vacation last week; they are supposed to come back, and we should have a scheduled meeting in the next couple of weeks with them. I'll let you know when.

Mr. Tully – I'll attend that.

Mr. Madden – The one thing that they did come up with is that the existing pump stations are on a 3G network so we...

Mr. Tully – I had a conversation with Mr. Sciss, and he is on it. He sent me a copy of a proposal to switch it to Comcast to a cable version versus doing cellular.

Mr. Madden – They will look at that too. That is one of the things I want to see from them; what is our best, cheapest option.

Mr. Tully – We just ran into that at the Township. Our survey equipment was all 3G and we had to get a Wi-Fi thing, 4g or 5g because we couldn't use it anymore.

Mr. Madden – We did the report for the quarter; with everything tallied up, we are still over our allotment. If everything came on line tomorrow, we would be over our 3.8 MGD, that is just more fodder for the fight against Readington I guess. The last month was very dry on average.

Mr. Hazard – Why is Readington going to waste their time on this? Do they truly understand the capacity issue?

Mr. Watts – They look at the manner in which it is calculated, and they think that they can go over 125,000 gallons lots of days so long as it is under more days over the course of a year.

Mr. Hazard – That's an engineer on their side thinking that or just a layman?

Mr. Watts – That is their wish.

Mr. Madden – I think Mr. Frank and I are in agreement that it is 125,000 gallons per day.

Mr. Hazard – They are wasting their money though.

Mr. Watts – There is a lot of pressure with the Fair Share.

Mr. Madden – The GIS, we are continually updating the map and getting more information as it becomes available.

Mr. Tully – I have seen the map and it looks good.

Mr. Madden – We are probably going to advertise next week for the paving. I think we are meeting on Monday with Readington Township. The clarifier repairs I believe are done.

Mr. Tully – The generator replacement, how is that going?

Mr. Madden – We are still waiting for some more documentation on the different things that are attached. We are still filling in some missing lines and things. Mr. Sciss's guys have been trying to trace things back around the other things they have to do so hopefully we will have that wrapped up soon.

Mr. Tully – The other thing, the I & I, you found stuff on residential properties, it is great you found stuff, how do we go about making sure that the residents fix the problems we have identified. Is there any leverage with that?

Mr. Madden – I think we went through this a couple of years ago. I think a letter went out saying "if you don't fix it within so many days, we will fix it and then charge you."

Mr. Tully – Let's get those letters out as soon as possible.

Mr. Madden – One other thing, remember we talked about the drain in that yard? We were able to video the line after they cleaned it; the pipe is intact, there is no connection there. It is deflected; I don't know how they deflected it as much as they did, it is not an active leak.

6. RTMUA Reports:

a) ADMINISTRATIVE / OPERATIONS REPORT

1. Chief Operator / Director's Report

Mr. Frank – A pretty quiet month; Flemington didn't go online at all. I was able to do two tours of the Flemington facility with a representative of one of the painting companies and also met with a contractor for some of the other repairs we want to do and try to scale them back, just replace the coal tar coatings on the tank. Got a price from him just to ballpark it but it was still sizeable, so we are going to rethink some of our other options and come up with a best plan moving forward. Johanna flows were in, they were up again for the month, down from the previous month but still up.

a) Overtime Recap

b) Septage / Greywater Recap

2. Laboratory Summary

3. Maintenance Summary

4. Readington Flows

b) Commissioner's Comments:

7. Discussion:

a) 2nd Quarter 2022 Capacity Evaluation

Previously discussed

b) Reservation Agreement Form

Previously discussed

c) Vactor Rental Fee

Mr. Tully – That comes up as a Budget Discussion, Mr. Sciss brought that up. I think Frenchtown sometimes contracts with us to use the vactor and some other stuff and we charge them for it. We have charged them \$200 per hour with a four-hour minimum if it is regular hours and \$350.00 if it is overtime and \$500 if it is a holiday. Attached to our rates are quotes we

got from Russell Reid which is basically \$2,250.00 a day which is way over what we charge. There is also a second quote from Public Sewer Services. They charge \$325.00 per hour for the truck and then you need a supervisor for \$150.00 an hour and an operator for \$125.00 an hour and the other stuff listed there. It is something we want to think about.

Mr. Hazard – How often is it?

Mr. Frank – Not often. It is just something to think about. At our numbers, we are just breaking even if not losing money. It hasn't been updated in ten years.

Mr. Hazard – Give us a recommendation, a reasonable price.

Mr. Tully – Figure out what it would cost us to do it, real costs, man hours, fuel and whatever else.

Mr. Frank – We don't want to make it too attractive because we don't want to get called out all of the time, but we don't want to take advantage of another municipality.

Mr. Tully – We have to cover our costs, plus.

Mr. Frank – We were thinking \$500.00 for each line across the board.

8. Adjourn into Closed Session by Motion, if Needed

Chair Tully – We will be going into Closed Session to discuss Litigation, and contractual matters; we do not anticipate any official action will need to be taken once we come out of Closed Session.

Mr. Hazard made a motion to adjourn into Closed Session for the above stated purpose and Mr. Mangin seconded the motion. Closed Session was from 5:24 pm – 6:10 pm.

Mr. Tully – We are back in Open Session.

Mr. Watts – The Authority, while Mr. Tyler is here, based upon discussions in Closed Session, the Authority would like to authorize him to undertake the filing of a Petition for Certification to the State Supreme Court and to be able to retain the services of Kleinfelder to give expert help in drafting that document.

Mr. Tully – Can I get a motion?

Mr. Hazard – Motion.

Mr. Mangin – Second.

Roll Call:	Mr. Hazard	-	Yes
	Mr. Kendzulak, Jr.	-	Absent
	Mr. Mangin	-	Yes
	Mr. Tully	-	Yes

9. **Adjournment of Work Session:**

Mr. Mangin made a motion to adjourn the Work Session. Mr. Hazard seconded the motion. All were in favor. The Meeting ended at 6:11 pm.