

Meeting Minutes of December 17th, 2020

A telephone/zoom conference meeting of the Joint Meeting of Essex and Union Counties was held on the above date. Chairperson DeAugustine 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 2020 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 30, 2019 and provided special notice of the telephonic conference to the Star Ledger, The Home News Tribune and 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 as required by law.

On roll call the following board members were present: Messrs. DeLuca, Bowman, Florio, Ramos, Clark, Guarino and DeAugustine, Ms. Prupis and Ms. Burgess. Absent: Ms. Holman, Mr. Petrosky (joined the meeting at 4:23pm).

Also, in attendance were Director Johnson, Ms. DeFrancis; Messrs. Dowhan, Barry, Phillips, Gonzalez, and Berkeley Esq. of Joint Meeting; E. Webster and J. Noble, Esq. of Inglesino, Webster, Wyciskala & Taylor, LLC, R. Rivera, Esq. of Scarinci Hollenbeck, H. Johnsen, N. Towers and J. Bonaccorso of CME Associates, R. LaMendola of AVA Consulting LLC.

On motion by Ms. Burgess, seconded by Mr. Clarke, the minutes of the last meeting were adopted. On motion all in favor, nays, none.

On motion by Mr. Guarino, seconded by Mr. Florio, the Treasurer's Report having been mailed to the Board Member was received and ordered printed. On motion all in favor, nays, none.

The following verbal report was given:

Personnel & Procurement Committee: Chair Mr. Ramos stated that the Committee met, discussed and recommends authorization of the following: Resolution Awarding Contract for General Engineering Services (R-102/20), Resolution Awarding Contract for Special Engineering Services (R-103/20), Resolution Awarding Contract for General Counsel (R-104/20), Resolution Awarding Contract for Labor & Employment Counsel (R-105/20), Resolution Awarding Contract for Special Counsel for Pretreatment Violations (R-106/20), Resolution Awarding Contract for Special Conflict Counsel (R-107/20), Resolution Awarding Contract for Auditing Services (R-108/20), Resolution Awarding Contract for Insurance Broker Services (R-109/20), Resolution Awarding Contract for Bond Counsel (R-110/20), Resolution Awarding Contract for Financial Advisor Services (R-111/20), Resolution Awarding Contract for Effluent Pumping Station-CME Associates (R-112/20), Resolution for the Authorization to Bid Various Services, Equipment & Materials (R-113/20), Resolution Awarding Contract for Furnishing & Delivering One (1) Proprietary Wemco Hydrogritter (R-114/20), Resolution Authorizing Contract with Foley Power

System through the National Joint Powers Alliance (R-115/20), Resolution Authorizing Bid Rejection for Hauling & Beneficial Use of Dewatered Biosolids (R-116/20), Resolution Authorizing Purchase Order for Furnishing & Delivering Two (2) Digester Building Hinged Floodgates with Mechanical Seals (R-117/20), Resolution Authorizing Purchase Order for Asphalt Repairs to the Digester Facility Access Roadway (R-118/20), Resolution Authorizing Purchase Order for Providing Electronic Bidding Services (R-119/20), Resolution Authorizing Annual State Purchasing Contracts (R-120/20), Resolution Authorizing Amending Contract for Furnishing & Delivering Potassium Permanganate (R-121/20), Resolution Authorizing Amending Contract for Hauling & Beneficial use of Dewatered Biosolids (R-122/20), Resolution Authorizing Financial Incentive Pilot Program (SHBP) (R-123/20), Resolution Authorizing Purchase of Renewable Energy Credits (R-124/20), Resolution Authorizing Emergency Contract to Reinstall Traveling Bridge #3 (R-128/20).

On motion by Mr. Bowman, seconded by Ms. Burgess, Resolution (R-102/20) Awarding Contract to CME Associates for Engineering Services, Resolution (R-103/20) Awarding Contract to AVA Consulting LLC for Special Services, Resolution (R-104/20) Awarding Contract to The Law Firm of Inglesino, Webster, Wyciskala & Taylor, LLC for General Counsel, Resolution (R-105/20) Awarding Contract to The Law Firm of Scarinci Hollenbeck, LLC for Labor & Employment Counsel, Resolution (R-106/20) Awarding Contract to The Law Firms of Antonelli Kantor, P.C. & Hunt Hamlin & Ridley to Serve as Pretreatment Violations Counsel, Resolution (R-107/20) Awarding Contract to Law Firms of Antonelli Kantor, P.C. & Hunt Hamlin & Ridley to Serve as Special Conflict Counsel, Resolution (R-109/20) Awarding Contract to Fairview Insurance Agency Associates, Inc. for Insurance Broker Services, Resolution (R-110/20) Awarding Contract to The Retention of Wilentz, Goldman & Spitzer for Bond Counsel, Resolution (R-111/20) Awarding Contract to The Retention of NW Financial Group, LLC for Financial Advisor Services were adopted. On roll call: ayes Messrs. DeLuca, Bowman, Florio, Ramos, Clark, Guarino and DeAugustine. Ms. Prupis and Ms. Burgess; nays, none.

On motion by Mr. Bowman, seconded by Ms. Burgess, Resolution (R-108/20) Awarding Contract for Auditing Services upon recommendation by Director Johnson was returned to administration for further consideration and was not adopted. On roll call: ayes Messrs. DeLuca, Bowman, Florio, Ramos, Clark, Guarino and DeAugustine. Ms. Prupis and Ms. Burgess; nays, none.

On motion by Mr. Ramos, seconded by Mr. Guarino, Resolution (R-112/20) Awarding Contract to CME Associates for Effluent Pumping Station was adopted. On roll call: ayes Messrs. DeLuca, Bowman, Florio, Ramos, Clark, Guarino and DeAugustine. Ms. Prupis and Ms. Burgess; nays, none.

On motion by Ms. Burgess, seconded by Mr. Guarino, Resolution (R-113/20) Authorization to Bid Various Services, Equipment & Materials was adopted. On roll call: ayes Messrs. DeLuca, Bowman, Florio, Ramos, Clark, Guarino and DeAugustine. Ms. Prupis and Ms. Burgess; nays, none.

On motion by Mr. Ramos, seconded by Mr. Bowman, Resolution (R-114/20) Awarding Contract to Wemco for Furnishing & Delivering One (1) Proprietary Wemco Hydrogritter was

adopted. On roll call: ayes Messrs. DeLuca, Bowman, Florio, Ramos, Clark, Guarino and DeAugustine. Ms. Prupis and Ms. Burgess; nays, none.

On motion by Mr. Clarke, seconded by Mr. Bowman, Resolution (R-115/20) Awarding Contract to Foley Power System through the National Joint Powers Alliance was adopted. On roll call: ayes Messrs. DeLuca, Bowman, Florio, Ramos, Clark, Guarino and DeAugustine. Ms. Prupis and Ms. Burgess; nays, none.

On motion by Mr. Florio, seconded by Mr. Ramos, Resolution (R-116/20) Rejecting Bid for Hauling & Beneficial Reused of Dewatered Biosolids was adopted. On roll call: ayes Messrs. DeLuca, Bowman, Florio, Ramos, Clark, Guarino and DeAugustine. Ms. Prupis and Ms. Burgess; nays, none.

On motion by Mr. Guarino, seconded by Mr. Bowman, Resolution (R-117/20) Authorizing a Purchase Order to Process Equipment Sales & Service, Inc. for Furnishing & Delivering Two (2) Digester Building Hinged Floodgates with mechanical seals was adopted. On roll call: ayes Messrs. DeLuca, Bowman, Florio, Ramos, Clark, Guarino and DeAugustine. Ms. Prupis and Ms. Burgess; nays, none.

On motion to table by Mr. Florio, seconded by Mr. Guarino, Resolution (R-118/20) Authorizing a Purchase Order to The Paving Authority LLC for Asphalt Repairs to the Digester Facility Access Roadway Biosolids was adopted. On roll call: ayes Messrs. DeLuca, Bowman, Florio, Ramos, Clark, Guarino and DeAugustine. Ms. Prupis and Ms. Burgess; nays, none.

On motion by Mr. Ramos, seconded by Ms. Burgess, Resolution (R-119/20) Authorizing a Purchase Order to IONWAVE Technologist for Providing Electronic Bidding Services was adopted. On roll call: ayes Messrs. DeLuca, Bowman, Florio, Ramos, Clark, Guarino and DeAugustine. Ms. Prupis and Ms. Burgess; nays, none.

On motion by Mr. Bowman, seconded by Ms. Burgess, Resolution (R-120/20) Authorizing Annual State Purchasing Contract was adopted. On roll call: ayes Messrs. DeLuca, Bowman, Florio, Ramos, Clark, Guarino, Petrosky and DeAugustine. Ms. Prupis and Ms. Burgess; nays, none.

On motion by Mr. Ramos, seconded by Mr. Guarino, Resolution (R-121/20) Authorizing the Extension of the Contract with Shannon Chemical Corporation for Furnishing & Delivering Potassium Permanganate was adopted. On roll call: ayes Messrs. DeLuca, Bowman, Florio, Ramos, Clark, Guarino, Petrosky and DeAugustine. Ms. Prupis and Ms. Burgess; nays, none.

On motion by Mr. Florio, seconded by Ms. Burgess, Resolution (R-122/20) Authorizing the Extension of the Contract with Tulley Environmental Inc. for Hauling & Beneficial Reuse of Dewatered Biosolids was adopted. On roll call: ayes Messrs. DeLuca, Bowman, Florio, Ramos, Clark, Guarino, Petrosky and DeAugustine. Ms. Prupis and Ms. Burgess; nays, none.

On motion by Mr. Ramos, seconded by Mr. Bowman, Resolution (R-123/20) Authorizing the Participation in the Financial Incentive Program (SHBP) was adopted. On roll call: ayes Messrs. DeLuca, Bowman, Florio, Ramos, Clark, Guarino, Petrosky and DeAugustine. Ms. Prupis and Ms. Burgess; nays, none.

On motion by Mr. Guarino, seconded by Mr. Florio, Resolution (R-124/20) Authorizing a Contract with 3Degrees Group, Inc. for the Purchase of Renewable Energy Credits was adopted. On roll call: ayes Messrs. DeLuca, Bowman, Florio, Ramos, Clark, Guarino, Petrosky and DeAugustine. Ms. Prupis and Ms. Burgess; nays, none.

On motion by Ms. Burgess, seconded by Mr. Florio, Resolution (R-128/20) Authorizing an Emergency Contract with Vergona Crane Co. Inc. to Reinstall Traveling Bridge #3 was adopted. On roll call: ayes Messrs. DeLuca, Bowman, Florio, Ramos, Clark, Guarino, Petrosky and DeAugustine. Ms. Prupis and Ms. Burgess; nays, none.

On motion by Mr. Guarino, seconded by Ms. Burgess, the Treatment Plant Report, Industrial Pretreatment Report, Financial Report and 2021 Annual Assessment Report having been mailed to the Board members were received and ordered printed. On motion all in favor, nays, none.

On motion by Ms. Burgess, seconded by Mr. Ramos, the General Counsel Report, the Labor and Employment Counsel Report, Special Conflict and Pretreatment Violations Counsel Report (s) (Hamlin & Ridley, Antonelli Kantor, P.C. no report) having been mailed to the Board members were received and ordered printed. On motion all in favor, nays, none.

On motion by Mr. Clark, seconded by Mr. Bowman, the Engineering Report having been mailed to the Board members was received and ordered printed. On motion all in favor, nays, none.

On motion by Ms. Burgess, seconded by Mr. Clark, the CSO Report having been mailed to the Board members was received and ordered printed. On motion all in favor, nays, none.

There was no Correspondence.

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 Mr. Ramos, seconded by Mr. Florio. Public comment came from Elliot Palmerance (National Sales Director for Environmental Protection Improvement Agency), who inquired about why bids for Hauling & Beneficial use of Biosolids were rejected and reissued. Director Johnson explained that there was an issue with the notification of the time of the bid opening. A notice should have been published in the newspaper and should not have been issued as a clarification. Ms. J. Noble further explained that it should have been treated as an addendum, which needed to be published in the newspaper within seven (7) days of the bid opening. If an addendum wasn't issue properly under the Local Public Contract Law, the bid has to be voided. Hearing no more comments, the Public Session was declared closed. On motion to close public comment by Mr. Guarino, seconded by Mr. Florio. On motion all in favor, nays, none.

On motion by Mr. Florio, seconded by Ms. Burgess, Resolution (R-099/20) Approving Payment of Bills was adopted. On roll call: ayes Messrs. DeLuca, Bowman, Florio, Ramos, Clark, Guarino, Petrosky and DeAugustine. Ms. Prupis and Ms. Burgess; nays, none

On motion by Mr. Bowman, seconded by Mr. Clarke, Resolution (R-100/20) Approving 2021 First Quarter Assessment was adopted. On roll call: ayes Messrs. DeLuca, Bowman, Florio, Ramos, Clark, Guarino, Petrosky and DeAugustine. Ms. Prupis and Ms. Burgess; nays, none

On motion by Ms. Burgess, seconded by Mr. Guarino, Resolution (R-101/20) Approving Annual Notice of Meetings was adopted. On roll call: ayes Messrs. DeLuca, Bowman, Florio, Ramos, Clark, Guarino, Petrosky and DeAugustine. Ms. Prupis and Ms. Burgess; nays, none

On motion by Mr. Bowman, seconded by Mr. Clarke, Resolution (R-125/20) Appointing Nathan N. Rogers as the Public Agency Compliance Officer for the Year 2021 was adopted. On roll call: ayes Messrs. DeLuca, Bowman, Florio, Ramos, Clark, Guarino, Petrosky and DeAugustine. Ms. Prupis and Ms. Burgess; nays, none

On motion by Ms. Burgess, seconded by Mr. Bowman, Resolution (R-126/20) Adopting Memorandum of Agreement from 1/1/2019 to 12/31/2022 was adopted. On roll call: ayes Messrs. DeLuca, Bowman, Florio, Ramos, Clark, Guarino, Petrosky and DeAugustine. Ms. Prupis and Ms. Burgess; nays, none

On motion by Mr. Bowman, seconded by Mr. Clarke, Resolution (R-127/20) Authorizing Pay Increase for Non-Union Employees was adopted. On roll call: ayes Messrs. DeLuca, Bowman, Florio, Ramos, Clark, Guarino, Petrosky and DeAugustine. Ms. Prupis and Ms. Burgess; nays, none

Under Unfinished Business- Director Johnson expressed to the Board that she will be prepared to provide an update of the Equivalent Dwelling Unit calculations and audit recommendations in January, 2021.

Under New Business – Mr. Bowman expressed to the Board that he will be relocating and no longer serving the Board of the JMEUC as of January 1, 2021; Ms. Marjorie Fox will be taking over his role.

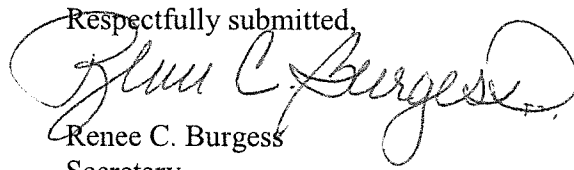
Mr. Guarino expresses his upcoming exit and thanks the Board and the JMEUC for allowing him to serve for the last six (6) years.

Next Meeting is January 21st, 2021

There was no Closed Session.

There being no further business on motion by Mr. Ramos, seconded by Ms. Burgess, the meeting then adjourned at 4:49pm to meet again on January 21st, 2021 unless called earlier by the Chair. On motion all in favor, nays, none.

Respectfully submitted,



Renee C. Burgess
Secretary