

Regular Meeting - Agenda

Wednesday, October 16, 2019

5:30 PM

Mayor's Conference Room

Egg Harbor Township MUA

3515 Bargaintown Road

Egg Harbor Township, NJ 08234

(609) 926-2671

Opening Statement Pursuant to the Open Public Meetings Act

Roll Call & Flag Salute

General Public Discussion

Resolution Memorialization

- ~ Resolution # 61 – 2019 [Preliminary Extension Application]
Block 6901, Lot 32 [Baybreeze Village – 1790 Mays Landing Road]

5:45 PM Rate Hearings / Budget Approval

- ~ Resolution # 62 – 2019
2020 Sewer Service Rate
- ~ Resolution # 63-2019
2020 Connection Fee Rate
- ~ Resolution # 64 – 2019
2020 Budget Approval

Applications / Project Status

- ~ Preliminary & Final Extension Applications
Block 101, Lot 1 [6402 Delilah Road] Wawa

Engineer Report

- ~ Resolution # 65 – 2019 [Certification of Funds]
Wet Well Cleaning Contract
- ~ Resolution # 66 – 2019 [Certification of Funds]
Purchase Utility Truck

Treasurer's Report

- ~ Resolution # 67 – 2019
Approve Bill List for Operating Account
- ~ Resolution # 68 – 2019
Approve Bill List for Developer Account

Administrative Report

- ~ September 2019 minutes
- ~ Resolution # 69 – 2019
September 2019 Adjustments

Other Business (not listed on the Agenda)

Closed Session (If Necessary)

Adjournment

Formal action may or may not be taken.

October 16, 2019
Meeting Minutes

Chairman Michael Duffy read the Opening Statement pursuant to the Open Public Meetings Act and called the meeting to order at 5:30 PM.

Roll Call:	Michael Duffy, Chairman	present
	Charles Pfrommer, Vice-Chairman	present
	H. Chris Schwemm, Treasurer	present
	Theresa Prendergast, Secretary	present
	Theresa Moschetto, Commissioner	present
	Anthony DiDonato, Alternate Commissioner	absent

Vincent Polistina, Engineer and John Ridgway, Solicitor were in attendance. Elaine Super, Authority Clerk was also present. Mr. DiDonato was excused from the meeting.

General Public Discussion

There was no public in attendance. Mr. Schwemm made a motion to close the public portion of the meeting, second by Mr. Pfrommer, all voted yes.

Applications / Project Status

Block 101, Lot 1 [6402 Delilah Road] Wawa
Preliminary & Final Extension Applications

Mr. Matt Kesling was in attendance representing Wawa. Mr. Polistina recapped the project. Previously, the Authority had authorized the submission of the applications to the ACUA and the DEP. The ACUA approval has been received and the DEP approval is expected within a few weeks. They intend to begin construction as soon as all approvals have been granted. Mr. Schwemm made the motion, seconded by Mr. Pfrommer to grant preliminary and final approval. All voted yes.

Resolution Memorialization

~ Resolution #61 – 2019 [Preliminary Extension Application]

Block 6901, Lot 32 [Baybreeze Village – 1790 Mays Landing Road]

The proposed project was discussed and the preliminary application was discussed and voted on at the August 21, 2019 meeting. Motion Mr. Schwemm, second Mr. Pfrommer to memorialize the resolution. All voted yes.

5:45 PM Rate Hearing / Budget Approval

~ Resolution #62 – 2019 [2020 Sewer Service Rate]

Annually the Authority reviews the sewer service rates in conjunction with the budget preparation. As the sewer system continues to age, maintenance and repairs also continue to increase. The treatment charges paid to the Atlantic County Utilities Authority continue to

make up about half of the Authority's budget. Effective January 1, 2020, the annual base rate will be \$340.00. This increase is \$0.67/month and the rate remains the third lowest rate in Atlantic County. Mr. Schwemm made a motion to approve a base rate of \$340.00 for the year 2020. There is no change to the commercial excess usage rate. Mr. Pfrommer seconded this motion. All voted yes.

~ Resolution 64 – 2019 [2020 Budget Approval]

Mr. Schwemm recapped the budget line items, and with the proposed rate of \$340.00, the Authority will be able to maintain the current level of service and maintenance. Additionally, he explained the Authority's desire to maintain sufficient emergency funding in the Bond Redemption and Improvement Fund to handle any expected expenses such as the situation that occurred earlier this year at the Beaver pump station. Mr. Schwemm made the motion to approve the budget, as presented. Mr. Pfrommer seconded the motion and all voted yes. The budget adoption is scheduled for December 17, 2019.

The Connection Fee was not discussed. This will be accomplished in January 2020 once the annual excess usage has been calculated.

Engineer – The written engineer's report is attached and is a part of these minutes.

~ Resolution #65 – 2019 [Certification of Funds] Wet Well Cleaning Contract
Caproni Family Septic has indicated they wish to extend the contract for one additional year. Mr. Schwemm made the motion to extend the contract, in the amount of \$221,674.70. This is the second of the permitted two, 1 year extensions. The contract will be rebid in 2020. Mr. Pfrommer seconded the motion and all voted yes. The increased amount will be effective November 1st.

No bids were received for the new utility truck. The Notice to Bidder will be advertised again with the hopes that bids will be received ahead of the November meeting.

The agreement with the Atlantic County Utilities Authority ends December 31st. Mr. Polistina suggested that we set up a meeting with them and have the agreement extended.

As Kline Construction will not be completing some of the tasks at the Trailer Park pump station, a change order in the amount of \$16,547.70 to reduce the contract price. Mr. Schwemm made the motion, seconded by Mr. Pfrommer, to approve this change order. All voted yes. Resolution #70 – 2019.

The final payment to Kline for the work completed at the Trailer Park pump station has been processed. The check will be held until the Authority receives the Maintenance Bond.

Treasurer

Mr. Schwemm questioned the projects that could possibly be completed through bonding. A couple of ideas were briefly discussed and Mr. Polistina will contact Bond Counsel to begin the process.

~ Resolution #67 – 2019 [Operating Account Bill List]

Motion Mr. Schwemm, seconded by Mrs. Prendergast to approve the October bill list for the Operating Account. All voted yes.

~ Resolution #68 – 2019 [Developer Account Bill List]

Motion Mr. Schwemm, seconded by Mrs. Moschetto to approve the October bill list for the Developer Account. All voted yes.

The Treasurer's report, provided by Mr. Schwemm, was accepted by the Authority.

Administrative

Mr. Schwemm motioned to approve the September 2019 minutes. This was seconded by Mrs. Prendergast and all voted yes.

~ Resolution #69 – 2019 [Adjustments]

Motion made by Mr. Schwemm, seconded by Mrs. Moschetto to approve the September 2019 account adjustments. All voted yes.

As the Township Committee has changed their meeting times, the MUA agreed to change the monthly meeting night so as to not be in conflict with the Township meetings. Mr. Schwemm made a motion to change the MUA meetings from the third Wednesday to the third Tuesday of each month. Mr. Pfrommer seconded this motion and all voted yes. This will take effect immediately beginning with the November meeting. **Resolution #71 – 2019**

~ Resolution #72 – 2019 [Closed Session] 6:20PM

Mr. Schwemm made a motion, seconded by Mrs. Prendergast, to enter into closed session to discuss litigation with Somerset Lakes, LLC. All voted yes. The minutes of the closed session will be made public once all issues discussed are resolved.

6:53 PM – Return to Public Session

No formal action was taken during the closed session.

Mr. Schwemm made a motion, seconded by Mr. Pfrommer, to authorize Mr. Ridgway to file for a dismissal of a lawsuit filed against the Authority by Somerset Developers. All voted yes.

A motion to adjourn the meeting was made by Mr. Schwemm, seconded by Mrs. Moschetto at 6:55 PM. All voted yes.

Theresa Prendergast, Secretary

Prepared by Elaine Super, Authority Clerk

Date Approved: November 19, 2019

Engineer's Report
Egg Harbor Township MUA
October 16, 2019

Engineering Projects

1. Emergency Maintenance Contract

Arthur Henry has completed numerous tasks for the Authority over the last month. Due to repeated blockages they repaired / replaced the cleanout tee connections at 305 Quigley Avenue, 6833 Washington Avenue and 112 Wildflower Avenue in Egg Harbor Township. Large root balls were found in each lateral. They also patched the asphalt at 6826 Washington Avenue from a previous repair. Finally, Arthur Henry replaced four of the air relief valves along the force main for the English Mill station. The older valves were rusted and not functioning properly.

Arthur Henry repaired / replaced the cleanout tee at 1405 Wood-Lynne Boulevard in Linwood within the past month. A large root ball was found in the lateral. They also installed a Neenah casting at 105 West Edgewood to protect the cleanout cap.

We have not received any invoices for the work completed to date, but anticipate all billing will be current by next month's meeting.

2. ACUA Contract Administration

The ACUA maintenance reports have been normal over the past month. During a heavy storm earlier this month we experienced what appears to have been a surge at the Langford and Cardiff stations. The surge or lightning strike damaged the main breaker at the Langford station. The ACUA was able to replace the breaker and maintain station operation. The Cardiff station experienced a surge that damaged the pump controller. There is currently one pump in operation utilizing the backup system. We are waiting for the ACUA to provide a report of what components need to be replaced.

There is only one pump operational at the Old Zion station due to an issue with the pump no. 2 not seating correctly. The ACUA plans to conduct a confined space entry to determine the cause.

The repaired pump for the English Mill station was returned and put back into service last month. While it was out for service the remaining pump was not performing properly and was unable to maintain flow out of the station. We decided it was prudent to obtain a replacement pump from ABS after checking the hydraulic system curve. The new ABS pump was obtained at a cost of \$9,000.00. The new pump has been received and was put into service last week.

3. **Wet Well Cleaning Contract Administration**

Caprioni Family Septic completed the normally scheduled basket and wet well cleanings over the past month. They provided a reel camera to help investigate the blockage issues at 6833 Washington Avenue and 1405 Wood-Lynne Boulevard. Caprioni assisted with the removed of water from the air relief manholes along Tremont Avenue from the English Mill pump station. They also assisted with the bypass pumping of the Miami station while the Godwin pump was not functioning properly.

Caprioni also cleaned three wet wells in the Linwood system.

We have recommended a payment in the amount of \$14,007.36 from the Operating Account for the work completed in September.

4. **Spills**

There were no spill incidents within the last month.

5. **Miami Pump Station Elimination**

We are continuing to prepare the revised pump station design documents necessary to produce the revised construction cost estimate to determine the in-kind rebuild cost for the Miami pump station. Once completed we will forward the updated estimates to the NJOEM for review.

6. **Pleasant Heights Sanitary Sewer Extension**

The video inspection of the newly constructed main has been completed and found acceptable. We will recommending that all residents receiving service through the project can now connect.

The contractor is scheduling to complete the final road restoration within the next week. A final invoice will be processed for approval at the November meeting.

7. **Beaver & Whitewater Cleanout and Lateral Repair**

We are working with the contractor to complete the remaining items to be completed. Since the pricing submitted by the contractor is advantageous to the Authority we have added a few items to the project.

We will be finalizing the final payment for this project next month.

8. **Searstown Pump Station Relocation**

Our office is currently preparing the preliminary pump station and site design. Once completed we will review with the property owner.

9. Trailer Park Pump Station

Kline Construction has completed their remaining punchlist work. We have processed a Change Order reducing the Contract value by \$16,547.70 to reflect the as-built quantities. The maintenance bond has been requested.

We have recommended the final payment in the amount of \$5,653.69 for the work completed.

10. 2020 Video Inspection & Main Cleaning

Our office is finalizing the plans and specifications for the video inspection of the sanitary mains in the County Aire, Dogwood and Elementary School pump stations. This project will be out for bid next month.

11. Country Aire Pump Station Upgrades

The bid documents will be finalized this month to receive bids in November.

12. Hingston & Delancy Generator Replacements

Our office is finalizing the bid documents for the replacement of the generators at the Hingston and Delancy pump stations. The bid will also include the provision of a generator and automatic transfer switch at the Country Aire if the pricing is favorable. The project will bid in November.

13. FAA Pump Station

The design specification has been completed and will be forwarded to the Tech Center Staff for their review later this week.

Developer Projects

Extension Applications

1. Harbor Landing (Olde Masters)

The contractor has been installing the mechanical and electrical equipment for the pump station. They believe they will be ready for start up of the station within the next few weeks.

Connection Applications

None

Change of Use Applications

1. Sadia's Tea and Coffee - Lauren Alobeidy

The application is for the change of use of Unit B6 within Risley Commons located on the Black Horse Pike. The retail space will continue to be utilized as a coffee house.

2. Compassionate Care Foundation - Tim Weigand

The submitted application is for interior plumbing modifications and provision of a grease trap to expand the process area of the facility.

3. Alpha & Omega Child Care - Yvonne Johnson

The application is for the change of use of Unit 3 within the Harbor Towne Plaza from a karate studio into an expanded area for the existing child care facility. The gross floor area of Unit 3 is 1,200 square feet.

4. Egg Harbor Family Associates, LLC

The applicant is proposing to the change the development of Phase 2 of the project site from sixty (60) affordable senior apartments to market rate apartments, same as which was developed in Phase 1.

Vince Polistina
Authority Engineer

**EGG HARBOR TOWNSHIP MUNICIPAL UTILITIES AUTHORITY
PRELIMINARY SEWERAGE EXTENSION APPLICATION
RESOLUTION # 61 of 2019**

**Applicant: Sea Lands Investors, Inc.
Project: 1790 Mays Landing Road
Block 6901, Lot 32
EHTMUA Application #19-19**

The Egg Harbor Township Municipal Utilities Authority (referred to as “Authority” or “EHTMUA”) is a duly formed and authorized public body created under the Municipal and County Utilities Authorities Law, as set forth in Chapter 183 of the Laws of New Jersey of 1957, as amended, for the purposes of overseeing the provision and development of sewerage facilities and services within Egg Harbor Township, New Jersey, as more particularly set forth in the Act.

Bay Breeze Village is a residential community consisting of 56 single family dwellings on Somers Point Mays Landing Road close to the City of Somers Point. The property is located at 1790 Mays Landing Road and is known as Block 6901, Lot 32. Sea Lands Investors, Inc. with contact person Ginny Fanelli (Secretary) is the Applicant identified on the Preliminary Application for the proposed sanitary sewer extension.

The Applicant has indicated that the community has by-laws which limit it to an age restricted community and that no more than the existing fifty-six (56) units could be built at the site. The Applicant has utilized the applicable New Jersey Department of Environmental Protection criteria for the calculation of sewer flows based on the structures being two-bedroom age restricted dwellings.

At the regularly scheduled meeting of the Authority on August 21, 2019, the Applicant’s request for Preliminary Approval was heard. The Applicant’s representative, Bill Swiderski, P.E. and members of the Applicant’s community were in attendance. At that time, the Authority was

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presented with plans, specifications and other information concerning the application as set forth below and as otherwise provided in the application materials and the Memorandum of the Authority's Engineers, Polistina & Associates dated July 17, 2019. A copy of the Engineer's Report is attached and incorporated into this Resolution by reference. Likewise, the details and specifications of the plans submitted by the Applicant to the Authority at the time of the hearing are incorporated into this Resolution by reference.

FACTS PRESENTED

The Applicant is proposing to construct an on-site sanitary sewer gravity conveyance system, which will direct the projected wastewater flow to a proposed privately-owned pumping station to be located on the project site. The proposed infrastructure will provide sanitary sewer service to fifty-six (56) residential dwellings and an on-site office. Based on the community consisting of all two-bedroom age restricted dwellings, the sanitary sewer extension will discharge a total of 9,620 gallons per day (gpd) of waste into the proposed infrastructure (9,520 gpd for the residential flow and 100 gpd for the office).

The anticipated flow from the project site will be collected via the on-site gravity conveyance system and discharged to the proposed pumping station. The wastewater flow will then be conveyed via a three-inch (3") force main along Somers Point Mays Landing Road, Steelmanville Road, Robert Best Road, and Vella la Vella Lane where it would tie-in to an existing gravity manhole in Vella la Vella Lane. From the connection point, the flow is conveyed via the existing EHTMUA gravity system to the Bevis Mill pump station. The Bevis

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Mill pump station conveys the flow through the Beaver pump station and it is ultimately discharged to the Atlantic County Utilities Authority in the City of Somers Point. Both the Beaver and Bevis Mill pump stations have the capacity to handle the proposed flow.

The proposed on-site gravity conveyance system will be designed by the Applicant's engineer to accommodate the proposed wastewater flow to be generated from the project site. The on-site pumping station and the associated force main will also be sized to adequately handle the projected wastewater flow.

The Applicant is proposing to construct an on-site gravity conveyance system encompassing eleven (11) runs of eight-inch (8") diameter sanitary sewer gravity main and twelve (12) on-site manholes. The proposed on-site gravity main will direct the wastewater flow to a proposed on-site pumping station.

The proposed on-site sanitary sewer gravity main and force main, along with the proposed pump station will be located on-site and shall be operated and maintained by the Applicant.

The Applicant has not provided topography of the project site but the project will be designed to provide sufficient cover over the proposed facilities.

The Applicant has not provided the depth of the excavations for the proposed on-site gravity main but it is expected that the depth of the gravity sewer will range from four (4') to eight (8') feet deep. The force main is expected to be approximately four (4') feet deep.

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As there will be sufficient cover and the Applicant will be constructing an on-site pump station, the project will be feasible as designed.

The Applicant has provided a copy of the tax assessor's adjacent property list of properties within the 200-foot radius of the project site. There are a total of thirteen (13) improved properties located within the 200-foot radius of the project site.

Ten (10) of the properties are residential and three (3) are commercial. None of the properties currently have access to the public sanitary sewer system and most are outside of the area where public sewer can be provided pursuant to New Jersey Department of Environmental Protection regulations.

The only property within the area where public sewer can be provided is the Somerset Cove Marina located on Block 6901, Lots 30 and 31. The Applicant has not provided a conceptual plan illustrating the provision of sanitary sewer service to the Somerset Cove Marina.

The Applicant should contact Somerset Cove Marina to inquire whether they are interested in connecting to public sanitary sewer in conjunction with the Bay Breeze Village application. Given the environmental sensitivity of the area, it would be in the best interest of both communities to design and permit the sanitary sewer systems together. The gravity system along Albatross Lane can be easily extended to Somers Point Mays Landing Road to provide a connection point for Somerset Cove.

Based on the plans provided, the acquisition of a utility easement is not required by the EHTMUA for the construction of the proposed sanitary sewer facilities. All of the proposed

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facilities to be located on-site will be privately owned. The off-site force main will be constructed within existing rights-of-way.

The Commissioners discussed routing alternatives including sending the sewerage flow to Somers Point. Mr. Schwemm inquired about the costs of the proposed project, maintenance and repair responsibility and possibly connecting an adjoining community to the proposed sanitary sewer system.

The Authority Engineer recommended that the application be granted Preliminary Approval subject to a discussion related to provisions for providing service for Somerset Cove.

AUTHORITY ACTION

Based upon the above facts developed at the time of the hearing and as otherwise set forth in the application materials, Commissioner Schwemm made a motion to grant Preliminary Approval of the application and Commissioner Pfrommer seconded the motion on the condition that the Applicant contact Somerset Cove Marina to inquire whether they are interested in connecting to public sanitary sewer in conjunction with the Bay Breeze Village application and satisfactory resolution of project costs, maintenance and repair responsibility (the “Approval Conditions”). The Commissioners voted unanimously in favor of granting Preliminary Approval subject to the Approval Conditions as follows:

Chairman Duffy:	Affirmative
Commissioner Schwemm:	Affirmative
Commissioner Prendergast:	Affirmative

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Chairman Pfrommer:	Affirmative
Commissioner Moschetto:	Affirmative
Commissioner DiDonato:	No vote- Acting as Alternate

CONDITIONS AND LIMITATIONS OF AUTHORITY ACTION

The Authority's action set forth above is conditional as set forth below:

1. A preliminary sewerage application is limited only to determining the feasibility aspects of the proposed sewerage project.
2. Preliminary approval is not an allocation of sewerage capacity nor authorization to commence construction. The Applicant will not receive a final sewerage allocation until final approval by the Authority is granted, and the State of New Jersey, Department of Environmental Protection (NJDEP) reviews the Treatment Works Application and thereafter executes and issues a permit. Finally the Applicant shall not begin any sewerage construction until the Authority issues a final permit which only occurs after the NJDEP permit is issued to the Authority.
3. If the sewer extension or other relief requested in the application is in any way contingent upon construction of other sewerage facilities by the Applicant herein or Applicants or developers, and these other facilities fail to come into fruition, the Authority reserves the right to deny final approval.

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4. Authority approval shall only be valid for one (1) year from the Authority meeting granting such approval. The Authority shall have no obligation to extend any approval. The Applicant may request the Authority to extend an approval prior to the expiration of one (1) year in accordance with the Authority's Rules and Regulations. However, if the Authority does not grant an extension of an approval within one (1) year after the date of Authority action, this resolution and approval shall automatically expire and be deemed revoked without further notice from the Authority. All extensions of the New Jersey DEP Construct and Operate Treatment Works Approval must be filed by and through the Authority's office at the Applicant's request.

5. In the event the subject application has been tabled by action of the Authority, such application must be reheard within six (6) months of the date of the Authority action tabling the application in order to maintain any prior preliminary or final application approval in active status. If the tabled application is not reheard and acted upon by the Authority within six (6) months from the time of Authority action tabling it, all prior preliminary and/or final approvals shall be deemed null and void and the application must be resubmitted to the Authority including all application and review fees for any further action.

6. A denied Application must be reheard within six (6) months of the action in order to remain active. Otherwise, a new Application and all applicable fees must be submitted for further Authority action.

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In addition to the above, the Authority reserves the right to administratively amend, suspend or revoke the above action through the Authority Clerk in the event of any of the following:

- A. A material change of any plan(s) submitted by the Applicant.
- B. Local, County, State or Federal law, plan, regulation, agreement, assessment, obligation or other matter which directly or indirectly affects this project, the sewer plan, capacity, feasibility, the number of building units, or the Authority's action concerning the project.
- C. Any moratorium or other State, County or local action preventing the approval.
- D. Any action outside of the control of the Authority which affects the capacity and feasibility of the Applicant's proposed developments. This includes the denial of an easement or other access right necessary for the routing or placement of sewer improvements as set forth in the application materials.
- E. The approval is specifically subject to and conditioned upon the permitting and approval of the plans and the development by the Atlantic County Utilities Authority and the New Jersey Department of Environmental Protection.
- F. Authority preliminary approval is not an allocation of sewer capacity nor is it authorization to commence construction of any sewer related improvement. Sewer related construction may not commence until the Authority issues a final permit after receipt of proper County and State permits.

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- G. Any and all "downstream" or other required sewage facilities within or outside the control of the Applicant, must be permitted and constructed prior to the Applicant taking any action in connection with the development.
- H. Notwithstanding the approval, the Applicant must still comply with all rules and regulations of the Authority and Egg Harbor Township, and shall be required to pay all applicable fees, assessments or service charges to the appropriate governmental agency including the appropriate sewer connection fee(s).
- I. It is the Applicant's responsibility to determine whether this project is subject to a prior developer's repayment agreement rights. In the event such repayment agreements are involved, all applicable fees must be paid prior to the Applicant taking further action.
- J. An Applicant that disagrees with the Authority's actions as set forth in this Resolution or in connection with an application shall have the right to seek reconsideration of the Authority's action. Reconsideration must be sought by submitting written notice of the request for reconsideration to the Authority Clerk within thirty (30) days of the Authority action together with a detailed report stating what actions are challenged and setting forth the Applicant's basis for disagreeing with the Authority's actions. All facts, plans, information, statements and reports of professionals supporting the request must be submitted to the Authority at the time the request is made. The Authority will act upon such reconsideration requests within sixty (60) days of receipt of the Applicant's request for reconsideration and report. The Applicant's failure to request reconsideration within

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the thirty (30) days set forth above shall constitute an acceptance of the Authority's action.

I, Theresa Prendergast, Secretary for the Egg Harbor Township Municipal Utilities Authority do hereby certify that the foregoing Resolution was duly approved at the regular meeting of the Egg Harbor Township Municipal Utilities Authority held the 16th day of October, 2019, at the Municipal Building, Egg Harbor Township, New Jersey at 5:30 p.m.

THERESA PRENDERGAST
SECRETARY

EGG HARBOR TOWNSHIP MUNICIPAL UTILITIES AUTHORITY

RESOLUTION # 62 – 20189

Reason: Rate Review

WHEREAS, the Egg Harbor Township Municipal Utilities Authority (Authority) is a corporate body duly created and existing under the County and Municipal Utilities Authority Law, Chapter 183 of the Laws of New Jersey of 1957 as amended for purposes of providing and developing sewerage facilities as more particularly set forth in the Act; and

WHEREAS, the Authority has reviewed its sewerage service rates for the time period beginning January 1, 2020. This rate shall be in effect until such time as the Authority deems necessary to amend.

NOW THEREFORE, be it resolved the Authority has determined as follows:

1. The recitals set forth above are incorporated herein as though set forth full in this Resolution.
2. The Authority, in conjunction with its Engineer, has reviewed necessary data, cost estimates, budget information, relevant bond covenants and other information with regard to the annual service rates.

Residential: \$340.00 Annual Sanitary Sewer Service Charge

Commercial: \$340.00 Annual Sanitary Sewer Service Charge for the 1st 80,000 gallons of water consumed. The rate for Commercial properties remains the same at \$5.75 / 1,000 gallons of water consumed in excess of the 80,000 gallon annual allowance.

I, Theresa Prendergast, Secretary for the Egg Harbor Township Municipal Utilities Authority do hereby certify that the foregoing Resolution was duly adopted at the regular meeting of the Egg Harbor Township Municipal Utilities Authority held on October 16, 2019 at the Municipal Building, 3515 Bargaintown Road, Egg Harbor Township, New Jersey at 5:30 P.M.

Theresa Prendergast, Secretary

Egg Harbor Township Municipal Utilities Authority

Resolution #63 – 2019

VOIDED

October 16, 2019

Connection Fee Rate not approved. Will be reviewed in January 2020.

2020 AUTHORITY BUDGET RESOLUTION

Egg Harbor Township Municipal Utilities Authority

FISCAL YEAR: FROM: January 1, 2020 **TO:** December 31, 2020

WHEREAS, the Annual Budget and Capital Budget for the Egg Harbor Township Municipal Utilities Authority for the fiscal year beginning, January 1, 2020 and ending, December 31, 2020 has been presented before the governing body of the Egg Harbor Township Municipal Utilities Authority at its open public meeting of October 16, 2019; and

WHEREAS, the Annual Budget as introduced reflects Total Revenues of \$ 6,987,000, Total Appropriations, including any Accumulated Deficit if any, of \$ 6,078,687 and Total Unrestricted Net Position utilized of \$ 260,000; and

WHEREAS, the Capital Budget as introduced reflects Total Capital Appropriations of \$ 3,455,000 and Total Unrestricted Net Position planned to be utilized as funding thereof, of \$ 830,000; and

WHEREAS, the schedule of rates, fees and other charges in effect will produce sufficient revenues, together with all other anticipated revenues to satisfy all obligations to the holders of bonds of the Authority, to meet operating expenses, capital outlays, debt service requirements, and to provide for such reserves, all as may be required by law, regulation or terms of contracts and agreements; and

WHEREAS, the Capital Budget/Program, pursuant to N.J.A.C. 5:31-2, does not confer any authorization to raise or expend funds; rather it is a document to be used as part of the said Authority's planning and management objectives. Specific authorization to expend funds for the purposes described in this section of the budget, must be granted elsewhere; by bond resolution, by a project financing agreement, by resolution appropriating funds from the Renewal and Replacement Reserve or other means provided by law.

NOW, THEREFORE BE IT RESOLVED, by the governing body of the Egg Harbor Township Municipal Utilities Authority, at an open public meeting held on October 16, 2019 that the Annual Budget, including all related schedules, and the Capital Budget/Program of the Egg Harbor Township Municipal Utilities Authority for the fiscal year beginning, January 1, 2020 and ending, December 31, 2020 is hereby approved; and

BE IT FURTHER RESOLVED, that the anticipated revenues as reflected in the Annual Budget are of sufficient amount to meet all proposed expenditures/expenses and all covenants, terms and provisions as stipulated in the said Authority's outstanding debt obligations, capital lease arrangements, service contracts, and other pledged agreements; and

BE IT FURTHER RESOLVED, that the governing body of the Egg Harbor Township Municipal Utilities Authority will consider the Annual Budget and Capital Budget/Program for adoption on December 18, 2019.

(Secretary's Signature)

(Date)

Governing Body Member:	Recorded Vote			
	Aye	Nay	Abstain	Absent
Michael Duffy				
Charles Pfrommer				
H. Chris Schwemm				
Theresa Prendergast				
Theresa Moschetto				
Anthony DiDonato (alternate)				

**Egg Harbor Township
Municipal Utilities Authority**

**CERTIFICATION OF AVAILABILITY
OF FUNDS
FOR
AWARD OF CONTRACT**

In accordance with regulations of the Local Finance Board, I hereby certify that funds are available for the following:

Date	October 16, 2019
Resolution #	65 – 2019
Contract #	104 [2017-2018 Pump Station Maintenance & Wet Well Cleaning]
Vendor	Caprioni Family Septic
Amount	2.5% increase = \$5,406.70 2019 - \$ 221,674.70 4% increase = \$8,318.00 2018 - \$ 216,268.00 2017 - \$ 207,950.00 (original contract)
Reason	Annual contract – one year extension
Time Period	November 1, 2019 – October 31, 2020
Budget Line Item	Operations & Maintenance: Repair & Maintenance

Henry C. Schwemm, Treasurer

Theresa Prendergast, Secretary

Egg Harbor Township Municipal Utilities Authority

Resolution #66 – 2017

VOIDED

October 16, 2019

Resolution not required.

No bids received.

**EGG HARBOR TOWNSHIP
MUNICIPAL UTILITIES AUTHORITY**

RESOLUTION # 67 – 2019

Resolution authorizing payment of all bills out of the Operating Account

BE IT RESOLVED, by the Municipal Utilities Authority that all bills as enumerated on the attached list of bills are hereby authorized to be paid.

Dated: October 16, 2019

Theresa Prendergast, Secretary

Egg Harbor Township Municipal Utilities Authority
Checks Written - Operating Account
As of October 16, 2019

Num	Name	Memo	Amount
Operating Account			
		November Payroll	-40,355.82
TEPS	State of NJ Health Benefits	Health & Rx - October 2019	-13,627.90
10773	Egg Harbor Township - Dental	Dental - October 2019	-601.12
10774	American Water Capital Corp	Customer No. 305657	-295.37
10775	Mainland Journal	Acct. # 248466	-108.50
10776	Mossman's Business Machines	Invoice # 8171	-32.57
10777	Press of Atlantic City, The	Acct. # 8000571	-95.15
10778	Staples Business Advantage	Customer: PHL 1057418	-189.95
10779	W.B. Mason Co., Inc.	Customer No. C2165338	-40.50
10780	ACE Hardware	Customer #552303	-16.13
10781	Atlantic Switch and Generator	Invoice # 26642	-1,119.62
10782	GenServe, Inc.	Invoice # 0180172-IN	-248.00
10783	Grainger	Acct. # 877163162	-1,241.69
10784	Heavy Duty Supplies LLC	Invoice # 19-195	-279.72
10785	One Call Concepts, Inc.	Account # 12-EGC	-814.94
10786	Quality Controls, Inc.	Invoice # 51497	-3,294.96
10787	Reiner Pump Systems, Inc.	Invoice # CCP759NJ	-9,000.00
10788	USABlueBook	Customer No. 605705	-1,949.11
10789	Xylem Dewatering Solutions, Inc.	Customer No. 5217	-2,224.95
10790	AT & T	Acct. # 020 595 7994/5499	-50.92
10791	Atlantic City Electric	multiple accounts	-14,509.74
10792	New Jersey American Water Co.	multiple accounts	-707.47
10793	South Jersey Gas	multiple accounts	-128.42
10794	Verizon	Acct. #550-790-961-0001-97	-76.77
10795	Verizon Wireless	Acct. # 200702280-00001	-242.84
10796	Caproni Family Septic	Account # 1448	-14,007.36
10797	Kline Construction Co. Inc.	Account No. 1417	-5,653.69
10798	Michael Angerman Landscaping, Inc.	Invoice # 31190829 & 31290926	-2,605.22
10799	Polistina & Associates, LLC	September 2019	-36,076.00
10800	Ridgway Legal	September 2019	-9,829.50
	Total Operating Account		-159,423.93
TOTAL			-159,423.93

EGG HARBOR TOWNSHIP
MUNICIPAL UTILITIES AUTHORITY

RESOLUTION # 68 – 2019

Resolution authorizing payment of all bills out of the Developer Account

BE IT RESOLVED, by the Municipal Utilities Authority that all bills as enumerated on the attached list of bills are hereby authorized to be paid.

Dated: October 16, 2019

Theresa Prendergast, Secretary

11:52 AM

10/16/19

Accrual Basis

EHTMUA
Checks Written - Developer Account
As of October 16, 2019

<u>Num</u>	<u>Name</u>	<u>Memo</u>	<u>Amount</u>
Developer Account			
3371	Polistina and Associates	September 2019	-1,637.98
	Total Developer Account		-1,637.98
TOTAL			-1,637.98

**EGG HARBOR TOWNSHIP
MUNICIPAL UTILITIES AUTHORITY**

RESOLUTION # 69 – 2019

Resolution authorizing adjustments to Customer Accounts

BE IT RESOLVED, by the Municipal Utilities Authority that all adjustments as listed on the attached Report(s) of Adjustments are hereby approved.

- September 2019 Adjustments

Dated: October 16, 2019

Theresa Prendergast, Secretary

Egg Harbor Township Municipal Utilities Authority

Monthly Adjustment Report

September 2019

<u>Date</u>	<u>Account</u>	<u>Reason</u>	<u>Amount</u>
Delinquent Charges			
09/05/2019	2946-0	Paid Tax Collector	-9.96
09/06/2019	503-0	Posting Error	-14.88
09/16/2019	3226-0	Deed/New Owner	-2.49
09/17/2019	3065-0	Good History	-7.47

**Egg Harbor Township
Municipal Utilities Authority**

**CERTIFICATION OF AVAILABILITY
OF FUNDS
FOR
CHANGE ORDER**

In accordance with regulations of the Local Finance Board, I hereby certify that funds are available for the following:

Date	October 16, 2019
Resolution #	70 - 2019
Vendor	Kline Construction
Contract	#88 Trailer Park Pump Station Rehabilitation
Amount	Change Order #1 [- \$16,547.70]
Reason	Work not completed
Time Period	2019
Budget Line Item	Capital Rehabilitation

Henry C. Schwemm, Treasurer

Theresa Prendergast, Secretary

EGG HARBOR TOWNSHIP MUNICIPAL UTILITIES AUTHORITY

RESOLUTION # 71 - 2019

Purpose: To designate the location, day and time of the Authority meetings.

BE IT RESOLVED by the Egg Harbor Township Municipal Utilities Authority that the Regular Meeting of the Authority shall be held on the third Tuesday of each month. All meetings will begin promptly at 5:30 P.M. in the Municipal Building, located at 3515 Bargaintown Road, Egg Harbor Township, New Jersey.

BE IT FURTHER RESOLVED, work sessions, if needed, may be on the first Tuesday of each month or as otherwise specified by the Authority, at 5:30 P.M. in the Municipal Building, located at 3515 Bargaintown Road, Egg Harbor Township, New Jersey.

This change is effective immediately.

I, Theresa Prendergast, Secretary for the Egg Harbor Township Municipal Utilities Authority do hereby certify that the foregoing Resolution was duly adopted at the regular meeting of the Egg Harbor Township Municipal Utilities Authority held the 16th day of October, 2019 at the Municipal Building, located at 3515 Bargaintown Road, Egg Harbor Township, New Jersey at 5:30 p.m.

Theresa Prendergast, Secretary

**EGG HARBOR TOWNSHIP
MUNICIPAL UTILITIES AUTHORITY
Closed Session**

RESOLUTION # 72 – 2019

Resolution to convene into Closed Executive Session to discuss matters which may involve litigation and/or personnel

WHEREAS, the Open Public Meetings Act, PL 1975, Chapter 231 permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exist; and

WHEREAS, the Authority wishes to discuss matters involving Personnel and/or Litigation as follows:

Litigation with Somerset Lakes, LLC

WHEREAS, minutes will be kept and once the matter(s) involving the confidentiality of the above no longer requires that confidentiality, then the minutes can be made public;

NOW, THEREFORE, BE IT RESOLVED by the Egg Harbor Township Municipal Utilities Authority that the public be excluded from this Closed Executive Session of the Authority meeting.

Dated: October 16, 2019

Theresa Prendergast
Secretary