

# Franklin Township Sewerage Authority

## Minutes of Meeting

May 13, 2019

### PRESENT

Chairman Galtieri called the Monthly Meeting of the Township of Franklin Sewerage Authority to order at 6:31 PM. The following Commissioners were also present: Mr. Anbarasan, Ms. DeVeaux, Mr. Tiwari and Ms. Ford. In attendance were also: Brian Regan, Executive Director; Apryl L. Roach, Administrative Manager; Scott Nocero, Operations Manager, Eric Bernstein, Esq., General Counsel; Joseph Gemmell and Howard Matteson, Consulting Engineers.

### ROLL CALL

Mr. Anbarasan	-	Aye
Ms. DeVeaux	-	Aye
Ms. Ford (Alt. #2)	-	Aye
Mr. Jalloh	-	Absent
Mr. Tiwari	-	Aye
Chairman Galtieri	-	Aye

### PLEDGE OF ALLEGIANCE

### CHAIRMAN'S STATEMENT:

Chairman Galtieri stated that, in accordance with the provisions of Chapter 231 of the Open Public Meetings Act, all requirements had been met.

### AMENDMENT TO THE 2019-2020 INTRODUCED AUTHORITY BUDGET

Mr. Anbarasan made a motion to amend the 2019-2020 Introduced Authority Budget, seconded by Ms. DeVeaux.

**ROLL CALL**

Mr. Anbarasan	-	Aye
Ms. DeVeaux	-	Aye
Ms. Ford (Alt. #2)	-	Aye
Mr. Jalloh	-	Absent
Mr. Tiwari	-	Aye
Chairman Galtieri	-	Aye

Ms. DeVeaux made a motion to open the meeting for Public Comments with regards to the amendment of the 2019-2020 Authority Budget, seconded by Mr. Anbarasan.

**ROLL CALL**

Mr. Anbarasan	-	Aye
Ms. DeVeaux	-	Aye
Ms. Ford (Alt. #2)	-	Aye
Mr. Jalloh	-	Absent
Mr. Tiwari	-	Aye
Chairman Galtieri	-	Aye

No public was in attendance; therefore, no public comments were made as to the amendments.

**ADOPTION OF THE 2019-2020 AUTHORITY BUDGET**

Ms. Ford made a motion to Adopt the 2019-2020 Authority Budget, seconded by Ms. DeVeaux.

**ROLL CALL**

Mr. Anbarasan	-	Aye
Ms. DeVeaux	-	Aye
Ms. Ford (Alt. #2)	-	Aye
Mr. Jalloh	-	Absent
Mr. Tiwari	-	Aye
Chairman Galtieri	-	Aye

**PUBLIC COMMENTS**

Ms. DeVeaux moved to open the meeting for Public Comments not related to the 2019-2020 Authority Budget, seconded by Mr. Anbarasan.

The members voted as follows:

VOTE:	Mr. Anbarasan	-	Aye
	Ms. DeVeaux	-	Aye
	Ms. Ford (Alt. #2)	-	Aye
	Mr. Jalloh	-	Absent
	Mr. Tiwari	-	Aye
	Chairman Galtieri	-	Aye

Mr. Anbarasan moved to close the meeting for Public Comment, seconded by Ms. DeVeaux.

The members voted as follows:

VOTE:	Mr. Anbarasan	-	Aye
	Ms. DeVeaux	-	Aye
	Ms. Ford (Alt. #2)	-	Aye
	Mr. Jalloh	-	Absent
	Mr. Tiwari	-	Aye
	Chairman Galtieri	-	Aye

### **REVIEW OF THE MINUTES – April 2, 2019**

Chairman Galtieri asked if there were any questions or concerns regarding the Minutes from April 2, 2019; the minutes were acceptable as written.

Mr. Anbarasan made a motion to accept the April 2, 2019 Minutes, this was seconded by Ms. DeVeaux.

A roll call was taken as follows:

VOTE:	Mr. Anbarasan	-	Aye
	Ms. DeVeaux	-	Aye
	Ms. Ford (Alt. #2)	-	Aye
	Mr. Jalloh	-	Absent
	Mr. Tiwari	-	Abstain
	Chairman Galtieri	-	Aye

### **REVIEW OF MINUTES – Executive Session – April 2, 2019**

**NOTE:** Mr. Bernstein asked Chairman Galtieri for these Minutes to be held and discussed during the Executive Session.

**REVIEW OF THE MINUTES – Special Board Meeting / 2019-2020 Budget Introduction  
April 15, 2019**

Chairman Galtieri asked if there were any questions or concerns regarding the Special Meeting Minutes from April 15, 2019; the minutes were acceptable as written.

Mr. Anbarasan made a motion to accept the Regular Minutes, this was seconded by Ms. DeVeaux.

A roll call was taken as follows:

VOTE:	Mr. Anbarasan	-	Aye
	Ms. DeVeaux	-	Abstain
	Ms. Ford (Alt. #2)	-	Abstain
	Mr. Jalloh	-	Absent
	Mr. Tiwari	-	Aye
	Chairman Galtieri	-	Aye

**REPORTS**

**EXECUTIVE SUMMARY** – Brian G. Regan, Executive Director

***Legal***

- No major issues/concerns.
- Executive Session may be necessary to address Treatment Water Application (TWA).

***Marcy Street Sanitary Sewer Rehabilitation – Color: Green***

- Scope of Services (including schedule) under review by General Counsel’s Office
- Specification document scheduled for FTSA review May 17<sup>th</sup>; attorney review a week later.

***Foxwood Drive Rehab – Color: Green***

- Color: Green
  - NO concerns for meeting May 31<sup>st</sup> contract completion date.
  - Target substantial complete date is Friday May 17<sup>th</sup>.

- Good progress over last month
- CIPP Lining 100% complete, Lateral Connection Repair (LCR) 73% complete, Grouting work is nearing completion. Only 16 LCRs, 6 MtHs and 1 Point Repair remain.
- NJDEP conducted an interim inspection on April 23<sup>rd</sup> and we found to be Compliant and No Problems were found.
- Payment Application #8 reviewed for Board consideration and approval of \$292,363.04

***Hamilton Street PS – Color: Green***

- Awaiting TWA extension from NJ Department of Environmental Protection (DEP) – no concerns, just taking time
- Advertised Bid - April 23<sup>rd</sup> – 13 bid documents sent out to date.
- Bid receive and opening Date – May 15<sup>th</sup> at FTSA
- Anticipated Contract Award June 4<sup>th</sup>
- Construction to start sometime between mid and late July 2019

***Somerset Street PS – Color: Yellow***

- Color change – to Yellow.
- Extending past Contract Completion 3/31/19
- *Why not Red* if we are missing Contract Completion:
  - Warranted schedule issues/delays out of the control of the contractor
    - Mostly PSE&G new electrical pole install and power
  - Not seeking penalties
  - Extending schedule but not increasing contract value for extended time
- Received updated detailed project schedule
  - Significant mobilization on site June May 20 – June 8
  - Substantial Completion Date June 11
- Targeted Completion date is July 12, 2019

***East Millstone Concept – Color: Green***

- CDM Smith working on Design Document
  - Received Final design drawings and under review

**NOTE** – Mr. Anbarasan and Ms. Ford were excused for the remainder of the meeting at 6:58 PM

**EXECUTIVE DIRECTOR'S REPORT** - Brian G. Regan

**APRIL 2019**

**1. Revenue Report**

- Attached

**2. Expense Report**

- Attached

**3. Cash Position**

- Attached

**4. Discussion Items**

- FY20 Budget
  - o Received DCA approval (email)
  - o Amending (minor) and presenting for approval tonight.
- 2019-2020 Connection Fee sought to be increased to \$2,866.00 for the period June 1, 2019 – May 31, 2020 (currently is \$2,698.00) by the Board at tonight's meeting.

**5. Resolutions**

**Standard**

- **Payroll Account**
- **Operating Expense Account**
- **Renewal and Replacement**
- **North Tract Crossing**
- **Escrow**

**Additional**

- a) Rate amendment to the Schedule of Prevailing Rates for the 2019-2020 Connection fee to \$2,866.00, effective June 1, 2019
- b) Amendment to the 2019-2020 Introduced Authority Budget (Prior to Adoption)
- c) Adoption of the 2019-2020 Authority Budget
- d) Bryana DeVeaux elected Vice-Chairperson; effective April 2, 2019 and shall hold office until the first day of February and/or until her respective successor shall have been appointed and have qualified
- e) Correction to Resolution 04022019-10 and change the account number to 00.0781 for the property located at 21 School Avenue, Block 117, Lot 20.
- f) Amendment to the current 457 Deferred Annuity Plan with Lincoln Financial Services for all applicable staff participants
- g) Franklin Market Urban Renewal Associates, L.P. Developers Agreement

h) Francis E. Parker Memorial Home, Inc. Developers Agreement

**6. Other Items**

- AEA Recommendations/ Commissioner Orientation

**7. Closed session**

Possible items

**OPERATIONS REPORT** ~ Presented by Scott Nocero, Operations Manager

Copies of the Operations report were provided as follows:

**APRIL 2019**

**Pump Stations**

Routine pump station maintenance including valve exercising, wet well cleaning, alarm testing, lawn cutting, and pump lubrications were performed.

All emergency generators were exercised in accordance with the States' Air Quality program.

**Shirley Ave P.S.:**

While performing routine inspection on 4/11/19 our staff found the seal leaking on pump #2, while performing the break-down we found the shaft had a severe blemish that most likely caused the seal failure, the shaft needed to be machined by our vendor, pump back in service 5/6/19.

**Weston Canal P.S.:** Our crew removed the fallen tree alongside the pump station that fell during the wind storm earlier in the month, no damage to report.

**Odor Control**

EVOQUA performed their monthly service and inspection of our odor and corrosion control systems, all feed rates remain the same as last month. There were no odor complaints for the month. **Somerset Street P.S.** chemical system is scheduled to be installed on 5/9/19.

**Developers' Related Issues**

During the month our staff performed final inspections for Summerfields, Leewood & #60 Clyde Road. The Authority staff has been performing ongoing inspections related to FTSA projects known as Foxwood Drive Rehab & Somerset Street Pump Station.

## Collection System Related Issues

**Gravity Sewer Flushing (2-Year Twp. Wide Program)** During the month, our staff flushed and cleaned 60,292' of main sewer lines as part of our ongoing preventive maintenance program. Current est. from 1/19 is 16% of our overall goal.

On 4/30/19, our crews responded to a failed E-One Grinder at #20 Crescent Drive, in the Griggstown section of the town, the failed unit was swapped out, the faulty unit was brought to shop for repair.

On 4/23/19, our staff performed pre-cleaning followed by CCTV inspection of the main gravity sewer between Hawthorne Drive and the New Brunswick Crossing that will be CIPP and redirected to the new station during the Hamilton Street P.S. project, this was a request by CME for bidders that requested the video for bidding of the CIPP portion of the project.

On 4/30/19, the Somerset County Health Dept. performed inspections of our emergency generators at four (4) locations, the inspection consists of verification that the required paperwork is in order, and that we are performing our exercising and maintenance according to the States' Air Quality Program.

Our crews have started the pre-inspection of our manholes in the streets related to the Township's paving program for 2019.

During the month our staff stopped the infiltration in four (4) manholes as part of our I&I reduction program, using Avanti Injection Grout.

Industrial Monitoring which includes sampling and reading of both water meters and effluent meters for the quarterly billing cycle was performed by our staff.

The repair to manhole RD8 from the Rodney Ave P.S. project was repaired by injecting Avanti Grout, this work was performed by NWMCC who was hired by CARBRO. The MH was found to be a heavy gusher during rain events.

During April, we had our emergency contractor perform a 45' long x 9.5' deep lateral replacement across Campus Drive for building #351. This was a 6" ACP (asbestos concrete pipe) service lateral that failed. FTSA attempted to clean the pipe well enough in hopes we would be able to have a liner installed vs. digging up the road, as it was paved within the last two (2) years.

As I believe Brian made you aware of last month, our mysterious leak involving the Weston Canal P.S. Force Main. FTSA hired a company to come in and perform leak detection along Weston Canal Road. No leaks were detected and this situation will be carefully monitored.



### **Complaint and Alarm Dispositions**

During April, our staff responded to several concerns for slow draining sewers. In most cases, we found the stoppage to be on the property side of the service, in which the residents were advised to contact a plumber. In one (1) case, we were able to clear the stoppage from the curbside clean-out.

### **Safety**

There were no accidents or injuries for the month of April.

### **Connections**

Current Months Connections:	29.50
Total to Date:	182
Anticipated for the Fiscal Year:	391

\***Note:** The .50 connection is from an Affordable Housing Unit.

## **COMMITTEE REPORTS:**

### **NEGOTIATIONS / PERSONNEL COMMITTEE**

Chairman Galtieri said there will be personnel issues discussed during the Executive Session.

### **MUNICIPAL LIAISON COMMITTEE**

Chairman Galtieri said there will be an ordinance change for road re-paving.

Chairman Galtieri said the Authority may be getting a call from Public Works to borrow the VAC truck.

### **CONSTRUCTION COMMITTEE**

Chairman Galtieri said there is nothing to report and construction is going on as planned.

### **SAFETY COMMITTEE**

Chairman Galtieri said there were no accidents and there is nothing to report.

## **APPROVAL OF RESOLUTIONS**

The Approval of some of the resolutions will be done by "Consent Agenda"

Chairman Galtieri said that all of the items listed below are considered to be of a routine nature, thereby requiring one (1) motion and one (1) second for all items. If any member wishes to remove an item from the Consent Agenda, please advise (the Chair) at this time which resolution(s) need to be handled separately and they will be addressed and voted on separately.

**Payroll Account \$ 143,197.89**

**Operating Expense Account \$ 1,777,999.08**

**Note:** Updated copies have been provided to all. Please disregard the original Resolution indicating \$2,421,737.21.

The P.O. relative to the City of New Brunswick has been removed from Requisition #688

**Renewal and Replacement \$ 575,379.08**

**North Tract Crossing \$ 5,298.50**

**Escrow \$ 304.00**

Mr. Tiwari made a motion to approve the Consent Agenda, seconded by Ms. DeVeaux.

A roll call was taken as follows:

Mr. Anbarasan	-	Absent
Ms. DeVeaux	-	Aye
Ms. Ford (Alt. #2)	-	Absent
Mr. Jalloh	-	Absent
Mr. Tiwari	-	Aye
Chairman Galtieri	-	Aye

### **ADDITIONAL RESOLUTIONS**

**RESOLUTION**  
05132019 - 06

**Re: RATE AMENDMENT CONNECTION FEE 2019-2020**

**WHEREAS, PUBLIC NOTICE was published in the Courier News**

advertising a Public Hearing on the Amendment to the Rate Schedule of the Township of Franklin Sewerage Authority revisions of April 2019 and,

WHEREAS, A PUBLIC HEARING was held on, May 13, 2019 in the Township of Franklin Sewerage Authority offices with respect to the Rate Schedule.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED by the Township of Franklin Sewerage Authority in the County of Somerset that the amendment as attached hereto and made a part hereof is hereby adopted.

Offered by: Ms. DeVeaux

Seconded by: Mr. Tiwari

A roll call was taken as follows:

Mr. Anbarasan	-	Absent
Ms. DeVeaux	-	Aye
Ms. Ford (Alt. #2)	-	Absent
Mr. Jalloh	-	Absent
Mr. Tiwari	-	Aye
Chairman Galtieri	-	Aye

**RESOLUTION**

05132019 - 07

(Approved during earlier part of the meeting)

**2019**

**FRANKLIN TOWNSHIP SEWERAGE AUTHORITY**

**RESOLUTION TO AMEND INTRODUCED BUDGET  
PRIOR TO ADOPTION**

**FISCAL YEAR: FROM JUNE 1, 2019 TO MAY 31, 2020**

**WHEREAS**, the Franklin Township Sewerage Authority for the June 1, 2019 to May 31, 2020 fiscal year was approved for introduction on the 15<sup>th</sup> day of April 2019, and

**WHEREAS**, it is desired to amend said introduced budget,

**NOW, THEREFORE BE IT RESOLVED**, by the governing body of the Franklin Township Sewerage Authority, County of Somerset that the following amendments to the approved budget of June 1, 2019 to May 31, 2020 fiscal year be made:

<b>OPERATING BUDGET</b>	<b>From</b>	<b>To</b>
Unrestricted Net Position Utilized	\$0	\$650,000
Total Appropriations, including any accumulated Deficit	13,358,960	14,008,960
<b>CAPITAL BUDGET</b>	<b>From</b>	<b>To</b>
Unrestricted Net Position Utilized	\$0	\$608,000

**BE IT FURTHER RESOLVED**, that two certified copies of this resolution be filed forthwith in the Office of the Director of Local Government Services for certification of Franklin Township Sewerage Authority Budget so amended.

**Offered by:** Mr. Anbarasan

**Seconded by:** Ms. DeVeaux

A roll call was taken as follows:

Mr. Anbarasan	-	Aye
Ms. DeVeaux	-	Aye
Ms. Ford (Alt. #2)	-	Aye
Mr. Jalloh	-	Absent
Mr. Tiwari	-	Aye
Chairman Galtieri	-	Aye

**RESOLUTION**

05132019 - 08

(Approved during earlier part of the meeting)

**Re: ADOPTION OF APPROVED BUDGET**

**WHEREAS, the Local Finance Board has certified that the Approved Budget complies with the requirements of law and the rules and regulations of the Local Finance Board, and**

**WHEREAS, a Public Hearing was held on the Budget May 13, 2019**

**NOW THEREFORE, BE AND IT IS HEREBY RESOLVED by the Township of Franklin Sewerage Authority in the County of Somerset that the Budget approved by the State of New Jersey Department of Community Affairs, Local Finance Board for fiscal year June 1, 2019 ending May 31, 2020 as attached hereto and made a part hereof, be and is hereby adopted.**

**Offered by:** Ms. Ford

**Seconded by:** Ms. DeVeaux

A roll call was taken as follows:

Mr. Anbarasan	-	Aye
Ms. DeVeaux	-	Aye
Ms. Ford (Alt. #2)	-	Aye
Mr. Jalloh	-	Absent
Mr. Tiwari	-	Aye
Chairman Galtieri	-	Aye

**RESOLUTION**  
**05132019 - 09**

**RE: ELECTION OF VICE-CHAIRPERSON**

**BE AND IT IS HEREBY RESOLVED** by the Township of Franklin

Sewerage Authority in the County of Somerset that Bryanna DeVeaux be and is hereby elected Vice-Chairperson of the Township of Franklin Sewerage Authority and shall hold office until the first day of February next ensuing and/or until her respective successor shall have been appointed and have qualified.

**Offered by:** Ms. Ford

**Seconded by:** Ms. DeVeaux

A roll call was taken as follows:

Mr. Anbarasan	-	Absent
Ms. DeVeaux	-	Aye
Ms. Ford (Alt. #2)	-	Absent
Mr. Jalloh	-	Absent
Mr. Tiwari	-	Aye
Chairman Galtieri	-	Aye

**RESOLUTION**  
**05132019 - 10**

(Correction to Resolution 04022019 - 10)

***RE: ACCOUNT #01781.00 (21 School Avenue)***

**BE AND IT IS HEREBY RESOLVED** by the Township of Franklin

Sewerage Authority in the County of Somerset that 21 School Avenue, Block 117, Lot 20 is removed from billing with an adjustment of \$240.75 in principal.

This address was capped on 3/13/19.

**Offered by:** Ms. DeVeaux

**Seconded by:** Mr. Tiwari

A roll call was taken as follows:

Mr. Anbarasan	-	Absent
Ms. DeVeaux	-	Aye
Ms. Ford (Alt. #2)	-	Absent
Mr. Jalloh	-	Absent
Mr. Tiwari	-	Aye
Chairman Galtieri	-	Aye

## **RESOLUTION**

05132019 - 11

**WHEREAS**, the Franklin Township Sewerage Authority (hereinafter referred to as the “Employer”) by resolution previously adopted a Deferred Compensation Plan (hereinafter referred to as the “Plan”) for the purpose of making available to eligible employees the accrual of tax benefits under a Section 457 Deferred Compensation Plan; and

**WHEREAS**, the Economic Growth and Tax Relief Reconciliation Act of 2001, the 2005 final regulations issued under the Uniformed Services Employment and Reemployment Rights Act of 1994, the Pension Protection Act of 2006, final Treasury Regulation §1.457-4, the Heroes Earnings Assistance and Relief Tax Act of 2008, the Worker, Retiree and Employer Recovery Act of 2008 and the Small Business Act of 2010 amended sections of the Internal Revenue Code (the “Code”) and the rules and/or regulations issued thereunder affecting Section 457 Deferred Compensation Plans (cumulatively referred to as the “Acts and Regulations”);

**WHEREAS**, the Employer desires its Plan to conform with the changes in the Code and Treasury regulations brought about by the Acts and Regulations;

**WHEREAS**, the Employer desires to adopt a restated Plan that conforms with the changes in the Code and Treasury regulations resulting from the Acts and Regulations;

**WHEREAS**, such revised Plan shall supersede the previously adopted Plan;

**NOW, THEREFORE BE IT RESOLVED** that the Employer hereby adopts a revised Plan 92-PD-Lincoln-121316.

**BE IT FURTHER RESOLVED** that Lincoln Retirement Services, LLC (hereinafter referred to as “Lincoln”) has agreed to continue to be the provider of the Deferred Compensation Program for employees and elected officials; and

**BE IT FURTHER RESOLVED** that Lincoln will continue to provide, for the benefit of the participants the Multi-Fund Variable Annuity contract; and

**BE IT FURTHER RESOLVED** that there has been no collusion, or evidence or appearance of collusion, between any local official and a representative of Lincoln in the selection of a provider pursuant to N.J.A.C. 5:37 - 5.7.

**BE IT FURTHER RESOLVED** that the Franklin Township Sewerage Authority (e.g. Finance Director or Business Administrator) is authorized to execute an Administrative Services Agreement with Lincoln (94-SA-Lincoln-110217) and such other agreements as are necessary to implement the Deferred Compensation Program. It is implicitly understood that there is to be no cost or contribution by the Employer to the program; and

**BE IT FURTHER RESOLVED** that the Franklin Township (e.g. Finance Director or Business Administrator) is authorized to serve as the “Administrator” of the plan, represent the Employer, and execute individual deferred compensation agreements with each said employee; and

**BE IT FURTHER RESOLVED** by the Employer that the Clerk forward a certified true copy of this resolution to the Franklin Township Sewerage Authority (e.g. Finance Director or Business Administrator); and

**BE IT FURTHER RESOLVED** that a certified copy of this resolution shall be forwarded to the Director of the Division of Local Government Services at P.O. Box 803; Trenton, NJ 08625-0803.

Executed this 13th day of May 2019, by:

**Offered by:** Ms. DeVeaux

**Seconded by:** Mr. Tiwari

A roll call was taken as follows:

Mr. Anbarasan	-	Absent
Ms. DeVeaux	-	Aye
Ms. Ford (Alt. #2)	-	Absent
Mr. Jalloh	-	Absent



Mr. Tiwari - Aye  
Chairman Galtieri - Aye  
**RESOLUTION**  
**05132019 – 12**

**Re: DEVELOPERS AGREEMENT – Franklin Market Urban Renewal Associates, L.P.**

**BE AND IT HEREBY RESOLVED, by the Township of Franklin Sewerage Authority in the County of Somerset that the attached Developer's Agreement, for Franklin Market Urban Renewal Associates, L.P., located at 77 Park Street, 3<sup>rd</sup> Floor, Montclair, New Jersey 07042 for construction of certain sewer facilities located at Block 112, Lot 1.01 on the Official Tax Map of the Township of Franklin be and is hereby approved.**

**Offered by:** Mr. Tiwari

**Seconded by:** Ms. DeVeaux

A roll call was taken as follows:

Mr. Anbarasan	-	Absent
Ms. DeVeaux	-	Aye
Ms. Ford (Alt. #2)	-	Absent
Mr. Jalloh	-	Absent
Mr. Tiwari	-	Aye
Chairman Galtieri	-	Aye

**RESOLUTION  
05132019 – 13**

**Re: DEVELOPERS AGREEMENT – Francis E. Parker Memorial Home, Inc.**

**BE AND IT HEREBY RESOLVED, by the Township of Franklin  
Sewerage Authority in the County of Somerset that the attached Developer's  
Agreement, for Francis E. Parker Memorial Home, Inc., located at 1421  
River Road, Piscataway, New Jersey 08854 for construction of certain sewer  
facilities located at Block 424.01, Lot 39 on the Official Tax Map of the  
Township of Franklin consisting of sheets 76,77, 77.06 and 85 be and is  
hereby approved.**

**Offered by:** Mr. Tiwari

**Seconded by:** Ms. DeVeaux

A roll call was taken as follows:

Mr. Anbarasan	-	Absent
Ms. DeVeaux	-	Aye
Ms. Ford (Alt. #2)	-	Absent
Mr. Jalloh	-	Absent
Mr. Tiwari	-	Aye
Chairman Galtieri	-	Aye

Mr. Bernstein announced that the Authority will go into Executive Session for purposes pursuant to N.J.S.A. 10:4-12b (7) and (8) attorney client privilege and negotiations other than collective bargaining involving Sycamore Developers and a personnel matter involving the Executive Director, who will go on the record and indicate that although he did not receive a RICE Notice, he is waiving his rights pursuant to the law and will allow the conversation to occur in the Executive Session.

Mr. Regan acknowledged he was on record and concurred to the waiving of his rights in the absence of a RICE notice.

Mr. Bernstein said formal action may be taken at the conclusion of the Executive Session.

WHEREAS, items on the agenda fall under paragraphs 7 and 8 of the Open Public Meeting Act of New Jersey N.J.S.A. 10:4-12(b) and the Public shall be excluded from this portion of the meeting. Public disclosures will be made available upon resolution of these matters and confidentiality is no longer necessary.

Chairman Galtieri asked for a motion to go into Executive Session.

Ms. DeVeaux made a motion to go into the Executive Session at 7:27 PM, seconded by Mr. Tiwari.

A Roll Call was taken by acclamation as follows:

VOTE:	Mr. Anbarasan	-	Absent
	Ms. DeVeaux	-	Aye
	Ms. Ford (Alt. #2)	-	Absent
	Mr. Jalloh	-	Absent
	Mr. Tiwari	-	Aye
	Chairman Galtieri	-	Aye

Joseph Gemmell and Howard Matteson, Consulting Engineers were excused from the Executive Session at 7:27.

Mr. Nocero was excused from the meeting at 7:50 PM.

Ms. DeVeaux made a motion to come out of the Executive Session, seconded by Mr. Tiwari at approximately 8:08 P.M.

A Roll Call was taken by acclamation as follows:

VOTE:	Mr. Anbarasan	-	Absent
	Ms. DeVeaux	-	Aye
	Ms. Ford (Alt. #2)	-	Absent
	Mr. Jalloh	-	Absent
	Mr. Tiwari	-	Aye
	Chairman Galtieri	-	Aye

Mr. Bernstein made the following statement as the Board reentered for Open Session.

Mr. Bernstein stated, that let the record reflect that all members of the Board of Commissioners of the Franklin Township Sewerage Authority present at the commencement of the Public Session at 7:50 PM were present at the recommencement of the Open Session, as well as the Executive Director, the Administrative Manager, and General Counsel. Mr. Bernstein said that

during the Executive Session, the Authority Executive Director was asked to leave for purposes of discussion regarding a matter involving his Employment Agreement with the Authority.

Mr. Bernstein said as to that issue the Board has decided it wishes to have this conversation further with more meeting members of the Board present. Mr. Bernstein said the Authority will carry this and will continue this discussion at the June 4, 2019 Board meeting. Mr. Bernstein informed Mr. Regan he will be receiving a RICE notice accordingly. Mr. Bernstein said no formal action needs to be taken.

Mr. Bernstein said the second item is the approval of the April 2, 2019 Executive Session Minutes of the Board.

### **REVIEW OF MINUTES – Executive Session – April 2, 2019**

Ms. DeVeaux made a motion to accept the Executive Session Minutes as amended, seconded by Mr. Galtieri.

A roll call was taken as follows:

VOTE:	Mr. Anbarasan	-	Absent
	Ms. DeVeaux	-	Aye
	Ms. Ford (Alt. #2)	-	Absent
	Mr. Jalloh	-	Absent
	Mr. Tiwari	-	Abstain
	Chairman Galtieri	-	Aye

Mr. Bernstein said the third item is there was discussion relative to the ongoing negotiations between the Authority and Sycamore Developers. Mr. Bernstein stated that the Authority is close to a resolution and a Developers Agreement and he is seeking the Authorization of the Board to authorize the Board Chair and Secretary to have the ability to execute a Developer's Agreement with Sycamore Developers between now and the June 4, 2019 meeting if the parties come to an agreement and such is satisfactory to the Executive Director and the General Counsel and to equally authorize the Executive Director to execute a Treatment Works Application for the Developer if this all can be accomplished before the next Board meeting.

Ms. DeVeaux made a motion, seconded by Mr. Tiwari.

A roll call was taken as follows:

VOTE:	Mr. Anbarasan	-	Absent
	Ms. DeVeaux	-	Aye
	Ms. Ford (Alt. #2)	-	Absent
	Mr. Jalloh	-	Absent
	Mr. Tiwari	-	Abstain
	Chairman Galtieri	-	Aye

Chairman Galtieri asked for a motion to adjourn.

Ms. DeVeaux made a motion to adjourn the meeting at 8:11 PM, seconded by Mr. Tiwari.

All Commissioners present voted "Aye".

Respectfully submitted,

*Apryl L. Roach*

Apryl L. Roach, MBA, MSHRM, PHR, SHRM-CP, Q.P.A., R.P.P.S.  
Administrative Manager