

The regular meeting of the Eatontown Sewerage Authority was held at 5:00 P.M. on July 12, 2022 in the Borough Hall, 47 Broad Street, Eatontown, New Jersey. The Chairman, Peter Berkley, called the meeting to order by making the following statement: "This is a regular meeting of the Eatontown Sewerage Authority made pursuant to Chapter 291 of the Public Meeting Act by declaring notice thereof at least 48 hours prior to this meeting to The Link News and to the Borough Clerk. Notice has also been posted in the public corridor of this Borough Hall and posted to the Authority website."

## **ROLL CALL**

MEMBERS PRESENT: Peter Berkley  
Jeanna Migliaccio  
Kenneth East  
Brian Charnick  
Lori Flynn

ALSO PRESENT: Stephen Schreiber, Engineer  
John Bonello, Attorney  
Herb Volner, Superintendent  
Michelle Hu, Treasurer  
Gloria Aderton, Assistant Treasurer

MEMBERS ABSENT: Ted Lewis, Executive Director

CITIZENS PRESENT: None

## **APPROVAL OF MINUTES**

Mrs. Flynn moved to approve the minutes of the regular meeting held on June 14, 2022. The motion was seconded by Mr. East and adopted on a unanimous voice vote.

## **REPORTS OF COMMITTEES, MEMBERS, & ENGINEER**

### **Engineering Committee**

There was no committee report.

### **Executive Director's Report \***

Mr. Lewis was unable to attend the meeting and his report was presented with no additions, however, there was discussion regarding the pipe infiltration problems near Lewis Street and Pinebrook Road. The Borough had originally planned to repave the roads in the near future and the Authority was going to take the opportunity to make necessary pipe repairs while the road was under construction. The Borough has since pushed back the road project until next year so Mr. Volner will contact the Authority's emergency contractor to repair the leaking section of pipe.

### **Superintendent's Report \***

Mr. Volner presented his report with no additions.

### **Attorney's Report**

There was no attorney's report.

### **Engineer's Report \***

Mr. Schreiber presented the Engineer's report with the following additions:

- **Avenue of Memories Sewer Improvements (FMERA)**

Mr. Schreiber said there is a conference call scheduled with FMERA tomorrow to discuss concept plans for the footprint of the proposed pump station.

- **Old Orchard Pump Station**

Mr. Schreiber stated that the contractor has most of the materials stockpiled and is waiting for the precast concrete structures, the control panel, and a few other items. Construction timeline is still being determined but should start within the next month or two. Mr. Bonello noted that while the Authority's condemnation attorney is still working with the developer to determine the final cost of the land that was condemned, that process does not impact the construction timeline and the Authority owns the parcel and can legally move forward with installing the pump station.

### **PROGRESS OF PROJECTS**

- **Old Orchard Pump Station Replacement**

Status as previously discussed in Engineer's report.

### **UNFINISHED BUSINESS**

- **Route 35 Emergency Repairs**

The work has been completed and the Authority is awaiting a final invoice from the contractor.

- **Borough 2022 Capital Road Program**

Status as previously discussed in Executive Director's report.

- **2022 Sewer Collection System Rehabilitation**

The Engineer is creating a phased proposal for future approval in order to reduce the possibility of as many emergency repairs as possible.

- **Asset Management Plan**

Status as noted in Engineer's report.

### **NEW BUSINESS**

- **Resolution #2022-07-01: Closing Out Eat Clean Bro Project and Releasing Remaining Escrow Funds, 607 Industrial Way, Block 3504, Lot 4**

It has been determined that the work has been completed in accordance with the terms and conditions of said plans and the Authority Engineer responsible for supervising this project, Stephen Schreiber, has conducted a final inspection and advised that the applicant has satisfactorily completed all improvements. The Executive

Director is hereby authorized to close out the project and release escrow funds previously posted upon payment of any outstanding costs and/or engineering fees and/or Authority fees.

***Resolution to authorize closing out the Eat Clean Bro Project and releasing remaining escrow funds was offered by Mr. Berkley, seconded by Mr. East, and adopted on the following roll call vote:***

ROLL CALL

AFFIRMATIVE: Peter Berkley, Jeanna Migliaccio, Kenneth East, Brian Charnick, and Lori Flynn  
NEGATIVE: None  
ABSTENTION: None  
ABSENT: None

- **Resolution #2022-07-02: Closing Out Self Storage Facility Project and Releasing Remaining Escrow Funds, 97 Highway 35, Block 1401, Lot 14**

It has been determined that the work has been completed in accordance with the terms and conditions of said plans and the Authority Engineer responsible for supervising this project, Stephen Schreiber, has conducted a final inspection and advised that the applicant has satisfactorily completed all improvements. The Executive Director is hereby authorized to close out the project and release escrow funds previously posted upon payment of any outstanding costs and/or engineering fees and/or Authority fees.

***Resolution to authorize closing out the Self Storage Facility project and releasing remaining escrow funds was offered by Mr. Berkley, seconded by Mrs. Flynn, and adopted on the following roll call vote:***

ROLL CALL

AFFIRMATIVE: Peter Berkley, Jeanna Migliaccio, Kenneth East, Brian Charnick, and Lori Flynn  
NEGATIVE: None  
ABSTENTION: None  
ABSENT: None

- **Resolution #2022-07-03: Closing Electronic Concepts Project and Releasing Performance Bond and Maintenance Bond, 526 Industrial Way West, Block 3502, Lot 3**

It has been determined that the work has been completed in accordance with the terms and conditions of said plans and the Authority Engineer responsible for supervising this project, Stephen Schreiber, has conducted a final inspection and advised that the applicant has satisfactorily completed all improvements. The Executive Director is hereby authorized to close out the project and release performance and maintenance bonds and escrow funds previously posted upon payment of any outstanding costs and/or engineering fees and/or Authority fees.

***Resolution to authorize closing out the Eat Clean Bro Project and releasing remaining escrow funds was offered by Mr. Berkley, seconded by Mr. East, and adopted on the following roll call vote:***

ROLL CALL

AFFIRMATIVE: Peter Berkley, Jeanna Migliaccio, Kenneth East, Brian Charnick, and Lori Flynn  
NEGATIVE: None  
ABSTENTION: None  
ABSENT: None

**BILLS**

***Resolution to authorize paying the bills in the amount of \$29,608.22 as submitted from the operating account in Kearny Bank was offered by Mr. Berkley, seconded by Mrs. Migliaccio, and adopted on the following roll call vote:***

## ROLL CALL

AFFIRMATIVE: Peter Berkley, Jeanna Migliaccio, Kenneth East, Brian Charnick, and Lori Flynn  
 NEGATIVE: None  
 ABSTENTION: None  
 ABSENT: None

**APPROVAL OF TRANSFERS FROM THE FOLLOWING ACCOUNTS**

TD Revenue Trust to Kearny Bank Operating Account and Payroll Account:

(June 2022 Operating Expenses) \$ 29,608.22

(July 2022 Salaries) \$ 33,974.62

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Total Transfers: \$ 63,582.84

***Resolution to authorize the monthly transfers from the TD Bank revenue trust account to Kearny Bank operating account to pay the bills in the amount of \$29,608.22, and to Kearny Bank payroll account for the payroll of August 2022 in the amount of \$33,974.62, was offered by Mr. Berkley, seconded by Mrs. Migliaccio, and adopted on the following roll call vote:***

## ROLL CALL

AFFIRMATIVE: Peter Berkley, Jeanna Migliaccio, Kenneth East, Brian Charnick, and Lori Flynn  
 NEGATIVE: None  
 ABSTENTION: None  
 ABSENT: None

***Resolution to authorize payments for capital improvements from the Kearny Bank operating account to T&M Associates in the amount of \$1,116.76 for work relating to Old Orchard Pump Station Replacement Contract Administration and Inspection, \$1,649.00 for work relating to Route 35 Emergency Sewer Replacement, and \$686 for work relating to the Asset Management Plan and to Cleary Giacobbe Alfieri Jacobs LLC in the amount of \$828.00 for Old Orchard Pump Station Easements legal fees was offered by Mr. Berkley, seconded by Mrs. Migliaccio, and adopted on the following roll call vote:***

## ROLL CALL

AFFIRMATIVE: Peter Berkley, Jeanna Migliaccio, Kenneth East, Brian Charnick, and Lori Flynn  
 NEGATIVE: None  
 ABSTENTION: None  
 ABSENT: None

**EXECUTIVE SESSION**

A motion to go into Executive Session at 5:27 pm for the purpose of discussing legal issues was offered by Mr. Berkley, seconded by Mrs. Flynn, and adopted on a unanimous voice vote. Upon completion, the Executive Session was closed.

## **ADJOURNMENT**

With no further business to address, Mr. Berkley moved to adjourn the meeting at approximately 5:45 p.m.

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Assistant Treasurer

***\* All reports of Committees, Members & Engineer are available for the public to review in the Authority's office and can also be reviewed online.***