

**Pennington Borough Council
 Special Meeting – March 20, 2017**

Mayor Persichilli called the Special Meeting of the Borough Council to order at 5:30 pm. Borough Clerk Betty Sterling called the roll with Council Members Chandler, Gnatt, Griffiths, and Mills in attendance. Mr. Lawver and Mr. Marciante were both absent.

Also present were Borough Administrator Eileen Heinzl, Public Works Superintendent Rick Smith, and Borough Attorney Walter Bliss.

Mayor Persichilli announced that notice of this meeting has been given to the Hopewell Valley News, Trenton Times and was posted on the bulletin board in Borough Hall and on the Borough web-site according to the regulations of the Open Public Meetings Act.

Mayor Persichilli asked everyone to stand for the flag salute.

Open to the Public – Agenda Items Only

Mayor Persichilli read the following statement:

The meeting is now open to the public for comments on items on the agenda for which no public discussion is provided. In an effort to provide everyone interested an opportunity to address his or her comments to the Governing Body, a public comment time limit has been instituted for each speaker. **Please come forward and state your name and address for the record. Please limit comments to the Governing Body to a maximum of 3 minutes.**

There were no comments from the public.

Ordinances for Public Hearing and Adoption

Mayor Persichilli read Ordinance 2017-6 by title.

**BOROUGH OF PENNINGTON
 COUNTY OF MERCER**

ORDINANCE NO. 2017-6

**AN ORDINANCE INCREASING RATES CHARGED BY THE PENNINGTON
 BOROUGH WATER AND SEWER UTILITY, AND AMENDING THE CODE OF
 THE BOROUGH OF PENNINGTON**

WHEREAS, the Pennington Borough Water and Sewer Utility continues to incur increased costs;

WHEREAS, Borough Council of the Borough of Pennington has determined that as a result of these increased costs the rates charged by the Utility for water and sewer services must be increased and the rates must be further differentiated for customers based on amount of usage;

NOW, THEREFORE, BE IT ORDAINED, by the Borough Council of the Borough of Pennington as follows:

1. Section 206-1 of the Code of the Borough of Pennington, pertaining to base and usage charges, is hereby amended as follows (with deletions bracketed and new language underlined):

§ 206-1. Base and usage charges.

Base and usage charges for water and sewer customers and related provisions are set forth in Section 98-41 of the Code.

[A. There are hereby established the following quarterly charges for water customers:

Meter Size (inches)	Base Charge 4,000 Gallons or Less [From] To (Percent Change)	First Excess Usage Block Charge 4,001-20,000 Gallons (per 1,000 Gallons) [From] To (Percent Change)	Second Excess Usage Block Charge 20,001-60,000 Gallons (per 1,000 Gallons) [From] To (Percent Change)	Third Excess Usage Block Charge 60,001-200,000 Gallons (per 1,000 Gallons) [From] To (Percent Change)	Fourth Excess Usage Block Charge More than 200,000 Gallons (per 1,000 Gallons) [From] To (Percent Change)
Less than 1	\$29.66 (+2.0%)	\$6.99 (+2.0%)	\$7.41 (+2.0%)	\$8.14 (+2.0%)	\$9.52 (+2.0%)

1	\$45.28 (+2.0%)	\$6.99 (+2.0%)	\$7.41 (+2.0%)	\$8.14 (+2.0%)	\$9.52 (+2.0%)
2	\$129.36 (+2.0%)	\$6.99 (+2.0%)	\$7.41 (+2.0%)	\$8.14 (+2.0%)	\$9.52 (+2.0%)
3	\$288.57 (+2.0%)	\$6.99 (+2.0%)	\$7.41 (+2.0%)	\$8.14 (+2.0%)	\$9.52 (+2.0%)
4	\$424.09 (+2.0%)	\$6.99 (+2.0%)	\$7.41 (+2.0%)	\$8.14 (+2.0%)	\$9.52 (+2.0%)
6	\$792.43 (+2.0%)	\$6.99 (+2.0%)	\$7.41 (+2.0%)	\$8.14 (+2.0%)	\$9.52 (+2.0%)

NOTE: Usage charges are per one-thousand-gallon increments, or portion thereof.

B. There are hereby established the following quarterly charges for sewer customers:

Base Charge 4,000 Gallons or Less	First Excess Usage Block Charge 4,001-20,000 Gallons (per 1,000 Gallons)	Second Excess Usage Block Charge 20,001-60,000 Gallons (per 1,000 Gallons)	Third Excess Usage Block Charge 60,001-200,000 Gallons (per 1,000 Gallons)	Fourth Excess Usage Block Charge More than 200,000 Gallons (per 1,000 Gallons)
[From] To (Percent Change)	[From] To (Percent Change)	[From] To (Percent Change)	[From] To (Percent Change)	[From] To (Percent Change)
\$32.86 (+2.0%)	\$7.46 (+2.0%)	\$7.98 (+2.0%)	\$8.57 (+2.0%)	\$9.23 (+2.0%)

NOTE: Usage charges are per one-thousand-gallon increment, or portion thereof.

C. The minimum quarterly base charge for multiunit residential or multiunit commercial or a combination thereof serviced through a single water meter shall be determined by the product of the number of units by the minimum quarterly base charge of a one-inch meter, regardless of the size of the meter(s) that feeds the units.

D. Sewage or other wastes containing unduly high concentrations of other substances which add to the operating costs of the sewage treatment works will be subject to a surcharge to be determined by the Borough on the basis of the character and volume for such sewage and wastes. Where, in the opinion of the Borough, sewage and other wastes of a deleterious character adversely affect the treatment processes, the Borough reserves the right to require that such sewage and wastes be treated by the contributor to remove or neutralize the objectionable substances before discharge into the sewers.

E. Base and usage charges shall be due on March 1, June 1, September 1 and December 1.

F. Premises introducing water into a permanent private pool may be allowed a reduction in the charge of sewer usage in an amount equal to the volume of water introduced into the pool. This will require the installation and rental of a temporary meter in conformance with the Borough Code.]

2. **Section 98-41 of the Code, concerning water and sewer charges, is hereby amended as follows:**

A. There are hereby established the following quarterly charges for water customers:

Meter Size (inches)	Base Charge 4,000 Gallons or Less	First Excess Usage Block Charge 4,001-20,000 Gallons (per 1,000 Gallons)	Second Excess Usage Block Charge 20,001-60,000 Gallons (per 1,000 Gallons)	Third Excess Usage Block Charge 60,001-200,000 Gallons (per 1,000 Gallons)	Fourth Excess Usage Block Charge More than 200,000 Gallons (per 1,000 Gallons)
	[From] To (Percent Change)	[From] To (Percent Change)	[From] To (Percent Change)	[From] To (Percent Change)	[From] To (Percent Change)
Less than 1	[\$29.66] <u>\$30.40</u> (+[2]2.5%)	[\$6.99] <u>\$7.16</u> (+[2]2.5%)	[\$7.41] <u>\$7.60</u> (+[2]2.5%)	[\$8.14] <u>\$8.34</u> (+[2]2.5%)	[\$9.52] <u>\$9.76</u> (+[2]2.5%)
1	[\$45.28] <u>\$46.41</u> (+[2]2.5%)	[\$6.99] <u>\$7.16</u> (+[2]2.5%)	[\$7.41] <u>\$7.60</u> (+[2]2.5%)	[\$8.14] <u>\$8.34</u> (+[2]2.5%)	[\$9.52] <u>\$9.76</u> (+[2]2.5%)
2	[\$129.36] <u>\$132.59</u> (+[2]2.5%)	[\$6.99] <u>\$7.16</u> (+[2]2.5%)	[\$7.41] <u>\$7.60</u> (+[2]2.5%)	[\$8.14] <u>\$8.34</u> (+[2]2.5%)	[\$9.52] <u>\$9.76</u> (+[2]2.5%)
3	[\$288.57] <u>\$295.78</u> (+[2]2.5%)	[\$6.99] <u>\$7.16</u> (+[2]2.5%)	[\$7.41] <u>\$7.60</u> (+[2]2.5%)	[\$8.14] <u>\$8.34</u> (+[2]2.5%)	[\$9.52] <u>\$9.76</u> (+[2]2.5%)
4	[\$424.09] <u>\$434.69</u> (+[2]2.5%)	[\$6.99] <u>\$7.16</u> (+[2]2.5%)	[\$7.41] <u>\$7.60</u> (+[2]2.5%)	[\$8.14] <u>\$8.34</u> (+[2]2.5%)	[\$9.52] <u>\$9.76</u> (+[2]2.5%)
6	[\$792.43] <u>\$812.24</u> (+[2]2.5%)	[\$6.99] <u>\$7.16</u> (+[2]2.5%)	[\$7.41] <u>\$7.60</u> (+[2]2.5%)	[\$8.14] <u>\$8.34</u> (+[2]2.5%)	[\$9.52] <u>\$9.76</u> (+[2]2.5%)

NOTE: Usage charges are per one-thousand-gallon increments, or portion thereof.

B. There are hereby established the following quarterly charges for sewer customers:

Base Charge 4,000 Gallons or Less	First Excess Usage Block Charge 4,001-20,000 Gallons (per 1,000 Gallons)	Second Excess Usage Block Charge 20,001-60,000 Gallons (per 1,000 Gallons)	Third Excess Usage Block Charge 60,001-200,000 Gallons (per 1,000 Gallons)	Fourth Excess Usage Block Charge More than 200,000 Gallons (per 1,000 Gallons)
[From] To (Percent Change)	[From] To (Percent Change)	[From] To (Percent Change)	[From] To (Percent Change)	[From] To (Percent Change)
[\$32.86] \$34.50 (+[2]5.0%)	[\$7.46] \$7.83 (+[2]5.0%)	[\$7.98] \$8.38 (+[2]5.0%)	[\$8.57] \$9.00 (+[2]5.0%)	[\$9.23] \$9.69 (+[2]5.0%)

NOTE: Usage charges are per one-thousand-gallon increment, or portion thereof.

C. The minimum quarterly base charge for multiunit residential or multiunit commercial or a combination thereof serviced through a single water meter shall be determined by the product of the number of units by the minimum quarterly base charge of a one-inch meter, regardless of the size of the meter(s) that feeds the units.

D. Sewage or other wastes containing unduly high concentrations of other substances which add to the operating costs of the sewage treatment works will be subject to a surcharge to be determined by the Borough on the basis of the character and volume for such sewage and wastes. Where, in the opinion of the Borough, sewage and other wastes of a deleterious character adversely affect the treatment processes, the Borough reserves the right to require that such sewage and wastes be treated by the contributor to remove or neutralize the objectionable substances before discharge into the sewers.

E. Base and usage charges shall be due on March 1, June 1, September 1 and December 1, except in 2017 the billing date for the first quarter water/sewer bills is extended to April 3, 2017 and the due date for the first quarter water/sewer bills is extended to May 1, 2017.

F. Premises introducing water into a permanent private pool may be allowed a reduction in the charge of sewer usage in an amount equal to the volume of water introduced into the pool. This will require the installation and rental of a temporary meter in conformance with the Borough Code.

3. This ordinance shall take effect upon its passage and publication as provided by law.

Council Member Chandler made a motion to open the Public Hearing on Ordinance 2017-6, second by Council Member Mills. There were no comments from the public. Council Member Chandler made a motion to close the Public Hearing, second by Council Member Gnatt with all members present voting in favor. Council Member Chandler made a motion to adopt Ordinance 2017-6, second by Council Member Griffiths with all members present voting in favor.

New Business

**BOROUGH OF PENNINGTON
RESOLUTION 2017 – 3.14**

**RESOLUTION APPOINTING RICHARD SMITH LICENSED OPERATOR OF THE BOROUGH’S
WATER AND SEWER SYSTEM**

WHEREAS, the Borough of Pennington is required by law to have a Licensed Operator for the Borough’s Water and Sewer Utility, also known as the Pennington Water and Sewer Company (“Licensed Operator”);

WHEREAS, the Borough’s Superintendent of Public Works, Richard Smith, has completed the requirements for licensure as Licensed Operator in accordance with the regulations of the New Jersey Department of Environmental Protection;

WHEREAS, the Borough seeks to appoint Richard Smith as Licensed Operator effective March 21, 2017;

WHEREAS, the responsibilities of Licensed Operator have since May 2014 been performed by Water Resource Management, Inc. under contract with the Borough, and Water Resource Management, Inc. has agreed to terminate its contract effective March 21, 2017;

WHEREAS, Mr. Smith’s compensation as Licensed Operator is controlled by the Borough Salary Ordinance and has been adjusted over time as he fulfilled requirements for licensure;

WHEREAS, Mr. Smith will continue to perform all of the duties of the Superintendent of Public Works in the Borough;

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Pennington, that Richard Smith is hereby appointed the Licensed Operator of the Water and Sewer Utility of the Borough of Pennington, also known as the Pennington Water and Sewer Company, to serve in that capacity while also performing all of the duties of the Superintendent of Public Works.

Record of Council Vote on Passage

COUNCILMAN	AYE	NAY	N.V.	A.B.	COUNCILMAN	AYE	NAY	N.V.	A.B.
Chandler	X				Lawver				absent
Gnatt	M				Marciante				absent
Griffiths	X				Mills	S			

Council Member Gnatt made a motion to approve Resolution 2017-3.14, second by Council Member Mills with all members present voting in favor.

Public Comment Period

Mayor Persichilli invited anyone interested in addressing Council to please come forward and state your name and address for the record. Please limit comments to the Governing Body to a maximum of 3 minutes.

There were no comments from the public.

At 5:41pm with no further business to come before Council the meeting was adjourned.

Respectfully submitted,

Elizabeth Sterling
Borough Clerk