



LAMBERTVILLE MUNICIPAL UTILITIES AUTHORITY

Regular Meeting

August 4, 2026, 6:00 pm

Lambertville Wastewater Treatment Facility,
3 Bridge Street, Lambertville

Minutes for Meeting Held in Person & Microsoft Teams

<https://teams.microsoft.com/meet/240790016837183?p=bNpGcvJxsXfnxJWPVw>

Meeting ID: 240 790 016 837 183

Passcode: Mg7Wq7LJ

STATEMENT OF COMPLIANCE WITH OPMA.

Mrs. MacGregor called the meeting to order at 6:05p.m. in compliance with the Open Public Meetings Act, by adoption of **Resolution 017-2-2026** setting forth meeting dates for 2026-2027. Notification was published on February 10, 2026, to the Times of Trenton and noticed to the Hunterdon County Democrat. A copy of the notice and agenda were posted on the web sites of the LMUA www.lambertvillemua.com and the City of Lambertville www.lambertvillenj.org. The meeting agenda provides for action items (shown in bold) known at the time of publication and is subject to change. This meeting is being recorded and streamed live using Microsoft Teams Meeting Platform.

PLEDGE OF ALLEGIANCE.

ROLL CALL. Ms. Parsons called the roll as follows:

LMUA Board:

Present: Janine MacGregor-Chairwoman, Helen Pettit -Vice Chairwoman, Holly Havens-Treasurer, David Burd-Secretary, Robert Dahl-Member, Matthew Hoyle-Alternate, Emily Nanneman-Alternate II (entered after roll call 6:06 p.m.)

Absent: none

Also Present: Michael Ingenito-Executive Director, Kathy Leary-Chief Financial Officer, Michael Schneider-Operations Supervisor, Diane Alexander, Esq. of Maraziti Falcon, LLP, Michael McCarey-Carroll Engineering, Dennis Hart of 70 Jefferson Rd. Lambertville

AGENDA, ETC.

1. Agenda updated & posted on the LMUA website & City of Lambertville website. Mrs. MacGregor noted that the updated Agenda listed highlighted additional items added earlier that day.

MINUTES.

2. The minutes from the Special Meeting of May 21, 2026, Agenda Item No. 2.1, the Regular & Closed Meeting of June 2, 2026, Agenda Items No. 2.2 & 2.4 and the Special Meeting of June 30, 2026, Agenda Item No. 2.4 were approved in a motion made by Ms. Pettit and seconded by Mr. Burd and followed by a unanimous roll call vote by all members present. MOTION CARRIED

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Governing Body Member	<u>Recorded Vote:</u>		Abstain	Not Voting	Not Present
	Aye	Nay			
Janine MacGregor	X				
Helen Pettit	X				
Holly Havens	X				
David Burd	X				
Robert Dahl	X				
Matthew Hoyle				X	
Emily Nanneman				X	

PUBLIC COMMENT.

At this time Mrs. MacGregor recognized resident Dennis Hart of 70 Jefferson Rd., Lambertville, NJ. Mr. Hart is before the Board tonight to ask if there are any plans to extend our service area on Jefferson Road. Mr. Ingenito confirmed that there are a couple residents inquiring about extending sewer service on Delaware Rd. The LMUA has been working with a nonprofit, NJ Future, to help provide assistance to residents both on Jefferson Rd. and Delaware Rd. who are not connected to the sewer system. NJ Futures is currently working on a questionnaire to send out to all residents that are not serviced by sewer.

Mrs. MacGregor confirmed that the LMUA had completed a sewer survey questionnaire about five years ago and one resident was interested in connecting but not willing to pay for the cost to install a collection sewer in the street. Ms. Alexander noted the cost for the sewer could be setup as a special assessment tax but was worried that it may not be well received.

There was some discussion from the Board regarding connecting properties that have wells that may be contaminated with PFAS. Ms. Alexander confirmed that NJDEP does have a program where they will pay for the installation and maintenance of a "POET system," a Point of Entry Treatment system, for water filtration Mr. Ingenito confirmed that the past questionnaire only addressed Delaware Rd. and the LMUA will extend this questionnaire to Jefferson Rd. as well as any other properties located on Music Mountain not connected to sewer. NJ Future is currently putting together a mailer that will ask the residents to state the current condition of their septic system. If they declare that their septic systems are failing, NJ Future could look at funding, or grant opportunities for them. Mrs. MacGregor asked if the LMUA could do a more robust study. The Board discussed the fact that the LMUA cannot put the burden of this project on all the rate payers in Lambertville, when only a small population would benefit from it. Mr. Hart stated that he thinks, "many people would rather spend the money on the installation of sewer than a new septic. There was a discussion on the timeline, which Mr. Ingenito estimates is five-plus years for the project.

Mr. Ingenito, said the LMUA will pursue this further with the residents on Music Mountain. Mr. Hart, thanked the Board for their time exited the meeting at 6:19 p.m.

AUTHORITY ENGINEER'S REPORT-CARROLL ENGINEERING. ("CE")

3. Engineer's Report- Michael McCarey:

A. North Union Pump Station

The North Union Pump Station is operating well with no deficiencies to report. Mr. McCarey asked Mike Ingenito & Mike Schneider if there were any issues. They both agreed that there have been very few odor issues since Stockton began feeding Bioxide again. Mr. McCarey explained the chemical reintroduces oxygen to the sewer before it becomes anoxic.

The Contractor has completed all punch list items and received final payment in the amount of \$260,133.90. Final payment exceeded the short-term loan amount by \$146,095.00 and the Authority paid this amount out of their capital reserve funds. The LMUA will request the remaining \$146,095 from the NJ Infrastructure Bank (NJIB) when the short-term loan is converted to a long-term loan. Prior to converting the short term to a long-term loan, a new bond resolution will need to be approved by the Board since the cost exceeded the loan amount. The next NJIB pool for long term loans is anticipated in May 2027. Since this matter pertains to Agenda Item 4, the Board determined to move on Agenda item 4 at this time and return to Agenda Item 3 after action on Agenda Item 4.

4. Discussion on Resolution 061-8-2026 *Authorizing 2026 Additional Supplemental Bond Resolution Authorizing the Issuance of an Additional Not to Exceed \$500,000 Aggregate Principal Amount of Sewer System Revenue Bonds to a Previously Authorized Amount \$2,000,000 of Sewer System Revenue Bonds of the Lambertville Municipal Utilities Authority Through the New Jersey Infrastructure Bank Financing Program*

Ms. Pettit asked if the additional supplemental funding requested by Resolution 061-8-2026 slides into the original Bond payment schedule. Mr. Ingenito confirmed that the bonds will get rolled into one. Mr. Langhart, LMUA Bond Counsel recommended that the LMUA round up to \$500,000 rather than the exact overage of \$146,095.00 in case any other unforeseen expenses should come up.

Executive Summary of Resolution 061-8-2026

The adoption of Resolution 061-8-2026 by the Board of Commissioners authorizes the issuance of bonds and/or notes of the Lambertville Municipal Utilities Authority (the "Authority") in an amount not to exceed \$500,000, increasing the total authorized principal amount for the 2023 Project from \$2,000,000 to \$2,500,000, to finance the replacement of the North Union Street Pump Station, including, but not limited to, a new wet well with submersible pumps, valve vault, elevated platform,

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and all work and costs necessary and ancillary therefor. The additional bonds and/or notes of the Authority are authorized to be issued to the New Jersey Infrastructure Bank and such bonds and/or notes are subject to the terms and conditions set forth in the Articles of Resolution 061-8-2026 and the Authority's prior supplemental bond resolution relating to the 2023 Project.

**2026 ADDITIONAL SUPPLEMENTAL BOND RESOLUTION AUTHORIZING THE
ISSUANCE OF AN ADDITIONAL NOT TO EXCEED \$500,000 AGGREGATE PRINCIPAL
AMOUNT OF SEWER SYSTEM REVENUE BONDS TO A PREVIOUSLY AUTHORIZED
AMOUNT OF \$2,000,000 OF SEWER SYSTEM REVENUE BONDS OF THE
LAMBERTVILLE MUNICIPAL UTILITIES AUTHORITY THROUGH THE NEW JERSEY
INFRASTRUCTURE BANK FINANCING PROGRAM**

Adopted August 4, 2026

WHEREAS, The Lambertville Municipal Utilities Authority (formerly known as the Lambertville Sewerage Authority, before being legally reorganized as the Lambertville Municipal Utilities Authority pursuant to ordinance 2009-04 of the City of Lambertville, adopted on March 16, 2009) is a public body corporate and politic of the State of New Jersey, organized pursuant to the Municipal and County Utilities Authorities Law, constituting Chapter 183 of the Pamphlet Laws of 1957 of the State of New Jersey, and the acts amendatory thereof and supplemental thereto (the "Act"); and

WHEREAS, the Authority adopted a general bond resolution on February 16, 1982 entitled "Resolution Authorizing the Issuance of Sewer Revenue Bonds of The Lambertville Sewerage Authority", as supplemented on February 16, 1982 and as amended on March 16, 1982 (said resolution as so amended and supplemented is hereinafter referred to as the "1982 Bond Resolution"); and

WHEREAS, in accordance with the provisions of Sections 315 and 316 of the 1982 Bond Resolution the Authority previously determined to authorize one or more series of Additional Bonds of the Authority, to be designated "2023 Project Sewer Bonds of The Lambertville Municipal Utilities Authority", with such further designation as the Authority may determine and possibly notes which may be issued in anticipation thereof, (hereinafter collectively referred to as the "2023 Project Sewer Bonds"); pursuant to a supplemental bond resolution adopted by the Authority on October 3, 2023, authorizing a principal amount of not to exceed \$2,000,000 for the 2023 Project; and

WHEREAS, such 2023 Project Sewer Bonds were authorized in the principal amount of not to exceed \$2,000,000 (i) to finance the replacement of the North Union Street Pump Station including, but not limited to, a new wet well with submersible pumps, valve vault, elevated platform and to include all work and costs necessary and ancillary therefor, as listed on Exhibit A hereto (the "2023 Project") and (ii) the payment of all or a portion of the costs associated with the issuance of the 2023 Project Sewer Bonds pursuant to the 2023 Supplemental Bond Resolution (as defined herein); and

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WHEREAS, the Authority has determined that because of inflation and unforeseen costs the Authority must now authorize an additional \$500,000 of sewer revenue bonds (the “Additional Project Sewer Bonds”) to complete the 2023 Project, for a total authorization of not to exceed \$2,500,000; and

WHEREAS, the Authority is permitted under Sections 315 and 316 of the 1982 Bond Resolution to issue Additional Bonds to finance additional costs of the 2023 Project; and

WHEREAS, the Authority wishes to provide terms and conditions with respect to the 2026 Additional Project Sewer Bonds authorized herein; and

WHEREAS, in order to authorize the issuance of 2026 Additional Project Sewer Bonds as “Additional Bonds” within the meaning of the 1982 Bond Resolution and thereby finance additional costs of the 2023 Project the Authority desires to adopt this resolution (the “2026 Additional Supplemental Bond Resolution”) to supplement and amend the 1982 Bond Resolution for an additional \$500,000 of sewer revenue bonds to complete the 2023 Project; and

WHEREAS, the 2026 Additional Project Sewer Bonds authorized herein will be issued as Additional Bonds under the 1982 Bond Resolution, provided that funding of the Debt Service Reserve Fund to meet the requirements of the 1982 Bond Resolution shall be effected over a three (3) year period; and

NOW, THEREFORE, BE IT RESOLVED by The Lambertville Municipal Utilities Authority as follows:

ARTICLE I

Definitions and Authority for 2026 Additional Supplemental Bond Resolution

Section 101. Definitions. All terms used as defined terms in the 1982 Bond Resolution are used with the same meaning herein unless expressly given different meanings or unless the context clearly otherwise requires. All terms used herein which are defined in the recitals hereto shall have the meaning given to the same in such recitals unless the context clearly otherwise requires.

In this 2026 Additional Supplemental Bond Resolution:

"2023 Financing Program" means the 2023 New Jersey Infrastructure Bank Financing Program.

“2023 Supplemental Bond Resolution” means the supplemental bond resolution of the Authority adopted on October 3, 2023.

“2026 Additional Financing Program” means the New Jersey Infrastructure Bank Financing Program pursuant to which the 2026 Additional Project Sewer Bonds are issued.

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“2026 Additional Project Sewer Bonds” means the Authority’s Sewer Revenue Bonds, or any notes issued in anticipation thereof, in a principal amount not to exceed \$500,000 pursuant to this 2026 Additional Supplemental Bond Resolution.

“2026 Additional Supplemental Bond Resolution” means this supplemental bond resolution of the Authority.

“Authority” means The Lambertville Municipal Utilities Authority (formerly known as the Lambertville Sewerage Authority).

“Authorized Officer” means the Chairman, the Vice Chairman, the Executive Director or the Chief Financial Officer of the Authority.

"Bank" means the New Jersey Infrastructure Bank.

"Bank Loan Agreement" means that certain loan agreement to be entered into by and between the Authority and the Bank, pursuant to the 2026 Additional Financing Program.

“Code” means the Internal Revenue Code of 1986, as amended.

“Cost” or “Costs” shall have the same meaning as set forth in the Act.

“Escrow Agreement” means that certain escrow agreement to be entered into by and between the Authority, the Bank, the State and the escrow agent named in such agreement (the “Escrow Agent”), as trustee for the holders of the 2026 Additional Project Sewer Bonds issued pursuant to the 2026 Additional Financing Program.

“Escrow Trustee” shall have the meaning assigned to such term in the Certificate defined herein in Article III.

"Financing Documents" means the Bank Loan Agreement, the Fund Loan Agreement and the Escrow Agreement, as defined herein.

"Fund Loan Agreement" means that certain loan agreement to be entered into by and between the Authority and the State, pursuant to the 2026 Additional Financing Program.

“Herein,” “hereunder,” “hereby,” “hereto,” and “hereof” and any similar terms refer to this 2026 Additional Supplemental Bond Resolution; the term “heretofore” means before the adoption of this 2026 Additional Supplemental Bond Resolution; and the term “hereafter” means after the adoption of this 2026 Additional Supplemental Bond Resolution.

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"Paying Agent" shall mean such financial institution, appointed by the Authority pursuant to a Certificate of an Authorized Officer, to carry out its duties and obligations as set forth in the Financing Documents.

"Registrar" shall mean such financial institution, appointed by the Authority pursuant to a Certificate of an Authorized Officer, to carry out its duties and obligations as set forth in the Financing Documents;

"State" means the State of New Jersey, and when used in reference to the 2026 Additional Financing Program, the State, acting by and through the New Jersey Department of Environmental Protection.

"Treasury Regulations" means the regulations promulgated by the United States Department of Treasury in connection with the Internal Revenue Code of 1986, as amended.

"Trustee" shall mean such financial institution, appointed by the Authority pursuant to a Certificate of an Authorized Officer, to carry out its duties and obligations as set forth in the Financing Documents.

"2023 Project Sewer Bonds" means the Authority's Sewer Revenue Bonds, or any notes issued in anticipation thereof in a principal amount not to exceed \$2,000,000 pursuant to the 2023 Supplemental Bond Resolution.

Section 102. Incorporation of Resolution. This 2026 Additional Supplemental Bond Resolution supplements and amends the 1982 Bond Resolution. The 1982 Bond Resolution is incorporated herein by reference thereto.

Section 103. Severability of Invalid Provisions. If any one or more of the covenants or agreements provided in this 2026 Additional Supplemental Bond Resolution, on the part of the Authority, the Bank, the State, the Escrow Agent or the Trustee, to be performed should be contrary to law, then such covenant or covenants, agreement or agreements, shall be deemed separable from the remaining covenants and agreements and shall in no way affect the validity of the other provisions of this 2026 Additional Supplemental Bond Resolution or of any 2026 Additional Project Sewer Revenue Bond.

ARTICLE II
Determinations By and Obligations
of the Authority

Section 201. Authority for 2026 Additional Supplemental Bond Resolution. This 2026 Additional Supplemental Bond Resolution is adopted pursuant to the Act, and the 1982 Bond Resolution. The Authority has ascertained and hereby determines that each and every act, matter, thing

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or course of conduct as to which provision is made in this 2026 Additional Supplemental Bond is appropriate in order to carry out and effectuate the purposes of the Authority in accordance with the Act, and the 1982 Bond Resolution, to further secure the payment of the principal or redemption price of and interest on the 2026 Additional Supplemental Project Sewer Bonds hereby authorized.

Section 202. 2026 Additional Project Sewer Bonds to Constitute Additional Bonds. The 2026 Additional Project Sewer Bonds shall constitute Additional Bonds as such term is defined in the 1982 Bond Resolution and shall be issued pursuant to and in accordance with the 1982 Bond Resolution.

Section 203. Resolution to Constitute Contract. In consideration of the purchase and acceptance of the 2026 Additional Project Sewer Bonds by those who shall hold the same from time to time, the provisions of the 1982 Bond Resolution shall be deemed to be and shall constitute a contract between the Authority, the Trustee Bank and the holders from time to time of the 2026 Additional Project Sewer Bonds; the pledge made in the 1982 Bond Resolution and the covenants and agreements herein set forth to be performed by or on behalf of the Authority shall be for the equal benefit, protection and security of the holders of any and all of the 2026 Additional Project Sewer Bonds, all of which, regardless of the time or times of their issue or maturity, shall be of equal rank without preference, priority or distinction of any of the Bonds over any other thereof except as expressly provided in or pursuant to the 1982 Bond Resolution.

Section 204. Estimated Cost of the 2023 Project. The Authority hereby determines that the aggregate estimated Cost of the 2023 Project shall not exceed \$2,500,000.

ARTICLE III

**Authorization, Purpose, Execution
and Issuance of 2026 Additional Project Sewer Bonds**

Section 301. Authorization and Purpose of the 2026 Additional Project Sewer Bonds. The 2026 Additional Project Sewer Bonds of the Authority in the principal amount of not to exceed \$500,000 are hereby authorized to be issued pursuant to Sections 315 and 316 of the 1982 Bond Resolution and this 2026 Additional Supplemental Bond Resolution, such Bonds to be entitled “2026 Additional Project Sewer Bonds, Series ____ of The Lambertville Municipal Utilities Authority” or such other title as the Authority may designate. The 2026 Additional Project Sewer Bonds are authorized and will be issued to provide funds for additional Costs of the 2023 Project.

Section 302. Description of the 2026 Additional Project Sewer Bonds; Delegation of Sale of the 2026 Additional Project Sewer Bonds.

(A) Term. The 2026 Additional Project Sewer Bonds shall be fixed in number and issued to the State and the Bank, respectively, with interest rates fixed to maturity. The 2026 Additional Project Sewer Bonds shall be dated, numbered and shall bear interest at the rate or rates as shall be determined, shall mature over a term not exceeding thirty (30) years, shall mature and shall be payable at such dates

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and in the amounts as provided for by the Financing Documents or the Certificate authorized pursuant to subparagraph (B) of this Section.

(B) 2026 Additional Project Sewer Bonds. The Authorized Officer (as hereinafter defined) of the Authority is hereby designated as the individual who shall have the power to sell and to award the 2026 Additional Project Sewer Bonds (of the same or different series) on behalf of the Authority, to the State and Bank, respectively, pursuant to the 2026 Additional Financing Program, including the power to determine (giving due consideration to the terms and conditions of the preceding paragraph and any applicable rules or restrictions of the 2026 Additional Financing Program), among other things (i) the amount of 2026 Additional Project Sewer Bonds to be issued, provided such amount does not to exceed \$500,000, (ii) the time and the manner of sale of the 2026 Additional Project Sewer Bonds and the Escrow Closing (as hereinafter defined) in connection therewith, (iii) the denominations and rate or rates of interest to be borne by the 2026 Additional Project Sewer Bonds, and (iv) such other terms and conditions as may be necessary or related to the sale of the 2026 Additional Project Sewer Bonds. Such sale, award, terms and conditions of the 2026 Additional Project Sewer Bonds issued pursuant to the 2026 Additional Financing Program shall be determined and evidenced by the Financing Documents, to be executed by the Authorized Officer on behalf of the Authority, subject to the rules, conditions, maturity schedule and interest rate established by the 2026 Additional Financing Program, with respect to the bond being issued to the Bank, with such interest rate on such bond being based upon the pass through interest rates received by the Bank in connection with its sale of bonds (plus administrative fees) (the "Bank Loan Bond"), combined with the cash funds received from the State in connection with the 2026 Additional Financing Program, with respect to the bond being issued to the State (the "Fund Loan Bond"). Such sale and award provisions of the 2026 Additional Project Sewer Bonds, as set forth herein, may be further evidenced by a certificate of the Authorized Officer (the "Certificate"), executed as of the date of sale and award of the 2026 Additional Project Sewer Bonds. The Certificate is hereby deemed to satisfy the requirements of Section 316(b) of the 1982 Bond Resolution and this 2026 Additional Supplemental Bond Resolution. The Financing Documents and the Certificate, to the extent one is required, shall be presented by the Executive Director to the Members of the Authority at the next regular meeting of the Authority following such sale and award as evidence of the terms and details of the sale of such 2026 Additional Project Sewer Bonds.

(C) Execution of the Financing Documents. The Financing Documents are hereby authorized to be executed and delivered in connection with the 2026 Additional Financing Program. Such Financing Documents may be executed and delivered on behalf of the Authority by an Authorized Officer in their respective sole discretion, after consultation with counsel and any advisors to the Authority (collectively, the "Authority Consultants"), and after further consultation with the Bank, the State and their representatives, agents, counsel and advisors (collectively, the "Program Consultants", and together with the Authority Consultants, the "Consultants") shall determine, with such determination to be conclusively evidenced by the execution of such Financing Documents by an Authorized Officer as determined hereunder. The Secretary or Assistant Secretary of the Authority is hereby authorized to attest to the execution of the Financing Documents by an Authorized Officer of the Authority as determined hereunder, and to affix the corporate seal of the Authority to such Financing Documents.

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(D) Escrow Closing. The Authorized Officers of the Authority are hereby authorized to execute the Financing Documents and any additional certificates and opinions as may be required by the 2026 Additional Financing Program or Bond Counsel to the Authority, as further described in subsection (F) herein (together, the “Escrowed Documents”) on or before the date when the Authority is scheduled to close the loans in escrow with the 2026 Additional Financing Program (the “Escrow Closing”), such Escrowed Documents to be delivered to Bond Counsel to the Authority and held by Bond Counsel to the Authority until such time as an Authorized Officer of the Authority authorizes release of same. Bond Counsel to the Authority is hereby authorized to accept and hold the Escrowed Documents in escrow on or before the Escrow Closing and to release same from escrow and deliver same upon direction of an Authorized Officer of the Authority.

(E) Form of 2026 Additional Project Sewer Bonds. The 2026 Additional Project Sewer Bonds shall be in substantially the form described herein with such changes as may be required by the Financing Documents.

(F) Further Authorizations. The Authorized Officers of the Authority are hereby further severally authorized to (i) execute and deliver, and the Secretary or Assistant Secretary of the Authority is hereby further authorized to attest to such execution and to affix the corporate seal of the Authority to, any document, instrument or closing certificate deemed necessary, desirable or convenient by the Authorized Officers, the Secretary or Assistant Secretary of the Authority, as applicable, in their respective sole discretion, after consultation with the Consultants, to be executed in connection with the execution and delivery of the Financing Documents and the consummation of the transactions contemplated thereby, which determination shall be conclusively evidenced by the execution of each such certificate or other document by the party authorized hereunder to execute such certificate or other document, and (ii) perform such other actions as the Authorized Officers deem necessary, desirable or convenient in relation to the execution thereof.

Section 303. Issuance of the 2026 Additional Project Sewer Bonds and Application of Proceeds of Sale. The 2026 Additional Project Sewer Bonds authorized by Section 301 herein, is hereby directed to be executed by or on behalf of the Authority by its Authorized Officer and delivered to the State and the Bank, respectively. All of the proceeds of sale of the 2026 Additional Project Sewer Bonds, including accrued interest (if any) received upon delivery thereof, shall, simultaneously with the issuance of the 2026 Additional Project Sewer Bonds, be paid and applied by the Authority in accordance with the 2026 Additional Supplemental Bond Resolution and the Financing Documents and as provided in a Certificate of the Authority executed by the Chairman or the Executive Director of the Authority consistent with the 1982 Bond Resolution and this 2026 Additional Supplemental Bond Resolution and the Financing Documents.

Section 304. No Recourse on the 2026 Additional Project Sewer Bonds. No recourse shall be had for the payment of the principal of or the interest on the 2026 Additional Project Sewer Bonds or for any claim based thereon or on this 2026 Additional Supplemental Bond Resolution or the 1982 Bond Resolution and this 2026 Additional Supplemental Bond Resolution against any member or other officer

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of the Authority or any person executing the 2026 Additional Project Sewer Bonds. The 2026 Additional Project Sewer Bonds are not and shall not be in any way a debt or liability of the State of New Jersey or of any county or municipality and do not and shall not create or constitute any indebtedness, liability or obligation of said State or of any county or municipality, either legal, moral or otherwise.

Section 305. Execution of 2026 Additional Project Sewer Bonds. The Chairman or Executive Director of the Authority is hereby authorized to execute by the manual or facsimile signature the 2026 Additional Project Sewer Bonds in the name and on behalf of the Authority attested by the manual or facsimile signature of its Secretary or Assistant Secretary.

Section 306. Appointment of Trustee, Paying Agent and Registrar. In accordance with the provisions of Article 11 of the General Bond Resolution, a certain financial institution (the "Trustee Bank") shall be appointed Trustee (the "Trustee"), Paying Agent (the "Paying Agent"), and Registrar (the "Registrar") for the 2026 Additional Project Sewer Bonds. The Trustee Bank shall accept and shall carry out its duties and obligations as Trustee, Paying Agent and Registrar as provided in and as required by the terms of the 1982 Bond Resolution and this 2026 Additional Supplemental Bond Resolution.

Section 307. Funding of the Debt Service Reserve Fund. The Authority shall deposit one-third of the amount of the Debt Service Reserve Requirement for the 2026 Additional Project Sewer Bonds in the Debt Service Reserve Fund on the first day of the twelfth month following the first day of the month following the date of its issuance, on the first day of the twenty-fourth month following the first day of the month following the date of its issuance and on the first day of the thirty-sixth month following the first day of the month following the date of its issuance, so that on the first day of the thirty-sixth month following the first day of the month following the date of issuance of the 2026 Additional Project Sewer Bonds the amount on deposit in the Debt Service Reserve Fund shall equal the Debt Service Reserve Requirement. The amounts deposited in the Debt Service Reserve Fund shall be invested with such yield restrictions as are required by the terms of the Bank Loan Agreement and the Code. The Trustee Bank is hereby directed to deposit in the Debt Service Reserve Fund the amounts, if any, required by this Section or the 1982 Bond Resolution as amended hereby.

Section 308. Form of the 2026 Additional Project Sewer Bonds. The 2026 Additional Project Sewer Bonds shall be in substantially the form set forth in Section 1207 of the 1982 Bond Resolution and as provided in Section 302 of the 1982 Bond Resolution, with such omissions, insertions and variations as are appropriate and as may be necessary to conform to this 2026 Additional Supplemental Bond Resolution, the Financing Documents, and, in addition, shall include the following:

[FORM OF THE 2026 ADDITIONAL PROJECT SEWER BONDS FOR FUND]

FOR VALUE RECEIVED, THE LAMBERTVILLE MUNICIPAL UTILITIES AUTHORITY, a public body corporate and politic, with corporate succession duly created and validly existing under the Constitution and laws of the State of New Jersey (the "Authority"), hereby promises to pay to the order of the State of New Jersey (the "State") the principal amount of _____ DOLLARS (\$ _____), or such lesser amount as shall be disbursed to the Authority under the Loan Agreement (as hereinafter defined) at the times and in the amounts determined as provided in the Loan Agreement, plus any other amounts due and owing under the Loan Agreement at the times and in the amounts as provided therein. The Authority irrevocably pledges its Pledged Funds (as defined in the Loan Agreement) for the punctual payment of the principal of, and all other amounts due under, this 2026 Additional Project Sewer Bond and the Loan Agreement according to their respective terms.

This 2026 Additional Project Sewer Bond is issued pursuant to the Municipal and County Utilities Authorities Law, P.L. 1957, c.183 (N.J.S.A. 40:14B-1, et seq.), the Local Authorities Fiscal Control Law, P.L. 1983, c.313 (N.J.S.A. 40A:5A-1, et seq.), and other applicable laws and the Loan Agreement dated as of [____], by and between the State, acting by and through the New Jersey Department of Environmental Protection, and the Authority (the "Loan Agreement"). This 2026 Additional Project Sewer Bond is issued in consideration of the loan made thereunder (the "Loan") and to evidence the payment obligations of the Authority set forth therein. Payments under this 2026 Additional Project Sewer Bond shall, except as otherwise provided in the Loan Agreement, be made directly to the Loan Servicer (as defined in the Loan Agreement) for the account of the State. This 2026 Additional Project Sewer Bond is subject to assignment or endorsement in accordance with the terms of the Loan Agreement. All of the terms, conditions and provisions of the Loan Agreement are, by this reference thereto, incorporated herein as part of this 2026 Additional Project Sewer Bond.

Pursuant to the Loan Agreement, disbursements shall be made by the State to the Authority upon the receipt by the State of requisitions from the Authority executed and delivered in accordance with the requirements set forth in Section 3.02 of the Loan Agreement.

This 2026 Additional Project Sewer Bond is entitled to the benefits and is subject to the conditions of the Loan Agreement. The obligations of the Authority to make the payment required hereunder shall be absolute and unconditional without any defense or right of set-off, counterclaim or recoupment by reason of any default by the State under the Loan Agreement or under any other agreement between the Authority and the State or out of any indebtedness or liability at any time owing to the Authority by the State or for any other reason.

This 2026 Additional Project Sewer Bond is subject to optional prepayment under the terms and conditions, and in the amounts, provided in Section 3.07 of the Loan Agreement. To the extent allowed by applicable law, this 2026 Additional Project Sewer Bond may be subject to acceleration under the terms and conditions, and in the amounts, provided in Section 5.03 of the Loan Agreement.

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To the extent provided by law, this 2026 Additional Project Sewer Bond is junior and subordinate in all respects to any Bonds of the Authority issued on even date herewith to the New Jersey Environmental Infrastructure Trust as to lien on and source and security for payment from the Pledged Funds of the Authority.

IN WITNESS WHEREOF, the Authority has caused this 2026 Additional Project Sewer Bond to be duly executed, sealed and delivered, as of this [____] day of [____], 2026.

(SEAL)

THE LAMBERTVILLE MUNICIPAL UTILITIES
AUTHORITY

ATTEST:

By: _____

By: _____

[FORM OF THE 2026 ADDITIONAL PROJECT SEWER BOND FOR BANK]

FOR VALUE RECEIVED, THE LAMBERTVILLE MUNICIPAL UTILITIES AUTHORITY, a public body corporate and politic, with corporate succession duly created and validly existing under the Constitution and laws of the State of New Jersey (the "Authority"), hereby promises to pay to the order of the New Jersey Infrastructure Bank (the "Bank") (i) the principal amount of \$ _____ DOLLARS (\$ _____), or such lesser amount as shall be determined in accordance with Section 3.01 of the Loan Agreement (as hereinafter defined), at the times and in the amounts determined as provided in the Loan Agreement, together with (ii) Interest on the Loan constituting the Interest Portion, the Administrative Fee and any late charges incurred under the Loan Agreement (as such terms are defined in the Loan Agreement) in the amount calculated as provided in the Loan Agreement, payable on the days and in the amounts and as provided in the Loan Agreement, which principal amount and Interest Portion of the Interest on the Loan shall, unless otherwise provided in the Loan Agreement, be payable on the days and in the amounts as also set forth on Attachment A attached hereto under the column headings respectively entitled "Principal" and "Interest," plus (iii) any other amounts due and owing under the Loan Agreement at the times and in the amounts as provided therein. The Authority irrevocably pledges its Pledged Funds (as defined in the Loan Agreement) for the punctual payment of the principal of and the Interest on this 2026 Additional Project Sewer Bond (as defined in the Loan Agreement), and for the punctual payment of all other amounts due under this 2026 Additional Project Sewer Bond and the Loan Agreement according to its terms.

This 2026 Additional Project Sewer Bond is issued pursuant to the Municipal and County Utilities Authorities Law, P.L. 1957, c.183 (N.J.S.A. 40:14B-1, et seq.), the Local Authorities Fiscal Control Law, P.L. 1983, c.313 (N.J.S.A. 40A:5A-1, et seq.), and other applicable laws and the Loan Agreement dated as of [____], by and between the Bank and the Authority (the "Loan Agreement"). This 2026 Additional Project Sewer Bond is issued in consideration of the loan made under the Loan Agreement (the "Loan") to evidence the payment obligations of the Authority set forth in the Loan

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Agreement. This 2026 Additional Project Sewer Bond has been assigned to [____], as trustee (the "State Trustee") under the "Environmental Infrastructure Bond Resolution, Series 2026 [A]" adopted by the Bank [DATE], as the same may be amended and supplemented in accordance with the terms thereof (the "Bond Resolution"), and payments hereunder shall, except as otherwise provided in the Loan Agreement, be made directly to the Loan Servicer (as defined in the Loan Agreement) for the account of the Bank pursuant to such assignment. Such assignment has been made as security for the payment of the [Bank] Bonds (as defined in the Loan Agreement) issued to finance or refinance the Loan and as otherwise described in the Loan Agreement. This 2026 Additional Project Sewer Bond is subject to further assignment or endorsement in accordance with the terms of the Bond Resolution and the Loan Agreement. All of the terms, conditions and provisions of the Loan Agreement are, by this reference thereto, incorporated herein as part of this 2026 Additional Project Sewer Bond.

Pursuant to the Loan Agreement, disbursements shall be made by the State Trustee to the Authority, in accordance with written instructions of the Bank, upon the receipt by the Bank and the State Trustee of requisitions from the Authority executed and delivered in accordance with the requirements set forth in Section 3.02 of the Loan Agreement.

This 2026 Additional Project Sewer Bond is entitled to the benefits and is subject to the conditions of the Loan Agreement. The obligations of the Authority to make the payments required hereunder shall be absolute and unconditional without any defense or right of set-off, counterclaim or recoupment by reason of any default by the Bank under the Loan Agreement or under any other agreement between the Authority and the Bank or out of any indebtedness or liability at any time owing to the Authority by the Bank or for any other reason.

This 2026 Additional Project Sewer Bond is subject to optional prepayment under the terms and conditions, and in the amounts, provided in Section 3.07 of the Loan Agreement. To the extent allowed by applicable law, this 2026 Additional Project Sewer Bond is subject to acceleration under the terms and conditions, and in the amounts, provided in section 5.03 of the Loan Agreement.

IN WITNESS WHEREOF, the Authority has caused this 2026 Additional Project Sewer Bond to be duly executed, sealed and delivered, as of this [____] day of [____], 2026.

(SEAL)

ATTEST:

THE LAMBERTVILLE MUNICIPAL UTILITIES
AUTHORITY

By: _____

Section 309. Further Action. The Authority Officers are hereby further severally authorized to (i) execute and deliver, and the Secretary of the Authority is hereby further authorized to attest to such execution and to affix the corporate seal of the Authority to, any document, instrument or closing certificate deemed necessary, desirable or convenient by the Authority Officers or the Secretary of the

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Authority, as applicable, in their respective sole discretion, after consultation with the Consultants, to be executed in connection with the execution and delivery of the Financing Documents and the consummation of the transactions contemplated thereby, which determination shall be conclusively evidenced by the execution of each such certificate or other document by the party authorized hereunder to execute such certificate or other document, and (ii) perform such actions as the Authority Officers deem necessary, desirable or convenient in relation to the execution and delivery thereof.

Section 310. Financial Information. The Authority hereby authorizes the preparation and distribution of financial statements and demographic and other information concerning the Authority and any related government entity, if applicable, as may be required by the State or the Bank.

ARTICLE IV

Miscellaneous

Section 401. 2026 Additional Project Sewer Bonds are Additional Bonds Under 1982 Bond Resolution. The 2026 Additional Project Sewer Bonds shall constitute Additional Bonds under the 1982 Bond Resolution and this 2026 Additional Supplemental Bond Resolution, and after their authentication and delivery, the 2026 Additional Project Sewer Bonds shall for all purposes of the 1982 Bond Resolution and this 2026 Additional Supplemental Bond Resolution, be deemed to constitute Bonds within the meaning of the 1982 Bond Resolution and this 2026 Additional Supplemental Bond Resolution, shall be entitled to the pledge provided by the 1982 Bond Resolution and this 2026 Additional Supplemental Bond Resolution, and shall have equal rank with any other Bonds issued and outstanding under the 1982 Bond Resolution and this 2026 Additional Supplemental Bond Resolution, .

Section 402. Reimbursement of Costs of the 2023 Project. The Authority reasonably expects to reimburse its expenditure of costs of the 2023 Project prior to the issuance of the 2026 Additional Project Sewer Bonds.

A. The Authority hereby declares its official intent to reimburse the expenditure of costs of the 2023 Project paid prior to the issuance of the 2026 Additional Project Sewer Bonds with the proceeds of a borrowing to be incurred by the Authority, in accordance with Treasury Regulations §1.150-2.

B. The costs of the 2023 Project to be reimbursed with the proceeds of the 2026 Additional Project Sewer Bonds will be "capital expenditures" in accordance with the meaning of Section 150 of the Code.

C. No reimbursement allocation will employ an "abusive arbitrage device" under Treasury Regulations §1.148-10 to avoid the arbitrage restrictions or to avoid the restrictions under Sections 142 through 147, inclusive, of the Internal Revenue Code of 1986, as amended. The proceeds of the 2026 Additional Project Sewer Bonds used to reimburse the Authority for costs of the 2023 Project, or funds corresponding to such amounts, will not be used in a manner that results in the creation

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of "replacement proceeds", including "sinking funds", "pledged funds" or funds subject to a "negative pledge" (as such terms are defined in Treasury Regulations §1.1481), of the 2026 Additional Project Sewer Bonds or another issue of debt obligations of the Authority, other than amounts deposited into a "bona fide debt service fund" (as defined in Treasury Regulations §1.148-1).

D. All reimbursement allocations will occur not later than 18 months after the later of (i) the date the expenditure from a source other than the 2026 Additional Project Sewer Bonds are paid, or (ii) the date the 2023 Project is "placed in service" (within the meaning of Treasury Regulations §1.150-2) or abandoned, but in no event more than 3 years after the expenditure is paid.

Section 403. Supplemental Resolution to Govern. To the extent that the provisions of this 2026 Additional Supplemental Bond Resolution are inconsistent with the provisions of the 1982 Bond Resolution, the provisions of this 2026 Additional Supplemental Bond Resolution shall control.

Section 404. Effective Date. This 2026 Additional Supplemental Bond Resolution shall take effect immediately upon the filing with the Trustee Bank of a copy thereof certified by the Secretary, all in accordance with Section 801 of the 1982 Bond Resolution.

Moved by: Mr. Burd

Seconded by: Ms. Pettit

RECORDED VOTE:

	YES	NO	ABSTAIN	NOT VOTING	NOT PRESENT
Chairwoman Janine MacGregor	X				
Vice Chair Helen Pettit	X				
Secretary David Burd	X				
Treasurer Holly Havens	X				
Member Rober Dahl	X				
Alternate I Matthew Hoyle				X	
Alternate II Emily Nanneman				X	

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The following resolution is a true and complete copy of a resolution of The Lambertville Municipal Utilities Authority adopted at a regular meeting thereof duly called and held on August 4, 2026.

Secretary David Burd

EXHIBIT A

Description of the 2023 Project (NJIB S340882-11):

The 2023 Project shall be to finance the replacement of the North Union Street Pump Station including, but not limited to, a new wet well with submersible pumps, valve vault, elevated platform and to include all work and costs necessary and ancillary therefor. The 2026 Additional Project Sewer Bonds authorized by this 2026 Additional Supplemental Bond Resolution is being issued to finance additional costs of the 2023 Project, and do not constitute authorization of a separate project.

3. Authority Engineer's Report- Michael McCarey (Continued):

A. North Union Pump Station (Continued):

CE and LMUA met with NJ Office of Emergency Management (NJOEM) to discuss FEMA submission. NJOEM thinks they have enough documentation to hand off to their closeout team and request a monetary change only. NJOEM will review the documents internally, then send them to FEMA for review and processing.

Veolia has agreed to purchase and install a new meter pit at the station. Veolia drafted an agreement with the LMUA stating that Veolia will purchase and install the new meter pit and after Veolia ensures there are no leaks, the meter pit will be the responsibility and property of the LMUA. The agreement should be executed by the Board. Veolia wants the LMUA to acknowledge that we own the meter and that we will be responsible for fix, replacements in the future. They will continue to own and maintain the meter going forward, the agreement is for the replacement of the meter pit. They will cover the installation even though it is not their responsibility as a one-time goodwill gesture.

The Lambertville Parks and Recreation Commission has provided comments to the LMUA regarding the restoration of the Green Acres property after construction. The LMUA is currently working on addressing these comments. Lambertville Parks and Recreation Committee have given some feedback for trees and grass. LMUA will work to come to a good faith agreement to correct any issues that Lambertville Parks have. Mr. Ingenito confirmed that grass netting had been removed, and the LMUA will plant new seed and continue to water trees. Ms. Pettit recommends the LMUA wait until October/ November to reseed or replant any trees.

Mr. McCarey confirmed that the As-Built drawings and Mylars were delivered to the LMUA today. The Operations & Maintenance Manuals, and warranties are in the office as well.

5. Resolution 057-8-2026 Authorizing Michael Ingenito to Execute Veolia's Release of Liability & Indemnification Agreement

5.1 Veolia's Release of Liability and Indemnification Agreement for North Union Street P.S. Water Service

The terms of the Veolia Agreement were considered by the Board.

**Resolution 057-8-2026
Authorizing Michael Ingenito to Execute
Veolia's Release of Liability & Indemnification Agreement**

WHEREAS, Michael Igenito is the Executive Director of the Lambertville Municipal Utilities Authority ("LMUA") and is required to endorse a Release of Liability and Indemnification Agreement ("Agreement") with Veolia, a New Jersey public utility corporation; and

WHEREAS, the LMUA is the owner of certain real property located at 282 N. Union Street, Lambertville, NJ 08530, legally described as **Block 1004, Lot 26** (the "**Property**");

WHEREAS, Veolia provides water services to the Property;

WHEREAS, in accordance with Section 10.2 9 (b) of the Veolia Water New Jersey Tariff for Water Service, the LMUA owns and installs and maintains meter pits on its own property. Veolia has determined to provide and conduct a one-time installation of a meter pit at the Property, on the LMUA's behalf (the "**Meter Pit Installation**");

WHEREAS, the Meter Pit Installation is being performed solely as an accommodation to the LMUA and does not reflect a change in Veolia's standard policies, procedures, or ownership responsibilities with respect to meter pits;

WHEREAS, upon completion of the Meter Pit Installation, ownership of the meter pit will immediately transfer to the LMUA, and Veolia will have no ongoing ownership, maintenance, repair, or liability responsibilities related to the meter pit; and

WHEREAS, the Parties desire to memorialize their respective rights, obligations, and liabilities with respect to the Meter Pit Installation and the subsequent ownership and maintenance of the meter pit under the Agreement; and

WHEREAS, Michael Ingenito in his capacity as Executive Director is fully capable of

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executing the same; and

WHEREAS, the LMUA has determined that it would be in the best interest of the LMUA and all of its users if Michael Ingenito, Executive Director, was authorized to execute such Agreement.

NOW, THEREFORE, BE IT RESOLVED Lambertville Municipal Utilities Authority that Michael Ingenito in his capacity as Chief Operator/ Director, be and he hereby is authorized to execute, on behalf of the LMUA, Veolia's Release of Liability & Indemnification Agreement.

Moved: Ms. Pettit

Seconded: Ms. Havens

Governing Body Member	<u>Recorded Vote:</u>		Abstain	Not Voting	Not Present
	Aye	Nay			
Janine MacGregor	X				
Helen Pettit	X				
Holly Havens	X				
David Burd	X				
Robert Dahl	X				
Matthew Hoyle				X	
Emily Nanneman				X	

Authority Engineer's Report- Michael McCarey (Continued):

B. Coryell Street & Swan Street Pump Station

Based on the discussion with NJDEP and the additional cost and time required to complete a Stage III survey, Carroll Engineering ("CE") recommends the rehabilitation of the existing pump station in lieu of replacement. The rehabilitation of the pump station will include equipment replacements and surface level improvements to optimize the operation of the existing pump station while avoiding disturbance of the archaeological site. CE has provided the LMUA a proposal for engineering services of the redesign of the Coryell Pump Station project "proposing a station refresh."

Mr. McCarey stated there are some benefits to refreshing the station, the majority of the work would be within the station and would not trigger an archeological issue. The wet well is much bigger than it should be, pumps are in the dry well and are difficult to get to. The building could use some flood proofing. Concrete patches could be applied to the drywell and wet well. It is a small station and there is a small amount of flow that goes through there. Electrical is in bad condition, and LMUA should reclaim its correct

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property boundaries. Currently the LMUA stores all deeds and property documents in the safe located in the main office. Mr. McCarey recommended the LMUA put property limits in the GIS system. Along with easements, As-Built Drawings can be added as well. The LMUA should continue to update its digital filing system to make it more assessable.

The Construction Engineering cost was added this morning. Mr. McCarey stated that the estimated construction cost currently is based on the limits of NJ I-Bank. He said it is hard for him to give an exact number now, this is only a rough number for planning purposes.

A permanent utility easement should be finished regardless of the direction the LMUA decides to go with the Coryell pump station project. The Board discussed on the change in scope and how best to avoid an adverse archeological impact.

Mrs. MacGregor stated that the LMUA needs our Engineer to do the thinking and the logic for us if a project exceeds LMUA's resources and gets unmanageable.

Mr. McCarey recommended CE could advise more on the direction and planning of future Capital Projects. The Asset Management Plan needs to be refreshed and revisited. How strategic is the plan based on priorities. It is, essentially an inventory with an associated cost to it rather than a plan. Mr. McCarey would like to provide a plan that would outline a condition assessment, with a priority list. He feels that the LMUA needs to address the collection system. Only about two thirds of the system had been camera inspected. The assessments and recommendations did not match the conditions found in the camera footage. There is a national system, to standardize defects and condition of the sewer system. This could be feed into the GIS system.

Next month, CE will provide a proposal to get numbers to televise the entire system. The Cherry and Swan Streets sewers are a moot point, it could find that there are more problems of concern in the system. Mr. McCarey estimates the sewer television is around 140K, for a total of 14 miles of pipe for the entire system in the City. Then we could do the condition assessment and fill in the missing piece of the Asset Management Plan. The Board asked about having a mapping system that would highlight the project areas in stages. This can then be blended with the work being done at the pump stations and the treatment plant and used as a tool to build a better Capital Improvements Plan.

The proposal total is \$390,000 on top of the previously spent \$330,000. Mr. Ingenito would like to table this discussion to closed session.

LMUA and CE met with the Developer of the old Finkle's property to discuss a permanent utility easement adjacent to the Coryell Pump Station. It was noted that a permanent easement would be required to construct, operate, and maintain the proposed utilities and the existing force main. The Developer was informed that no structures could

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be built within the permanent easement and the Authority had the right to access the easement at any time. LMUA provided the Developer the Coryell PS site plan, easement legal description and exhibit, and the draft deed of easement. The LMUA is waiting to hear back from the Developer.

CE has completed the final design of the Swan Street Pump Station improvements. The project is currently under review by the NJIB and cannot be granted Authorization to Advertise until the Environmental Planning Document for the Coryell and Swan projects is approved. The Authorization to Advertise is anticipated for Summer 2026.

Mr. McCarey stated that Swan Street P.S. can be freed once the Board decides on the direction for Coryell Street P.S.

The MCC Panel, and wet well will need to be repaired and replaced. Swan's wet well needs to be ventilated as well. Part of the plan is to add ventilation to correct a dangerous environment and add a carbon filter to help mitigate odors.

Mr. McCarey recommends the LMUA go forward and bid it in the winter for Spring work. Or have it shovel ready for a grant in the future. The proposal will be ready for next month for the collection system TV work and can be discussed more now.

The NJ I-Bank paperwork will be submitted in the next week.

Coryell Street & Swan Street Pump Station Project Milestones/Notes

1. Final Design, Permitting, & NJIB Assistance Status: 90%
2. Final Design, Permitting, & NJIB Assistance Budget Status: 84%

6. Coryell Pump Station: Redesign Engineering Proposal.

Mr. McCarey met with Cultural Resources, and they have confirmed that there shouldn't be any cultural issues with the project as it is outlined. The projects can now be setup together in the NJ I-Bank.

C. Cherry and Swan Street Sewer Main Improvements

Carroll Engineering was authorized to proceed with the final design of the Cherry and Swan Street Sewer Main Improvements. CE and LMUA attended a pre-application meeting with the NJIB to discuss the best way to set up the projects. Under the previous Executive Director, the Authority determined that the sewer main improvements should be set up as one project to limit the NJIB and engineering administrative services.

CE will provide a map to a contact in the Cultural Resource Department to ensure that there will be no adverse impact to historical sites in the proposed work areas. All work

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will be in kind replacement or CIPP lining in areas where disturbance had previously occurred (roadways, existing sewer mains, etc.)

Route 29 DOT project was discussed. Mr. McCarey concluded the project does not interfere with our Cherry Street sewer replacement project. Mr. McCarey would recommend the LMUA be ready to bid by December 2026. The Board agreed that they would prefer the Cherry Street project get done sooner.

Cherry and Swan Street Sewer Main Improvements Project Milestones/Notes

1. Project Set Up on H2Loans: Anticipated August 2026
2. Topographic Survey: Anticipated September 2026
3. 60% Final Design and Permit Submissions: Anticipated Fall 2026
4. 95% Final Design: Anticipated Winter 2026
5. NJIB Submission: Anticipated Winter 2026
6. NJIB Authorization to Advertise: Anticipated Spring 2027

7. Discussion on Resolution 056-8-2026 to Retroactively Authorize Michael Ingenito to Execute NJDOT Utility Engineering & Construction Agreement and Utility Engineering & Construction Agreement Municipal Amendment

Mr. Ingenito reviewed the proposed agreements with Ms. Alexander and found no issues or concerns in the LMUA's acceptance with the same.

7.1 NJ DOT Construction Agreement

This was reviewed by the Board.

7.2 NJ DOT Utility Engineering & Construction Agreement Municipal Amendment

This was reviewed by the Board.

Resolution 056-8-2026 to Retroactively Authorize Michael Ingenito to Execute NJDOT Utility Engineering & Construction Agreement and Utility Engineering & Construction Agreement Municipal Amendment

WHEREAS, Michael Ingenito is the Executive Director of the Lambertville Municipal Utilities Authority ("LMUA") and is required to endorse a New Jersey Department of Transportation Municipal Utility Engineering and Construction Agreement ("UECA") and a Utility Engineering and Construction Agreement Municipal Amendment ("Amendment"); and

WHEREAS, Michael Ingenito in his capacity as Executive Director is fully capable of executing the same; and

WHEREAS, the LMUA has determined that it would be in the best interest of the LMUA and all of its users if Michael Ingenito, Executive Director, was authorized to execute such UECA

and Amendment.

NOW, THEREFORE, BE IT RESOLVED Lambertville Municipal Utilities Authority that Michael Ingenito in his capacity as Executive Director, be and he hereby is retroactively authorized to execute, on behalf of the LMUA, the NJDOT UECA and Amendment.

Moved: Mr. Dahl

Seconded: Ms. Pettit

Governing Body Member	<u>Recorded Vote:</u>		Abstain	Not Voting	Not Present
	Aye	Nay			
Janine MacGregor	X				
Helen Pettit	X				
Holly Havens	X				
David Burd	X				
Robert Dahl	X				
Matthew Hoyle				X	
Emily Nanneman				X	

Authority Engineer's Report- Michael McCarey (Continued):

D. Proposed Redevelopment

The City provided the Authority a list of potential development projects but no formal applications have been submitted to date. City confirmed there have been no formal applications for developments.

E. Waste Water Treatment Plant Up Grade

It is noted that Colliers will continue the design of the WWTP Upgrade and CE is available to provide consulting services.

F. WWTP Spill Prevention, Control, and Countermeasures (SPCC) Plan

CE is working on incorporating the Authority's feedback into the SPCC Plan. The plan should be completed in the next two weeks.⁵

The Board thanked Mr. McCarey for his time, he exited the meeting at 7:14 p.m.

ENGINEER'S REPORT-COLIERS ENGINEERING.

8. Engineer's Report-Wastewater Treatment Plant Improvements Project

Mr. Ingenito updated the Board on the progress of the Wastewater Treatment Plant Project. Colliers Engineering has discussed the resumption of design work and coordinated with vendors for sludge pumping systems. There is a September field trip scheduled for Upper Moreland, to look at screw presses for the Plant Improvement plan. Mr. Ingenito, Mr. Schneider and a couple of operators will be attending to review the operations. They recommend replacing the belt press with two screw presses for redundancy. Mr. Ingenito stated there will be a lot less odors with a sewer press as it is a contained unit.

Engineering Tasks & Status:

- Permitting and Regulatory Assistance: Prior odor control permitting work by the contractor was invoiced for this month's payment.
- NJIB Assistance: Coordination with I-Bank and project report.
- Evaluations on Major Equipment:
 - a. Belt Filter Press & Screw Conveyors- Completed 9/2025
 - b. Headworks Logistics During Construction- Completed
 - c. Belt Filter Press Odor Control Options to Carbon- Completed
 - d. Geotechnical Exploration Program & Report- 90% Completed

9. Coryell Pump Station: Redesign Engineering Proposal.

Mr. Ingenito would like to discuss this in closed session along with Carroll Engineering's proposal. Mrs. MacGregor stated the Projects Committee's prior meeting with Carroll Engineering was a productive meeting.

CHAIRPERSON'S REPORT.

Mrs. MacGregor did not have a report.

EXECUTIVE DIRECTOR'S REPORT- MICHAEL INGENITO.

10. Executive Director's Monthly Operations Report ("ED Report"):

Mr. Ingenito asked the Board if there were any questions on his monthly report and then quickly reviewed it.

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Operational Overview:

- Facility Rated Design Capacity: 1.5 MGD
- Facility Peak Design Capacity: 3.0 MGD
- The facility maintained stable operations throughout the reporting period. The secondary treatment process, utilizing Rotating Biological Contactors (RBCs), continued to provide consistent BOD and Ammonia removal.
- Average Monthly Flow: 0.67 MGD
- Daily Max Flow: 0.63 MGD
- Total Monthly Flow: 15.91 MGD

Influent vs. Effluent Characterization			
Parameter	Influent (Ave.)	Effluent (Ave.)	Removal Efficiency
BOD5	275 mg/L	14 mg/L	95%
TSS	178 mg/L	8 mg/L	96%

RBC System Performance & Maintenance:

- **Overall Flow:** At the average monthly flow of 0.67 MGD, the hydraulic loading on the RBC trains remains within design parameters.
- **Visual Inspection:** Biofilm thickness appears uniform across all stages. No significant "sloughing" events or anaerobic (black) patches were observed this month.

Mechanical Status:

- **Train A and Train B:** Operational. Drive chains inspected, lubricated and tensioned as needed, motor bearing visual inspection shows no signs of binding or grinding.
- **Shaft Integrity:** Monthly visual inspection showed no signs of shaft fatigue or structural stress.

Compliance & Regulatory Affairs:

- **NJPDES Permit:** The facility is compliant with all monthly Discharge Monitoring Report (DMR) limits.

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Maintenance & Capital Projects:

- **Primary Clarifiers:** Sludge blanket levels were maintained at 0-1 feet, increased skimming has been implemented to prevent solids carry-over to the RBC.
- **Secondary Clarifiers:** Sludge blanket levels were maintained at 0-6 inches, increased skimming and cleaning of effluent weirs has been implemented to prevent solids carry-over to the (Cl₂) Chlorine Contact Tanks.
- **Chlorine Contact Tanks:** Tanks continue to be flushed and cleaned out on a biweekly schedule.
- **Collection System:** Continued monitoring odors at the North Union Pump Station. Operational adjustments and the extension of the vent pipe have proven effective, resulting in a significant reduction of odor complaints.
- No sewer backups or blockages were reported during the month of July.
- Completed inspections of Manholes 278 and 347 at the intersection of North Main Street and Cherry Street.

Safety & Training:

- Zero (0) lost-time accidents reported.
- Completed Annual review and training of LMUA's (SPPP) Stormwater Pollution Prevention Plan. Conducted Work Zone Flagger and Hazard Communications/ Right to Know training.

Director's Notes:

- While the facility is performing well, we are closely monitoring all equipment. LMUA's staff will continue to discuss future modifications and replacement of major process equipment to ensure long-term removal capabilities.

10.1. Monthly DMR: June Wastewater Treatment Plant Data

Reviewed by the Board.

10.2. Notice Regarding Odors from the North Union Sewerage Pumping Station.

Reviewed by the Board.

10.3. Capacity Verification-31-35 Bridge Street, Lambertville NJ

Reviewed by the Board.

11. Discussion on Resolution 062-8-2026 *Authorizing a Second Amendment to the Agreement with One Water Consulting, LLC to Provide Additional Assistance with WWTP NJPDES Permit Compliance*

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Mr. Ingenito stated this is for additional funding for One Water, to cover the final payment closeout for the Discharge Monitoring “DMR” & Waste Characterization Report “WCR” Tools and services during the remaining course of the year. The WCR and DMR tools are working well and are tied together on one master spreadsheet. The inputs are directly uploaded into the NJDEP reporting website. The program pulls all data into the NJDEP website well and Mr. Ingenito is very happy with the outcome. One Water Consultants has given kudos to our Assistant Operator, Angelo Migliaccio who has really worked hard to get an understanding of the laboratory requirements and operating the DMR and WCR tools. We have three employees who will be attending wastewater treatment licensing classes in the fall and one employee who will be taking their class two licensing test.

The Board agreed with Ms. Pettit’s recommended recital changes to the proposed Resolution 062-8-2026 to include the following language: ***“WHEREAS, the Executive Director has determined that additional OWC services are necessary to further assess and resolve certain operational and discharge quality issues related to previous DMR & WCR issues of concern.”***

11.1 One Water Consulting Proposal Dated 7/3/26.

The Board reviewed this.

Resolution 062-8-2026

Authorizing a Second Amendment to the Agreement with One Water Consulting, LLC to Provide Additional Assistance with WWTP NJPDES Permit Compliance

WHEREAS, the Lambertville Municipal Utilities Authority (LMUA) is permitted to discharge highly treated wastewater in accordance with the terms and conditions of a New Jersey Pollutant Discharge Elimination Permit (NJPDES Permit) issued by the New Jersey Department of Environmental Protection (NJDEP). The LMUA NJPDES Permit requires the monitoring and reporting of the quality and quantity of said discharge; and

WHEREAS, the LMUA by adoption of Resolution 035-5-2025 authorized the procurement of computer software that has allowed the LMUA to efficiently complete the Discharge Monitoring Reports (DMRs) required pursuant to the terms of its NJPDES Permit; and

WHEREAS, the LMUA by adoption of Resolution 027-2-2026 authorized a professional services agreement with One Water Consulting, LLC (OWC) in an amount not to exceed \$15,000 to assist the LMUA with New Jersey Pollutant Discharge Elimination System (NJPDES) permit support related to its wastewater treatment plant (WWTP) including assistance with the Discharge Monitoring Report (DMR) and Waste Characterization Report (WCR) tools that OWC proved to LMUA; and

WHEREAS, the LMUA by adoption of Resolution 032-3-2026 authorized a professional services agreement with One Water Consulting, LLC (OWC) in an amount not to exceed \$24,500 to assist the

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LMUA with New Jersey Pollutant Discharge Elimination System (NJPDES) permit support related to its wastewater treatment plant (WWTP) including assistance with the Discharge Monitoring Report (DMR) and Waste Characterization Report (WCR) tools that OWC provided to LMUA; and

WHEREAS, the Executive Director has determined that additional OWC services are necessary to further assess and resolve certain operational and discharge quality issues related to previous DMR & WCR issues of concern; and

WHEREAS, OWC has submitted a proposal dated July 23, 2026, to provide technical support for the use of the suite of Monitoring Report Form Tools (“DMR Tools”) provided to the LMUA and OWC will make additions/ modifications to the tools as needed and will assist LMUA on an on-call basis with NJPDES permit matters in an amount not to exceed \$10,000; and

WHEREAS, the necessary funds are available in the LMUA Capital Budget.

NOW THEREFORE, BE IT RESOLVED, by the Commissioners of the Lambertville Municipal Utilities Authority, as follows:

1. The Lambertville Municipal Utilities Authority does hereby authorize the Executive Director to execute a Second Agreement Amendment, in a form acceptable to the Executive Director and General Counsel, between the LMUA and One Water Consulting, LLC, whose business address is located at 101 Poor Farm Road, 2nd Floor, Princeton, NJ 08540, to provide technical support for the use of the suite of Monitoring Report Form Tools (“DMR Tools”) provided to the LMUA and OWC will make additions/ modifications to the tools as needed and will assist LMUA on an on-call basis with NJPDES permit matters in an amount not to exceed \$10,000, without the need for further Board authorization, in accordance with the proposal dated July 23, 2026, which is available on file in the administrative offices of the LMUA.
2. This Resolution shall take effect as provided by law.

Mr. Burd

Ms. Havens

Governing Body Member	<u>Recorded Vote:</u>		Abstain	Not Voting	Not Present
	Aye	Nay			
Janine MacGregor	X				
Helen Pettit	X				
Holly Havens	X				
David Burd	X				
Robert Dahl	X				
Matthew Hoyle				X	
Emily Nanneman				X	

PERSONNEL ISSUES.

12. Discussion on Resolution 058-8-2026 *A Resolution Confirming the Successful Completion of the Hundred and Eighty (180) Day Probationary Period of Angelo Migliaccio and Authorizing a Corresponding Salary Increase*

Ms. Pettit confirmed that the Personnel Committee has been sufficiently informed from the Personal Meeting held in July. Mr. Burd confirmed that he approves the included documentation.

12.1 Memo Confirming the Successful Completion of Probation & Wage Increase for Angelo Migliaccio

The Board reviewed this.

**RESOLUTION 058-8-2026
A Resolution Confirming the Successful
Completion of the
Hundred and Eighty (180) Day Probationary Period of
Angelo Migliaccio
and Authorizing a Corresponding Salary Increase**

WHEREAS, the Lambertville Municipal Utilities Authority hired Angelo Migliaccio on February 17, 2026, to the position of Assistant Wastewater Operator with the Authority subject to a hundred and eighty (180) day probationary period; and

WHEREAS, the purpose of the probationary period is to evaluate an employee's performance, reliability, and overall suitability for continued employment; and

WHEREAS, the Executive Director has conducted a performance review and determined that Angelo Migliaccio has successfully met all performance standards by demonstrating his ability to perform

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assigned duties in a competent and professional manner and has met the expectations of the Authority;
and

WHEREAS, the Personnel Committee met on July 21, 2026, and based on their review of the Executive Director's recommendations, agree with the same.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Lambertville Municipal Utilities Authority that:

1. Angelo Migliaccio has successfully completed the hundred and eighty (180) day probationary period, effective August 15, 2026.
2. Angelo Migliaccio is granted a salary increase of \$1.50 per hour, which will adjust his base salary from \$43,680.00 to \$46,800.00 effective August 15, 2026.
3. The Authority recognizes and appreciates Angelo Migliaccio's contributions and looks forward to continued service.

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately.

Moved: Ms. Havens

Seconded: Mr. Burd

Governing Body Member	<u>Recorded Vote:</u>		Abstain	Not Voting	Not Present
	Aye	Nay			
Janine MacGregor	X				
Helen Pettit	X				
Holly Havens	X				
David Burd	X				
Robert Dahl	X				
Matthew Hoyle				X	
Emily Nanneman				X	

CHIEF FINANCIAL OFFICER'S REPORT-KATHY LEARY.

13. Discussion on Resolution 059-8-2026 to *Approve Payment of Bills and Claims from June & July*

13.1. July-List of Expenditures from Authority Funds for Approval:

The Secretary and Treasurer reviewed the list of expenditures before the Board for approval.
The total Bill list from Operating to be approved is \$79,034.97.

Total Capital expenses are \$22,968.25 from the North Union P.S., Coryell St. P.S., Swan St. P.S., and Wastewater Treatment Plant projects.

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Mr. Ingenito confirmed that next year, there will be a resolution presented at the June meeting to authorize uncontested bills to be paid in July should the LMUA not hold a meeting in July.

13.2. July Operating Bills:

Ms. Leary noted that the larger bills this month included Atlantic County Utilities Authority for sludge hauling and incineration, JCP&L, State of NJ Health Benefits.

13.3. July Capital Bills:

The Board reviewed the list of Capital bills and did not have any questions or concerns. Bills included Bond Counsel; Carroll Engineering for engineering services for Coryell, Swan, N. Union Streets Pump Station Projects and Cherry Street sewer main project; Colliers Engineering for the wastewater treatment plant improvements.

13.4. Memo. July Checks Greater than \$5,000

Fund 10:

1. State Health Benefits: \$27,203.23
2. JCP&L: \$10,630.36
3. ACUA: \$9,241.30
4. Maraziti Falcon, LLP: \$6,487.99

Fund 16:

1. Carroll Engineering: \$7,996.25
2. Collier Engineering: \$10,646.00

13.5. June- List of Expenditures from Authority Funds for Approval

This was reviewed by the Board.

13.6. June Operating Bills List

This was reviewed by the Board.

13.7. June Capital Bills List

This was reviewed by the Board.

13.8. Memo: June Checks Greater than \$5,000

Fund 10:

1. State Health Benefits: \$16,849.56
2. JCP&L: \$7,189.03
3. ACUA: \$8,387.82
4. Acacia Financial Services: \$7,627.09

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5. Rhule LLC: \$5,715.36
6. Carroll Engineering: \$7,736.25

Fund 16:

1. Carroll Engineering: \$12,529.00
2. RFP Solutions Inc.: \$21,401.39

Resolution 059-8-2026

Resolution to Approve Payment of Bills and Claims

WHEREAS, the Lambertville Municipal Utilities Authority received certain claims against it by way of voucher; and

WHEREAS, the staff and Authority members have reviewed said claims; and

WHEREAS, the CFO has determined that funds are available to pay said claims.

NOW, THEREFORE, BE IT RESOLVED by the Lambertville Municipal Utilities Authority that these claims be approved for payment for the following amounts:

JULY OPERATIONAL (Fund 10) BILLS LIST: \$79,034.97

JULY CAPITAL (Fund 16) BILLS LIST: \$22,968.25

JUNE OPERATIONAL (Fund 10) BILLS LIST: \$89,930.16

JUNE CAPITAL (Fund 16) BILLS LIST: \$40,720.92

TOTAL TO BE APPROVED: \$232,654.30

Moved: Mr. Dahl

Seconded: Ms. Pettit

Certification of Funds

I, Kathy Leary, Chief Financial Officer, do hereby certify that sufficient funds are available under the Operating Budget & Capital Account from I-Bank Funds.

/s/ Kathy Leary
Chief Financial Officer
Lambertville Municipal Utilities Authority
Dated: August 4, 2026

Governing Body Member	<u>Recorded Vote:</u>		Abstain	Not Voting	Not Present
	Aye	Nay			
Janine MacGregor	x				

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Helen Pettit	x	
Holly Havens	x	
David Burd	x	
Robert Dahl	x	
Matthew Hoyle		x
Emily Nanneman		x

ATTORNEY'S REPORT-DIANE ALEXANDER

14. PFAS Proposed Settlements with 3M & Dupont Update (Verbal):

Proposed Settlement with 3M Company in the Matter of NJDEP, et al., v. E.I. Du Pont De Nemours and Company, et al., Case No: 1:19-CV-14766-RMB-JBC (D.N.J.):

As per the June 2, 2026 Board meeting, the state filed the settlement agreement with the court. The judge needed to review and sign it. The State has offered Publicly Owned Treatment Works ("POTW's") a liability shield regarding the New Jersey Site Remediation Professional Licensing Act ("SURPLA") and Spill Act Liability for our wastewater and sludge contribution claims, the state agreed not to pursue municipal sewer authorities under SURPLA and the Spill Act.

Ms. Alexander stated that the judge has not signed anything, and no new filings have occurred since her last update. Ms. Alexander anticipates that the Judge's decision will be long and detailed and could take some time to site lots of supporting information.

CLOSED SESSION.

15 Resolution 60-8-2026 Approving a Closed Session to Discuss Matters Relating to Attorney-Client Privilege Relative to Professional Services Contracts

Resolution 060-8-2026

Approving a Closed Session to Discuss Matters Relating to Attorney-Client Privilege Relative to Professional Services Contracts

WHEREAS, the Board of the Lambertville Municipal Utilities Authority is subject to certain requirements of the Open Public Meetings Act, N.J.S.A. 10:4-6, et seq; and

WHEREAS, the Open Public Meetings Act, N.J.S.A. 10:4-12, provides that a closed session, not open to the public, may be held for certain specified purposes when authorized by N.J.S.A. 10:4-12(b).

NOW, THEREFORE, BE IT RESOLVED that the Board of the Lambertville Municipal Utilities Authority hereby moves to go into closed session on Tuesday, August 4, 2026, at The LMUA Treatment

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Facility located at 3 Bridge Street, Lambertville to discuss matters relating to Attorney-Client Privilege Relative to Professional Services Contracts.

BE IT FURTHER RESOLVED that the matters discussed in the minutes of the closed session shall be disclosed to the public when the reason for confidentiality no longer exists.

The Resolution was adopted by a call of ayes and nays as follows:

Moved: Mr. Burd

Seconded: Mr. Dahl

Governing Body Member	<u>Recorded Vote:</u>		Abstain	Not Voting	Not Present
	Aye	Nay			
Janine MacGregor	X				
Helen Pettit	X				
Holly Havens	X				
David Burd	X				
Robert Dahl	X				
Matthew Hoyle				X	
Emily Nanneman				X	

ENTERED CLOSED: 7:32 p.m.

RESUMED OPEN: 8:01 p.m.

OPEN FORUM/ NEW BUISNESS.

16. Agenda Items Added After Distribution to Board (If any)

There were no new items of discussion by the Board.

HISTORIC REFERENCE MATERIALS.

Nothing new to review or discuss.

PUBLIC COMMENT.

There was no public in attendance at this time.

ADJOURNMENT.

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The meeting adjourned at 8:02 p.m. with a motion made by Mrs. MacGregor seconded by Mr. Burd and followed by a unanimous voice vote taken in favor of the motion by all members present. MOTION CARRIED.

Respectfully submitted,

Melissa S. Parsons

Melissa S. Parsons,
Administrative Assistant

Approved at the regularly scheduled Lambertville MUA Board meeting held on September 1, 2026.