

**PUBLIC HEARING &
REGULAR MEETING
MONDAY, JUNE 17, 2019**

At 7:00 P.M., Chairman Whalen makes the following announcement:

The Regular Meeting of the Bayshore Regional Sewerage Authority will now come to order. I hereby announce that pursuant to Section 5 of the Open Public Meetings Act, that adequate notice of this meeting has been sent to the Asbury Park Press. Notice has also been sent to the Clerks of Aberdeen, Hazlet, Holmdel, Keansburg, Keyport, Matawan, Union Beach and Marlboro and the Western Monmouth Utilities Authority. This notice is also posted in the lobby of the Bayshore Regional Sewerage Authority Administration Building.

Chairman Whalen asked all in attendance to stand for the Pledge of Allegiance and a Moment of Silence for the safety of US Troops all over the world.

Chairman Whalen calls for a roll call of attendance:

PRESENT: Commissioners Cavanagh, Khachaturian, McMullen, Steiner, Sutton and Chairman Whalen

Also In Attendance: Mr. Robert C. Fischer, Executive Director
J. Michael Broyles, Superintendent
John Napolitano, General Counsel
Manuel Ponte, P.E., Consulting Engineer
Michael Bart, Bart & Bart
Peter J. Canal, BRSA Engineer
Susan DuBey, Admin. Assistant
Michelle Wilcox, Stenographer

CONNECTION FEE PUBLIC HEARING

THE CHAIRMAN TURNED THE MEETING OVER TO GENERAL COUNSEL TO CONDUCT PROCEEDINGS. CALLING FOR TESTIMONY ON THE PROPOSED 2019/2020 CONNECTION FEE.

MINUTES OF THE PUBLIC HEARING ARE TAKEN BY A CERTIFIED COURT STENOGRAPHER

RESOLUTION (70/19): To adopt the 2019/2020 Connection Fee

WHEREAS, in accordance with the Sewerage Authorities Law, N.J.S.A. 40:14A-1 et seq., governing the Bayshore Regional Sewerage Authority (“Authority”), as amended, and Rules and Regulations of the

Bayshore Regional Sewerage Authority, the Authority has conducted a Public Hearing on its Revised Connection Fee based on the 2018 Audit and Connection Fee calculation prepared by the Authority Certified Public Accountant as well as the 2018 (“EDU”) Equivalent Domestic Unit report prepared by the Authority Consulting Engineer; and

WHEREAS, the Authority specifically finds it to be reasonable and necessary to adopt the annexed connection fee charge.

NOW THEREFORE BE IT RESOLVED by the Commissioners of the Bayshore Regional Sewerage Authority that the Revised Connection Fee of the Authority is hereby adopted and approved.

BE IT FURTHER RESOLVED that the Connection Fee on the attached Exhibit “E” (partial) be, and is hereby incorporated and made part of the Section 7 “Fees” of the Rules and Regulations of the Authority until such time that a revised connection fee is adopted by the Authority.

**BAYSHORE REGIONAL SEWERAGE AUTHORITY
EXHIBIT “E” (partial)**

Connection Fees

In accordance with NJSA 40:14A-8, the Bayshore Regional Sewerage Authority hereby establishes connection fees for a direct or indirect connection with, or the use of services of the Authority Sewerage System for the Year 2019/2020.

Connection fee \$5,036.00 for the year 2019/2020 fiscal year

By Order of Resolution (70/19)
Bayshore Regional Sewerage Authority
100 Oak Street
Union Beach, NJ 07735

Marcy McMullen, Secretary

OFFERED BY: Commissioner McMullen, SECONDED BY: Commissioner Steiner, and carried by a unanimous vote recorded as follows:

AYES: Commissioners Cavanagh, Khachaturian, McMullen, Steiner, Sutton and Chairman Whalen

MOTION (by Chairman Whalen) to adjourn the Public Hearing at 7:08 P.M and Open the Regular Meeting.

OFFERED BY: Commissioner Sutton, SECONDED BY: Commissioner Khachaturian, and carried by a unanimous vote recorded as follows:

AYES: Commissioners Cavanagh, Khachaturian, McMullen, Steiner, Sutton and Chairman Whalen

Reports

Executive Directors Report, BRSA Projects, Special Reports

Robert Fischer Reported:

- Amendment to the Capital Budget-line item adjustment only
ADDED FUNDING: Storage Building#1 - \$400,000
Phase III Collection System – \$150,000
Primary Heat Exchanger – \$150,000
REDUCED FUNDING: Force Main Improvements/Concentration Tank -\$700,000
The amendment will be forwarded to the Division of Local Government Service at DCA for approval.
- Met with HDR, PKF, ABB, Turtle & Hughes (in person) & Fiberbond (by phone) to discuss the latest delivery Schedule of T5 & T6 (July 25th) and the main switchgear (August 30th). Updates on schedule are expected every Friday. If dates do not hold up we will ask NJOEM to get involved.
- Authority has closed on both Phase I and Phase II Long Term Loans at less than 1% interest rate with debt service payments of \$840,00 per year for 20 years.
- Training continues with the new Financial Administrative Assistant.
- Main Pump Station discharge header emergency repair was successful.

Staff Engineer Report

Pete Canal Reported:

Pete introduced Joseph Frissora of HDR with project update and amendment request for Contract 81-S, Restoration & Mitigation of Power Distribution System. He presented a project overview including the Construction Sequence, Issues with Main Switchgear Size, Underground Obstructions, Enclosure Manufacturer Bankruptcy, Current Status, Project Schedule, Contractor Payments & HDR's Budget. Mr. Frissora discussed how HDR has been able to continue to provide services on the project for 9 months beyond the original contract date due to the construction delays. The current schedule indicates Final Completion in March of 2020. HDR will request an amendment to their contract to provide services for that length of time.

- Primary Heat Exchanger Modification- received 2 bids - award recommendation to Iron Hill Construction in the amount of \$128,634
- Odor Control Improvements #2,3 & 4 – Iron Hill Construction – final change Order #2 in a credit amount of -\$11,763.12
- Repurposing of Blower Building No.1 to Storage Building – award Contract #108 to Shorelands Construction Inc. in the amount of \$405,096.00
- Annual Grit & Screenings Contract – 3 bids received - award to Spectraserv, Inc. in the amount not to exceed \$31,000
- Annual Lab Testing – extend current contract to Aqua Pro Tech of Fairfield NJ in the amount not to exceed \$7,134 for a 2 year period.
- Emergency Repair of Main Pump Station Discharge Header Leak – repair was completed Successfully, had to go on bypass which left exposure to some odors.
- Cliffwood Commons – approve residential application for connection and signing of TWA Consent form for 52 units – 10 low income units at 50% fee reduction.
- Power Distribution Improvement & Mitigation, C.81S – approve amendment #1 to HDR in the amount of \$170,060

Consulting Engineer – R3M

Mike Samuels Reported:

- Mike Samuels of R3M was present to discuss the findings and conclusions and recommendations of the final report on the Force Main Inspection Program. He said he found some spots of concern that need repair but nothing that is urgent.

Manuel Ponte Reported:

- Four bids were opened for Contract 108 – Repurposing Blower Bldg. to Storage Bldg. – Shorelands Construction was the lowest bidder \$405,096 to the highest bid of \$626,200. Manuel stated his original estimate was \$435,000 but did not include the installation on some equipment which brought the engineer estimate to \$385,000.
- Mr. Fischer stated this is the first time all our parts and equipment will be stored in a centralized location.

Superintendent’s Report

Mike Broyles Reported:

- After several months of the flow going down it is finally going back up.
- Effluent continues to improve
- Incinerator is running very good - maintaining the least amount of sludge
- Received 5 odor complaints all from Mr. Lauro. Three calls were when the wind was over 15 mph which makes it difficult to pinpoint the source of the odor.
- DEP was here and did their annual inspection prior to Memorial Day.
- JIF did an inspection – concern of a fuel tank close to a storm drain.

TREASURER’S REPORT

MOTION by Chairman Whalen to approve the Treasurer’s Report

OFFERED BY: Commissioner Sutton, SECONDED BY: Commissioner Cavanagh, and carried by a unanimous vote recorded as follows:

AYES: Commissioners Cavanagh, Khachaturian, McMullen, Steiner, Sutton and Chairman Whalen

**TREASURER’S REPORT
STATEMENT OF CASH RECEIPTS AND CASH DISBURSEMENTS**

	Balance
<u>INVESTMENT ACCOUNTS</u>	<u>May 31, 2019</u>
Lakeland Bank-CD	\$ 1,020,521.69
Lakeland Bank-CD	\$ 1,006,922.22
Cash Management	\$ 7,150,594.41
TD Bank-CD	<u>\$ 3,000,000.00</u>
TOTAL INVESTMENT	\$ 12,178,038.32

TD BANK

NJEIT Project Fund	\$ 253,363.95
NJEIT Project Fund #2	\$ 3,329,398.18
Incoming Revenue Account	\$ 78,891.72
Operating Regular Account	\$ 1,816,389.14
Operating Reserve Account	\$ 8,490,221.39
Operating Payroll Account	\$ 677,862.16
Debt Service Fund	\$ 646,228.87
TOTAL TD ACCOUNTS	\$ 15,292,355.41
TOTAL AUTHORITY ACCOUNTS	\$ 27,470,393.73

Detail of the accounts, receipts and disbursements, including investment activity, are on file in the Administrative Office of the Bayshore Regional Sewerage Authority.

SCHEDULE OF ACCOUNTS RECEIVABLE

	Balance
	<u>May 31, 2019</u>
BRSA CHARGES	
Hazlet Township Sewerage Utility	\$ 0.00
Township of Holmdel	\$ 0.00
Borough of Union Beach	\$ 0.00
Borough of Keyport	\$ 0.00
Borough of Keansburg	\$ 0.00
Borough of Matawan	\$ 0.00
Western Monmouth Utilities Authority	\$ 0.00
Township of Aberdeen	\$ 0.00
TOTAL	\$ 0.00
OUTFALL AUTHORITY CHARGES	
Hazlet Township Sewerage Authority	\$ 0.00
Township of Holmdel	\$ 0.00
Borough of Union Beach	\$ 0.00
Borough of Keyport	\$ 0.00
Borough of Keansburg	\$ 0.00
Borough of Matawan	\$ 0.00
Western Monmouth Utilities Authority	\$ 0.00
Township of Aberdeen	\$ 0.00
TOTAL	\$ 0.00
Balance of Rent Reserve Accounts as of May 31, 2019	
Hazlet Township Sewerage Utility	\$ 759,179.75
Township of Holmdel	\$ 321,126.74
Borough of Union Beach	\$ 196,116.96
Borough of Keyport	\$ 298,955.15
Borough of Keansburg	\$ 256,599.05
Borough of Matawan	\$ 325,554.78
Western Monmouth Utilities Authority	\$ 101,764.57
Township of Aberdeen	\$ 462,373.36
TOTAL	\$ 2,721,670.36

PAYMENT OF REQUISITIONS

MOTION by Chairman Whalen to approve payment of bills listed on:

Operating Fund Req. No. 574 (Regular)	\$598,991.63
Payroll Account Req. No. P 222 (Payroll)	\$197,488.44
NJEIT Project Fund #2 Req. #PF-34	\$394,864.96
Debt Service Fund - Req.# DS5	\$ 55,087.79
Debt Service Fund – Req. # DS6	\$386,610.16
Debt Service Fund - Req.# DS7	\$ 97,020.60

OFFERED BY: Commissioner McMullen, SECONDED BY: Commissioner Khachaturian, and carried by a unanimous vote recorded as follows:

AYES: Commissioners Cavanagh, Khachaturian, McMullen, Steiner, Sutton and Chairman Whalen

APPROVAL OF MINUTES

MOTION by Chairman Whalen to approve the following Minutes:

Agenda Meeting Minutes of May 20, 2019

OFFERED BY: Commissioner Steiner, SECONDED BY: Commissioner McMullen, and carried by a unanimous voice vote recorded as follows:

AYES: Commissioners Cavanagh, Khachaturian, McMullen, Steiner, Sutton and Chairman Whalen

PUBLIC PORTION

ANNOUNCEMENT by Chairman Whalen: This portion of the meeting is now open to the public for comments or questions related to Agenda items only. The public is reminded; only questions or comments specific to the scope of the Agenda items are to be addressed at this time.

NO ONE FROM THE PUBLIC WAS PRESENT

RESOLUTIONS

RESOLUTION (71/19): Amendment to the Authority's Capital Budget

WHEREAS, the Bayshore Regional Sewerage Authority established a Capital budget for 2019 in accordance with the requirements of the Department of Community Affairs, Division of Local Government Services (DCA DLGS), and NJAC 5:31-2.2; and

WHEREAS, recent information regarding the timing of certain projects established in the Capital Budget Program for 2019 allows funding to be reallocated from those projects to other priority projects; and

WHEREAS, the Authority has identified the conversion of Blower Building #1 to Storage Building #1, and Collection System Improvements as higher priority project for 2019; and

WHEREAS, the Authority has identified the Improvements to the Incineration System as an additional priority project for 2019; and

WHEREAS, this capital budget amendment will provide for certain previously identified project amounts to be reduced while the heretofore projects will be added and/or increased with no net change in required revenue; and

WHEREAS, the DCA provides for the amending of an Authority Capital budget at NJAC 5:31-2.8, with no change to the overall total capital budgeted amount, during the year through the submittal of a Capital Budget Amendment to the Director of the Division of Local Government Services.

NOW THEREFORE BE IT RESOLVED, the Commissioners of the Bayshore Regional Sewerage Authority hereby amend the 2019 Capital budget, with no overall change to the total capital budget amount, with the following changes:

<u>Increase or addition of Projects:</u>	amount
Storage system for SB#1 – SB#2	\$400,000
W4 to W1 & W19 to W16 Engineering	\$150,000
<u>Incinerator Improvements</u>	<u>\$150,000</u>
Total Increases or Additions	\$700,000
<u>Reduction or elimination of Projects</u>	
Forcemain Improvements Phase I	<\$550,000>
<u>Sludge Concentration Tank Improvements</u>	<u><\$150,000></u>
Total reductions or eliminations	\$700,000
Net Change to Capital Budget	\$0

OFFEDER BY: Commissioner Sutton, SECONDED BY: Commissioner Khachaturian, and carried by a unanimous vote recorded as follows:

AYES: Commissioners Cavanagh, Khachaturian, McMullen, Steiner, Sutton and Chairman Whalen

RESOLUTION (72/19): To Award Contract #109 Modifications to the Authority Standby PHE Project to Iron Hills Construction Inc. in the amount of \$128,634.00

WHEREAS, the Bayshore Regional Sewerage Authority (“Authority”) owns and operates a fluidized bed incineration system for thermal destruction of organic solids generated and removed from the treatment process; and

WHEREAS, the primary heat exchanger (“PHE”) is an integral and necessary component of the fluidized bed system; and

WHEREAS, after Superstorm Sandy, the Authority rebuilt the Niro Incineration System and the standby PHE no longer aligns properly with the new system and is in need of modifications; and

WHEREAS, the Authority approved Resolution No. 42/19 authorizing its Incinerator Engineer, Chavond Barry Engineers to prepare specifications and drawings for a Public Contract; and

WHEREAS, in accordance with Local Public Contracts Law, the Authority advertised for the Modifications to the Authority Standby PHE Project and two (2) sealed bids were received and publicly opened on June 4, 2019 at 2:00 P.M. with the low bidder being Iron Hills Construction Inc., of Wayne, NJ with a bid of \$128,634.00; and

WHEREAS, the Authority Attorney, Consulting Engineer Chavond Barry Engineers and the Chief Engineer have reviewed the bids and are recommending award to the lowest responsive, responsible bidder, Iron Hills Construction Inc. from Wayne, NJ in the amount of \$128,634.00; and

WHEREAS, in accordance with NJAC 5:30-5.4(a)(3), the Authority certifies the availability of funds in the unrestricted net position item, to cover the maximum dollar value of the pending Contract as set forth in the Resolution.

NOW THEREFORE BE IT RESOLVED by the Commissioners of the Bayshore Regional Sewerage Authority that Iron Hills Construction Inc. of Wayne, NJ is hereby awarded Contract #109 Modifications to the Authority Standby PHE Project, in the amount of \$128,634.00 in accordance with the terms and conditions of the bid and Contract Documents.

OFFEDER BY: Commissioner McMullen, SECONDED BY: Commissioner Steiner, and carried by a unanimous vote recorded as follows:

AYES: Commissioners Cavanagh, Khachaturian, McMullen, Steiner, Sutton and Chairman Whalen

RESOLUTION (73/19): To Approve Sanitary Sewer Connection and Treatment Works Approval Application for 241 Cliffwood Properties, LLC, Developer of Cliffwood Commons

WHEREAS, 241 Cliffwood Properties, LLC (“Developer”) is the developer of a project located at 239, 241 & 255-277 Cliffwood Avenue, further designated as Block 183, Lot 11.01 in the Township of Aberdeen, a 52 Equivalent Dwelling Units (“EDU’s”) Townhouse Project; and

WHEREAS, the project includes ten (10) affordable housing units at the 50% reduced connection fee rate; and

WHEREAS, the Developer has indicated they have received all local approvals including local sanitary sewer approval; and

WHEREAS, the project is expected to generate 11,700 gallons per day of wastewater; and

WHEREAS, the Bayshore Regional Sewerage Authority’s (“Authority”) Chief Engineer has reviewed the Developers application and is recommending sanitary sewer connection approval, subject to the applicant receiving the NJDEP Treatment Works Approval; and

WHEREAS, the Developer has paid the review fee of \$354.63 and connection fee of \$236,692.00.

NOW THEREFORE BE IT RESOLVED, by the Commissioners of the Bayshore Regional Sewerage Authority that 241 Cliffwood Properties, LLC is hereby granted sanitary sewer approval for the above referenced project.

BE IT FURTHER RESOLVED the Executive Director is hereby authorized to execute the Statement of Consent documents and return the Treatment Works Approval application to the applicant for processing by the New Jersey Department of Environmental Protection upon payment of all aforementioned fees.

BE IT FURTHER RESOLVED by the Commissioners of the Bayshore Regional Sewerage Authority that the developer must properly maintain its sanitary sewer system in accordance with the Bayshore Regional Sewerage Authority Rules and Regulations.

BE IT FURTHER RESOLVED that this approval is good for a one-year period

OFFEDER BY: Commissioner Steiner, SECONDED BY: Commissioner McMullen, and carried by a unanimous voice vote recorded as follows:

AYES: Commissioners Cavanagh, Khachaturian, McMullen, Steiner, Sutton and Chairman Whalen

RESOLUTION (74/19): To extend the Contract with Aqua Pro Tech Laboratories for Various Laboratory Analysis Services for one (1), two (2) year period not to exceed \$7,134.00

WHEREAS, in accordance to the Local Public Contracts Law at 11:00 a.m. on Thursday, June 15, 2017, the Bayshore Regional Sewerage Authority (“Authority”) prepared a Request for Quotation #17-03 for the Various Laboratory Analysis Services for a two (2) year period; and

WHEREAS, on June 19, 2017 the Authority awarded the Various Laboratory Analysis Services to Aqua Pro Tech Laboratories of Fairfield, N.J. (Resolution No. 72/17); and

WHEREAS, the contract provides by mutual agreement and, the Local Public Contracts Law allows for a two (2) year extension; and

WHEREAS, on July 16, 2019 the contract will expire and Aqua Pro Tech Laboratories and the Authority are mutually agreeable to extend the original Contract under the same terms and with the same prices for two (2) additional years; and

WHEREAS, the Authority Purchasing Agent has reviewed the correspondence from Aqua Pro Tech Laboratories accepting the two (2) year extension in accordance with the same price, terms and conditions as the original contract; and

WHEREAS, in accordance with N.J.A.C. 5:30-5.4(a)(3), the Authority certifies the availability of funds in the Authority Service Contract line item, to cover the maximum dollar value of the pending contract as set forth in the Resolution.

NOW THEREFORE BE IT RESOLVED by the Commissioners of the Bayshore Regional Sewerage Authority that Aqua Pro Tech Laboratories of Fairfield, N.J. is hereby awarded a two (2) year extension of the contract for Various Laboratory Analysis Services in accordance with the terms and conditions of the original quote and contract documents, for the total contract price of \$7,134.00.

BE IT FURTHER RESOLVED, that the Chairman and the Secretary are hereby authorized to execute the Contract extension documents.

OFFERED BY: Commissioner McMullen, SECONDED BY: Commissioner Sutton, and carried by a unanimous vote recorded as follows:

AYES: Commissioners Cavanagh, Khachaturian, McMullen, Steiner, Sutton and Chairman Whalen

RESOLUTION (75/19): To Award Contract #111-O for Disposal of Grit and Screenings for a Two (2) Year Period to Spectraserv Inc. for an amount not to exceed \$31,000.00

WHEREAS, in accordance with Local Public Contracts Law, Bayshore Regional Sewerage Authority (Authority) had advertised and received bids at 11:00 A.M. on Tuesday, June 11, 2019, for the Disposal of Grit and Screenings for a Two (2) Year Period beginning on July 20, 2019; and

WHEREAS, three bids were publicly opened and read aloud, with the lowest responsible responsive bidder being Spectraserv Inc. of Kearny, NJ, having submitted a unit price of \$155.00 per ton for a two (2) year total of \$31,000.00; and

WHEREAS, this contract shall not exceed \$31,000.00 without prior Authority approval, and

WHEREAS, in accordance with NJAC 5:30-5.4(a)(3), the Authority certifies the availability of funds in the Authority Scavengers line item of the CPS Budget, to cover the maximum dollar value of the pending Contract as set forth in the Resolution; and

WHEREAS, the Qualified Purchasing Agent, Authority Engineer and Attorney have reviewed the bids and are recommending award of the Contract to Spectraserv Inc. of Kearny, NJ.

NOW THEREFORE BE IT RESOLVED the Commissioners of the Bayshore Regional Sewerage Authority that Spectraserv Inc. of Kearny, NJ is hereby awarded Contract #111-O for Disposal of Grit and Screenings for a Two (2) Year Period, in the amount of \$31,000.00 in accordance with the terms and conditions of the bid and Contract Documents.

BE IT FURTHER RESOLVED that the Chairman and Secretary are hereby authorized to execute the Contract Documents.

OFFEDER BY: Commissioner Steiner, SECONDED BY: Commissioner McMullen, and carried by a unanimous vote recorded as follows:

AYES: Commissioners Cavanagh, Khachaturian, McMullen, Steiner, Sutton and Chairman Whalen

RESOLUTION (76/19): To Award Change Order No. 2, in the credit amount of \$11,763.12 to Iron Hills Construction, Inc. for Contract 105, Odor Control Systems No. 2, 3 & 4 Refurbishment

WHEREAS, the Bayshore Regional Sewerage Authority (“Authority”) owns and operates Odor Control Systems No. 2, 3 & 4 which service the Primary Clarifiers, Aeration Basins, Sludge Holding Tank and Belt Filter Press Room at its sewage treatment facility in Union Beach, NJ; and

WHEREAS, in accordance with Local Public Contract Law, Iron Hills Construction Inc., was awarded Contract No. 105 Odor Control Systems No. 2, 3 & 4 Refurbishment by Resolution No. 86/18 in the amount of \$585,000.00; and

WHEREAS, the Authority previously approved Resolutions No. 3/19 for Change Order No.1 in the amount of \$3,679.94, increasing the total contract value to \$588,679.94; and

WHEREAS, there is a need to amend the Contract for a change in scope that includes removal of the stack test and performance test from the base work as detailed in the Change Order No. 2 document, dated June 3, 2019; and

WHEREAS, the Authority and its Consulting Engineer, R3M Engineering, Inc. have prepared Change Order No. 2 to amend the Contract, in the credit amount of \$11,763.12; and

WHEREAS, in accordance with N.J.S.A. 5:30-5.4 (a) (3), the Authority certifies the availability of funds in the Unrestricted Net Position of the Authority Capital Budget, to cover the maximum dollar value of the pending contract set forth in this Resolution.

NOW THEREFORE BE IT RESOLVED by the Commissioners of the Bayshore Regional Sewerage Authority approve Change Order No. 2 for Iron Hills Construction, Inc., in the credit amount of \$11,763.12, decreasing the total Contract value to \$576,916.82.

BE IT FURTHER RESOLVED, the Executive Director of the Bayshore Regional Sewerage Authority is hereby authorized to execute any necessary documents to approve this Change Order.

OFFEDER BY: Commissioner Khachaturian, SECONDED BY: Commissioner McMullen, and carried by a unanimous vote recorded as follows:

AYES: Commissioners Cavanagh, Khachaturian, McMullen, Steiner, Sutton and Chairman Whalen

RESOLUTION (77/19): To Authorize an Engineering Amendment to HDR, Inc. for the Construction Management and Inspection Services of the Restoration and Mitigation of Power Distribution Systems, Contract No. 81-S, in the amount of \$170,060.

WHEREAS, through Resolution 122/16, the Bayshore Regional Sewerage Authority (Authority) contracted with HDR, Inc. (HDR) for Engineering and Construction Management Services of the Restoration and Mitigation of Power Distribution Systems, Contract No. 81-S; and

WHEREAS, the Authority has requested HDR to perform additional engineering services beyond the original scope of work as a result of the construction contract being extended past the completion date, including additional inspection time and construction management services; and

WHEREAS, HDR submitted a proposal dated June 6, 2019 for Amendment No.1, in the amount of \$170,060; and

WHEREAS, the Authority Chief Engineer and Executive Director have met with the staff of HDR to review the amendment proposal and find the amendment request dated June 6, 2019 to be fair and reasonable and represent work that was beyond the original scope of work; and

WHEREAS, in accordance with N.J.S.A. 5:30-5.4 (a) (3), the Authority certifies the availability of funds in the Capital line item, to cover the maximum dollar value of the pending contract as set forth in this Resolution.

NOW THEREFORE BE IT RESOLVED, the Commissioners of the Bayshore Regional Sewerage Authority hereby approve a Contract Amendment No.1 in the amount of \$170,060 to HDR of NJ, subject to NJEIT approval and in accordance with the terms and conditions of its correspondence dated June 6, 2019, increasing their budget amount from \$632,250 to \$802,310.

BE IT FURTHER RESOLVED, the Executive Director is hereby authorized to execute the contract amendment with HDR of NJ.

OFFERED BY: Commissioner Sutton, SECONDED BY: Commissioner Khachaturian, and carried by a unanimous vote recorded as follows:

AYES: Commissioners Cavanagh, Khachaturian, McMullen, Steiner, Sutton and Chairman Whalen

RESOLUTION (78/19): To Authorize Negotiation of Price with Highest Ranking Engineering Firm for Power Resiliency Project

WHEREAS, the Authority solicited a Request of Qualifications from qualified engineering firms for the Design and Construction Management Services for the Power Resiliency Project in accordance with federal government selection procedure at 40 U.S.C. 1103; and

WHEREAS, four Qualification Statements were received and reviewed by the Authority Evaluation Team consisting of the Consulting Engineers R3M, the Authority Chief Engineer, Executive Director, and members of the Board Engineering Committee; and

WHEREAS, the Qualifications were evaluated using published criteria to determine the most qualified firm, cost excluded; and

WHEREAS, the Evaluation Committee scored the qualification statements independently and combined scores to arrive at a final scoring evaluation record; and

WHEREAS, the Evaluation Committee has found the top three most highly qualified firms as follows:

1. HDR Inc.
2. ARCADIS US Inc.
3. Black & Veatch Corporation

WHEREAS, the Evaluation Committee desires to negotiate a fair and reasonable price for the Design of the Power Resiliency Project with the most qualified firm HDR, Inc., in accordance with 40 USC 1104 Negotiation of contract procedure; and

WHEREAS, the Evaluation Committee will seek to negotiate a fair and reasonable price for Construction Management Services once HDR Inc. has submitted the 75% drawings to the Authority for Review; and

WHEREAS, the procurement process is in accordance with the Authority's Professional Procurement Policy and the New Jersey Local Public Contracts Law.

NOW THEREFORE BE IT RESOLVED, the Commissioners of the Bayshore Regional Sewerage Authority Authorize the Evaluation Committee to Negotiate a fair and reasonable price for the design of the Power Resiliency Project with HDR Inc.

OFFEDER BY: Commissioner Khachaturian, SECONDED BY: Commissioner Sutton, and carried by a unanimous voice vote recorded as follows:

AYES: Commissioners Cavanagh, Khachaturian, McMullen, Steiner, Sutton and Chairman Whalen

PUBLIC PORTION

Chairman Whalen announces: This meeting is open to the public to discuss any BRSA matters the public may care to address. The public is reminded, only questions or comments not previously addressed; and/or specific to the scope of BRSA's operations or projects will be addressed.

NO ONE FROM THE PUBLIC WAS PRESENT

EXECUTIVE SESSION

MOTION by Chairman Whalen to go into Closed Session at 8:26 P.M. in accordance with Section 8 of the Open Public Meetings Act, Chapter 231, P.L. 1975, permitting the exclusion of the public from a meeting in certain circumstances. This action will be taken to discuss matters falling within attorney-client privileges, specifically, pending or anticipated litigation, contract negotiations and matters of employment of public employees. It is anticipated at this time that the above stated subject matter shall be made public at such time as the need for non-disclosure no longer exists.

OFFEDER BY: Commissioner Sutton, SECONDED BY: Commissioner McMullen, and carried by a unanimous voice vote recorded as follows:

AYES: Commissioners Cavanagh, Khachaturian, McMullen, Steiner, Sutton and Chairman Whalen

MINUTES FROM EXECUTIVE SESSION ARE RECORDED SEPERATELY

END CLOSED SESSION

MOTION by Chairman Whalen to End Closed Session and Re-Open the Regular Meeting
@ 9:13P.M.

OFFEDER BY: Commissioner McMullen, SECONDED BY: Commissioner Sutton, and carried by a unanimous voice vote recorded as follows:

AYES: Commissioners Cavanagh, Khachaturian, McMullen, Steiner, Sutton and Chairman Whalen

RESOLUTION

RESOLUTION (79/19): To Rescind Resolutions 68/19 and 69/19

WHEREAS, on May 20, 2019 the Bayshore Regional Sewerage Authority passed Resolutions 68 and 69 approving applications for summer intern employment; and

WHEREAS, the Authority deems it in its best interest to rescind those resolutions.

NOWTHEREFOR BE IT RESOLVED, by the Commissioners of the Bayshore Regional Sewerage Authority that resolutions 68 and 69 of 2019 are hereby rescinded.

OFFEDER BY: Commissioner Sutton, SECONDED BY: Commissioner McMullen, and carried by a unanimous voice vote recorded as follows:

AYES: Commissioners Cavanagh, Khachaturian, McMullen, Steiner, Sutton and Chairman Whalen

RESOLUTION (80/19): To Grant Salvatore Coppola Regular Employment Status Effective May 20, 2019

WHEREAS, Salvatore Coppola was hired as a probationary employee in the job title of Custodian on February 19, 2019; and

WHEREAS, the probationary period expires on May 20, 2019; and

WHEREAS, in a memorandum to the Executive Director dated June 5, 2019 the Plant Superintendent has recommended that Mr. Coppola be granted Regular Status effective May 20, 2019.

NOW THEREFORE BE IT RESOLVED by the Commissioners of the Bayshore Regional Sewerage Authority that Salvatore Coppola is hereby granted Regular Status as an employee of the Bayshore Regional Sewerage Authority, and is further granted the rights and privileges, and responsibilities of the position.

OFFEDER BY: Commissioner McMullen, SECONDED BY: Commissioner Steiner, and carried by a unanimous voice vote recorded as follows:

AYES: Commissioners Cavanagh, Khachaturian, McMullen, Steiner, Sutton and Chairman Whalen

RESOLUTION (81/19): To Hire Moorly Mehta as a Summer Intern in the Engineering Department

WHEREAS, the Bayshore Regional Sewerage Authority (“Authority”) is in need of summer assistance in the Engineering Department to advance our Asset Management and GIS system goals; and

WHEREAS, The Universities and Colleges of New Jersey have Career Development Departments for the placement of Engineering Students in permanent or temporary positions; and

WHEREAS, the Authority wishes to hire qualified students for summer employment to assist the engineering department with specific engineering projects; and

WHEREAS, the Authority advertised with the Career Development Department at Rutgers, New Jersey Institute of Technology and Ramapo College and received 18 resumes for the positions; and

WHEREAS, the Authority interviewed 8 candidates and found 2 most qualified candidates for the positions; and

WHEREAS, the Authority Chief Engineer and Staff Engineer recommend Moorly Mehta of Old Bridge, New Jersey, a mechanical engineering student at Rutgers University, to fill the position of summer intern to work on the Authority Asset Management an GIS Systems; and

WHEREAS, in accordance with N.J.S.A. 5:30-5.4 (a) (3), the Authority certifies the availability of funds in the salary line item, to cover the maximum dollar value of the pending temporary employment as set forth in this Resolution.

NOW THEREFORE BE IT RESOLVED, that the Commissioners of the Bayshore Regional Sewerage Authority hereby hire Mr. Moorly Mehta of Old Bridge, NJ as a summer intern to work in the Authority Engineering Department at a rate of \$15 per hour commencing June 18th and ending no later than the last week of August, 2019.

OFFERED BY: Commissioner McMullen, SECONDED BY: Commissioner Steiner, and carried by a unanimous voice vote recorded as follows:

AYES: Commissioners Cavanagh, Khachaturian, McMullen, Steiner, Sutton and Chairman Whalen

RESOLUTION (82/19): To Hire Raymond Rossi as an Operator Contingent Upon Successful Background Tests

WHEREAS, The Bayshore Regional Sewerage Authority (“Authority”) is a public body corporate and politic organized and existing under and pursuant to the Sewerage Authorities Law, and

WHEREAS, for the more efficient operation of the Authority there is a need to hire a new employee in the title of Operator to fill a vacated position; and

WHEREAS, the Authority Operations department has interviewed several candidates for the position of Operator; and

WHEREAS, **Raymond Rossi**, Neptune, NJ, has demonstrated through his resume and interview, the desired skill set required of the job; and

WHEREAS, in accordance with NJAC 5:30-5.4(a)(3), the Authority certifies the availability of funds in the Authority Plant Salary line item, to cover the maximum dollar value of the pending employee as set forth in the Resolution.

NOW THEREFORE BE IT RESOLVED that the Commissioners of the Bayshore Regional Sewerage Authority authorize the hiring of Raymond Rossi of Neptune, NJ as an Operator effective June 18, 2019 at a starting rate of \$33.75 per hour in accordance with the current Collective Bargaining Agreement, with a 90-day probationary period subject to the results of the Authority Criminal History, Drug and Alcohol Screening.

BE IT FURTHER RESOLVED by the Commissioners of the Bayshore Regional Sewerage Authority that subsequent to an acceptable 90-day probationary period Raymond Rossi be granted all of the benefits of employment as a regular full-time employee of the Bayshore Regional Sewerage Authority.

OFFEDER BY: Commissioner Sutton, SECONDED BY: Commissioner Cavanagh, and carried by a unanimous voice vote recorded as follows:

AYES: Commissioners Cavanagh, Khachaturian, McMullen, Steiner, Sutton and Chairman Whalen

RESOLUTION No. (83/19): To Hire Austin Carroll as a Summer Intern in the Engineering Department

WHEREAS, the Bayshore Regional Sewerage Authority (“Authority”) is in need of summer assistance in the Engineering Department to advance our Asset Management and GIS system goals; and

WHEREAS, The Universities and Colleges of New Jersey have Career Development Departments for the placement of Engineering Students in permanent or temporary positions; and

WHEREAS, the Authority wishes to hire qualified students for summer employment to assist the engineering department with specific engineering projects; and

WHEREAS, the Authority advertised with the Career Development Department at Rutgers, New Jersey Institute of Technology and Ramapo College and received 18 resumes for the positions; and

WHEREAS, the Authority interviewed 8 candidates and found 2 most qualified candidates for the positions; and

WHEREAS, the Authority Chief Engineer and Staff Engineer recommend Austin Carroll of Old Bridge, New Jersey, a mechanical engineering student at Rutgers University, to fill the position of summer intern to work on the Authority Asset Management an GIS Systems; and

WHEREAS, in accordance with N.J.S.A. 5:30-5.4 (a) (3), the Authority certifies the availability of funds in the salary line item, to cover the maximum dollar value of the pending temporary employment as set forth in this Resolution.

NOW THEREFORE BE IT RESOLVED, that the Commissioners of the Bayshore Regional Sewerage Authority hereby hire Mr. Austin Carroll of Old Bridge, NJ as a summer intern to work in the Authority Engineering Department at a rate of \$15 per hour commencing June 18th and ending no later than the last week of August, 2019.

OFFEDER BY: Commissioner Sutton, SECONDED BY: Commissioner Cavanagh, and carried by a unanimous voice vote recorded as follows:

AYES: Commissioners Cavanagh, Khachaturian, McMullen, Steiner, Sutton and Chairman Whalen

This resolution was approved prior to Closed Session

RESOLUTION No. (84/19): To Award Contract #108 Repurposing of Blower Building No. 1 to a Storage Building Project to Shorelands Construction Inc. in the amount of \$405,096.00

WHEREAS, the Bayshore Regional Sewerage Authority (“Authority”) owns and operates Blower Building No. 1 which had a blower system that was integrated and combined into Blower Building No. 2 and was made available for other uses; and

WHEREAS, the Authority has a need for a centralized storage facility for its spare parts and archived files; and

WHEREAS, the Authority contracted with R3M Engineering to design the Repurposing of Blower Building No. 1 to a Storage Building Project, Contract 108, by Resolution No. 107/18; and

WHEREAS, in accordance with Local Public Contracts Law, the Authority advertised for the Repurposing of Blower Building No. 1 to a Storage Building Project and four (4) sealed bids were received and publicly opened on June 12, 2019 at 11:00 A.M. with the low bidder being Shorelands Construction Inc., of Monmouth Beach, NJ with a bid of \$405,096.00; and

WHEREAS, the Authority Attorney, R3M Engineering and the Authority Engineer and staff have reviewed the bids and are recommending award to the lowest responsive, responsible bidder, Shorelands Construction Inc. from Monmouth Beach, NJ in the amount of \$405,096.00; and

WHEREAS, in accordance with NJAC 5:30-5.4(a)(3), the Authority certifies the availability of funds in the unrestricted net position item, to cover the maximum dollar value of the pending Contract as set forth in the Resolution.

NOW THEREFORE BE IT RESOLVED the Commissioners of Authority that Shorelands Construction Inc. of Monmouth Beach, NJ is hereby awarded Contract #108 Repurposing of Blower Building No. 1 to a Storage Building Project in the amount of \$405,096.00 in accordance with the terms and conditions of the bid and Contract Documents.

BE IT FURTHER RESOLVED that the Chairman and Secretary are hereby authorized to execute the Contract Documents.

OFFEDER BY: Commissioner Khachaturian, SECONDED BY: Commissioner McMullen, and carried by a unanimous vote recorded as follows:

AYES: Commissioners Cavanagh, Khachaturian, McMullen, Steiner, Sutton and Chairman Whalen

RESOLUTION No. (85/19):

WHEREAS, The Bayshore Regional Sewerage Authority (hereinafter “the Authority”) recognizes that sewer connection fees may in certain circumstances be a financial burden for the Property Owner; and

WHEREAS, the Bayshore Regional Sewerage Authority hereby drafted a “Hardship Policy” to lessen the financial burden on eligible Property Owners; and

WHEREAS, the authority specifically finds it to be reasonable and necessary to adopt the Hardship Policy.

NOW THEREFORE BE IT RESOLVED by the Commissioners of the Bayshore Regional Sewerage Authority that the Hardship Policy is hereby adopted and approved.

OFFEDER BY: Commissioner Sutton, SECONDED BY: Commissioner Cavanagh, and carried by a unanimous voice vote recorded as follows:

AYES: Commissioners Cavanagh, McMullen, Steiner, Sutton and Chairman Whalen

NAYS: Commissioner Khachaturian

ADJOURNMENT

ANNOUNCEMENT (by Chairman Whalen):

The next Regular Meeting of the B.R.S.A. is scheduled for Monday, July 15, 2018, at 7:00 P.M. All meetings take place in the Administration Building of the Authority located at 100 Oak Street, Union Beach, NJ 07735.

MOTION by Chairman Whalen to Adjourn the meeting at 9:17 PM.

OFFEDER BY: Commissioner McMullen, SECONDED BY: Commissioner Sutton, and carried by a unanimous voice vote recorded as follows:

AYES: Commissioners Cavanagh, Khachaturian, McMullen, Steiner, Sutton and Chairman Whalen