

MINUTES FOR
PUBLIC PRESENTATION &
REGULAR MEETING (via Zoom)
MONDAY, May 17, 2021

At 7:00 P.M., Chairman Sutton made the following announcements:

The 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.

Remote Public Meeting

STATEMENT READ AT BEGINNING OF THE REMOTE MEETING

The meeting of April 19, 2021 of the Bayshore Regional Sewerage Authority is being held remotely at 7PM and is being recorded due to the COVID-19 pandemic and is in compliance with the provisions of Executive Orders 103 and 104; the Open Public Meetings Act; and N.J.A.C. 5:39-1.1 to 1.7.

The meeting will be accessible via phone or by computer:

Dial in by telephone without a computer at **(646)518-9805** or **(646)876-9923**

Meeting PIN **435470**

Connect via your internet connected device at: <https://us02web.zoom.us/j/89866994932>

Meeting PIN **435470**

Meeting #869 7968 6412 PIN **435470** at <https://zoom.us/join>

Find your local number: <https://us02web.zoom.us/join>

During the public comment period, if you would like to make a public comment, please press the "Raise Hand" button on Zoom or dialing *9 on your telephone keypad to raise your hand. A representative of the Authority will address you by name or by the last 4 digits of your telephone number to state your comment. The Authority will unmute your microphone. You must state your name and address prior to making a public comment. You may also mute and unmute yourself by pressing the microphone icon on Zoom or dialing *6 on your telephone keypad. The Authority will not accept comments made through the "chat" feature available on Zoom remote meetings.

Members of the public are also permitted to submit written comments prior to the meeting via mail or e-mail, which will be read during the public comment period.

Chairman Sutton 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 Sutton called for a roll call via Zoom:

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

ABSENT: Commissioner Whalen and Russo

Also, in attendance: Peter Canal, Executive Director

Via Zoom J. Michael Broyles, Superintendent

Thomas Petti, P.E., Principal Engineer
John Napolitano, Esq. General Counsel
Manuel Ponte, P.E. Consulting Engineer
Victoria DuDasko, HR/Admin. Assistant
Carlos Nunes, IT

REPORTS

Executive Directors Report

Peter Canal Reported:

COVID-19

- 70% of BRSA employees are vaccinated.
- The Covid policy is in the process of being amended to stay current with state and federal policies.

Power Resiliency Project

- There will be a presentation on the Power Resiliency Project presented by R3M at the June meeting.

Dorr Oliver Rehabilitation RFP

- The RFP is completed and has been presented to multiple firms. It appears as though Hazen and Jacobs are confirmed. We are waiting to hear back from HDR and a few other firms. We are seeking 3-4 confirmed firms. We may have to extend the dates if we need to add another firm.

Finance

- Chairman Sutton asked Mr. Canal to inform everyone the reason for reserved checking at Lakeland. Mr. Canal stated a CD account was moved from TD bank to Lakeland due to higher rates and the fact we are already using Lakeland Bank for two other CD's. If an account is not with the bank that holds the CD, the funds automatically rolled over or they need to be moved out immediately. We opened a checking account at Lakeland with \$1,000 to coincide with the CD account. We will reassess in a year when the CD's mature.

Principal Engineer Report

Tom Petti Reported:

- **The Place at Marlboro, B. 148, L. 31 & B. 149, L. 16, Tennent & Harnley Road, Marlboro** –The project is a development that will have 258 Residential units and a Clubhouse. The project is calculated to have 292 EDUs and generate 65,625 gallons per day of wastewater. The connection fee is \$732,920.00, the applicant has paid for the first phase which totals \$471,880.00. The second phase will be built after the completion of the first phase. Mr. Napolitano stated this is affordable housing and in accordance with the laws the connection fee is half the standard amount.

Mr. Cavanagh asked if there will be any offsite improvements needed to accommodate this flow? Mr. Petti stated the collection of flows is handled by the Western Monmouth Utilities Authority and then it flows to the Authority for treatment. Mr. Canal then stated they pump it to our Matawan Pump station and then it will flow to us. Commissioner Cavanagh then asked what the expected additional percentage this would add to our facility? Mr. Petti then stated we have the adequate compacity in our system to accommodate.

- **Contract 120 – Matawan Force Main Repairs at Clark Street-**
We have received the permit from NJTA and the project is being bid. We expect to award the project at the June Meeting.
- **Contract 122 – Interceptor Sewer Rehabilitation Phase 3 –**
We have requested a resolution for authorization to advertise. We hope to have this project ready to be bid in a few weeks.

**Consulting Engineer- R3M
Manuel Ponti Reported:**

NO COMMENTS OR QUESTIONS REGARDING WRITTEN REPORT SUBMITTED

**Superintendent’s Report
Mike Broyles Reported:**

NO COMMENTS OR QUESTIONS REGARDING WRITTEN REPORT SUBMITTED

TREASURER’S REPORT

STATEMENT OF CASH RECEIPTS AND CASH DISBURSEMENTS

	Balance April 30, 2021
<u>UNRESTRICTED INVESTMENTS</u>	
Lakeland Bank-CD#1	\$ 1,064,290.76
Lakeland Bank-CD#2	\$ 1,045,244.30
TOTAL UNRESTRICTED INVESTMENTS	\$ 2,109,535.06
<u>TD BANK UNRESTRICTED CASH</u>	
Incoming Revenue Account	\$ 485,491.10
Operating Regular Account	\$ 2,438,134.12
Operating Reserve Account	\$ 9,844,465.45
Operating Payroll Account	\$ 754,333.07
TOTAL UNRESTRICTED CASH	\$ 13,522,423.74
TOTAL UNRESTRICTED CASH & INVESTMENTS	\$ 15,631,958.80
<u>RESTRICTED INVESTMENT</u>	
Cash Management	\$ 7,329,411.22
TD Bank-CD	\$ 3,112,897.21
TOTAL RESTRICTED INVESTMENTS	\$10,442,308.43

RESTRICTED CASH

NJEIT Project Fund	\$ 463,484.98
NJEIT Project Fund #II	\$ 3,691,458.63
NJEIT Project Fund #III	\$ 1,136,164.83
Bond Service Fund	\$ 690,128.99
TOTAL RESTRICTED CASH	\$ 5,981,237.43
TOTAL RESTRICTED CASH & INVESTMENTS	\$16,423,545.86
TOTAL AUTHORITY ACCOUNTS	\$32,055,504.66

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
	April 30, 2021
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
RENT RESERVE ACCOUNTS as of March 31, 2021	
Hazlet Township Sewerage Utility	\$ 669,456.64
Township of Holmdel	\$ 323,424.60
Borough of Union Beach	\$ 198,465.68
Borough of Keyport	\$ 312,998.37
Borough of Keansburg	\$ 268,015.61
Borough of Matawan	\$ 327,885.35
Western Monmouth Utilities Authority	\$ 114,588.62
Township of Aberdeen	\$ 484,568.29
TOTAL	\$ 2,699,404.16

Chairman Sutton called for a **MOTION** to approve the Treasurer's Report
OFFERED BY: Commissioner McMullen, SECONDED BY: Commissioner Cavanagh, and carried by
a unanimous voice vote recorded as follows:
PRESENT: Commissioners Cavanagh, McMullen, Khachaturian, and Chairman Sutton
ABSENT: Commissioner Russo, and Whalen

PAYMENT OF REQUISITIONS

Chairman Sutton called for a **MOTION** to approve payment of bills listed on:

Operating Fund Req. No. 595 (Regular)	\$ 355,254.17
Payroll Account Req. No. P 243 (Payroll)	\$ 203,610.48
NJEIT Project Fund #2 Req. #PF-53	\$ 1,110.00
NJEIT Project Fund #3 Req. #PF-7	\$ 3,645.50

OFFERED BY: Commissioner McMullen, SECONDED BY: Commissioner Khachaturian, and carried
by a unanimous vote recorded as follows:
ROLL CALL: Commissioners Cavanagh, McMullen, Khachaturian, and Chairman Sutton
ABSENT: Commissioner Russo, and Whalen

APPROVAL OF MINUTES

Chairman Sutton called for a **MOTION** to approve the following Minutes:

Regular Meeting Minutes of April 19, 2021
Closed Session Minutes of April 19, 2021

OFFERED BY: Commissioner Khachaturian, SECONDED BY: Commissioner McMullen, and carried
by a unanimous voice vote recorded as follows:
AYES: Commissioners Cavanagh, McMullen, Khachaturian, and Chairman Sutton
ABSENT: Commissioner Russo, and Whalen

RESOLUTIONS

RESOLUTION No. (64/21): Lakeland Bank Resolution- Reserve Checking

BE IT RESOLVED, by the Commissioners of the Bayshore Regional Sewerage
Authority("Authority"):

1. That an account or accounts be continued and maintained with **LAKELAND BANK**
(hereinafter called the "Bank") titled **BRSA Reserve**, and there may be deposited to its credit in
one or more accounts with the Bank, any money, check and other instruments which may come
into possession of this Authority. Any other property may be deposited with the Bank for safe
keeping, custody and other purposes. Items for deposit, collection or discount may be endorsed by

any one person authorized to sign checks, or endorsements thereof, may be made in writing or by a stamp without designation of the person so endorsing.

2. Any three of the following: Executive Director, Chairman, Vice-Chairman, Secretary, Treasurer, Assistant Secretary, Assistant Treasurer of this Authority are authorized, on behalf of this Authority and in its name, (a) to sign checks, savings withdrawals, drafts, notes, acceptances, and other instruments and orders for the payment of money or for the withdrawal or delivery of funds or other property at any time held by the Bank for the account of this Authority, and to receive any thereof, and to issue instructions for the conduct of any account of this Authority with the Bank, (b) to accept drafts, and other instruments payable at the Bank; and to waive demand, protest, and notice of protest or dishonor of any instrument made, drawn, or endorsed by this Authority; and (c) to endorse, negotiate, and receive, or authorize the payment of, the proceeds of, any negotiable or other instruments or orders for the payment of money payable to or belonging to this Authority, except that in the wire transfer of funds for the payment of taxes, employee payroll, benefits or other such obligation as may be required of the Authority, the Executive Director is authorized to make such wire transfers using the financial institutions' secured portals. All such wire transfers shall be ratified at the first Authority meeting subsequent to transfer of funds.

BE IT FURTHER RESOLVED that the foregoing Resolution shall continue in full force and effect and Bank may rely on them until a certified copy of a subsequent Resolution of the Board of Directors of this Authority modifying or rescinding any or all such Resolutions shall have been actually received by the Bank.

I FURTHER CERTIFY that the names of the persons who respectively hold the offices or positions mentioned in the foregoing Resolutions and their actual signatures are as follows:

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

ROLL CALL: Commissioners Cavanagh, McMullen, Khachaturian, and Chairman Sutton

ABSENT: Commissioner Russo, and Whalen

RESOLUTION No. (65/21): To Authorize CD Investments with Lakeland Bank

WHEREAS, the Bayshore Regional Sewerage Authority (“Authority”) has established a Cash Management Plan (“Plan”) pursuant to the provisions of NJSA 40A:5-14; and

WHEREAS the Plan is required in order to set forth the basis for deposits and investments of public funds of said Authority; and

WHEREAS, the Plan is intended to assure that all public funds identified within it are deposited and invested in compliance with the terms set forth and required by N.J. S.A. 40A:5-14; and

WHEREAS, Certificates of Deposit (“CD’s”) are permissible investments under Article VI- (9) of the Plan; and

WHEREAS, for the better safety, liquidity and maximum investment return the Authority desires to move the TD Bank CD – Emergency Response Fund which is yielding a eighteen-month interest of .01% to the following investments:

1. \$3,113,208.50 for a one-year period (maturing 5/27/2022) CD with Lakeland Bank at an interest rate of 0.38%.

NOW THEREFORE BE IT RESOLVED that the Commissioners of the Bayshore Regional Sewerage Authority hereby authorize and approve the investments so stated in Lakeland Bank.

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

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

ABSENT: Commissioner Russo, and Whalen

RESOLUTION No. (66/21): To Secure Flood Insurance for the Authority Buildings Eligible For National Flood Insurance Program Coverage

WHEREAS, the Bayshore Regional Sewerage Authority (“Authority”) owns several buildings at the Treatment Plant located at 100 Oak Street in Union Beach, NJ; and

WHEREAS, the buildings further identified as Blower Building 2, Chlorine Contact Building, and Odor Control Building are eligible for flood insurance under the National Flood Insurance Program (“NFIP”); and

WHEREAS, the Selective Insurance Company will provide total coverage of \$1,500,000 for a total premium of \$1,416 with a \$50,000 deductible for each building; and

WHEREAS, as a condition of FEMA funding the Authority is required to obtain and maintain flood insurance on all eligible buildings; and

WHEREAS, the quoted premiums and coverages have been reviewed by the Authority Risk Management consultants, Conner Strong & Buckelew who has recommended binding these coverages; and

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

NOW THEREFORE BE IT RESOLVED, that the Commissioners of the Bayshore Regional Sewerage Authority hereby authorize the payment of the above stated premiums to secure flood insurance for the named Authority Buildings for a one-year term according to the building renewal date and instruct the Executive Director to execute all necessary documentation to secure this coverage.

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

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

ABSENT: Commissioner Russo, and Whalen

RESOLUTION No. (67/21): To Authorize Advertisement for RFQ 2021-05 Various Laboratory Analysis Service for a Two (2) Year Period

WHEREAS, the Bayshore Regional Sewerage Authority (“Authority”) owns and operates a Wastewater Treatment Plant in accordance with numerous permits from the New Jersey Department of Environmental Protection (“NJDEP”); and

WHEREAS, there is a need for a service Contract for various laboratory testing, sampling, and analysis from a State of New Jersey certified laboratory to satisfy all the NJDEP permitting requirements; and

WHEREAS, a Request for Quotes (“RFQ 2021-05”) is being developed by the Authority Engineering Staff; and

WHEREAS, the Authority requires authorization to solicit public bids for an RFQ.

NOW THEREFORE BE IT RESOLVED by the Commissioners of the Bayshore Regional Sewerage Authority that the Principal Engineer and Qualified Purchasing Agent are authorized to advertise for quotes for RFQ 2021-05, Various Laboratory Analysis Service for a Two (2) Year Period on the Authority Website.

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

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

ABSENT: Commissioner Russo, and Whalen

RESOLUTION No. (68/21): To Award Amendment #1 to Chavond-Barry Engineering Corp., for Annual Stack Test of NIRO Incinerator in the amount of \$9,000.00

WHEREAS, on January 25, 2021 the Bayshore Regional Sewerage Authority (“Authority”) approved an engineering proposal for Annual Stack Test of NIRO Incinerator in the amount of \$60,000.00 Chavond-Barry Engineering Corp. (“CBE”) of Blawenburg, NJ via Resolution #10/21 in accordance with the terms and conditions of their proposal dated January 13, 2021; and

WHEREAS, it is necessary for CBE to perform additional work beyond the scope of their contract including additional testing of the Incinerator as required by New Jersey Department of Environmental Protection (“NJDEP”) for the renewal of the NIRO Incinerator permit and revisions to the Stack Test protocol; and

WHEREAS, CBE has submitted an amendment request for this additional work dated May 7, 2021 in the amount of \$9,000.00; and

WHEREAS, the Executive Director and Principal Engineer have met with CBE to review the amendment and find it to be fair and reasonable for the additional scope added to the project; and

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

NOW THEREFORE BE IT RESOLVED the Commissioners of the Bayshore Regional Sewerage Authority hereby approve an amendment for the engineering proposal for the Annual Stack Test of NIRO Incinerator in the amount of \$9,000.00 to Chavond-Barry Engineering Corp. of Blawenburg, NJ in accordance with their letter dated May 7, 2021 increasing the total contract value to \$69,000.00.

BE IT FURTHER RESOLOVED that the Executive Director is hereby authorized to execute any necessary contract amendment documents.

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

ROLL CALL: Commissioners Cavanagh, McMullen, Khachaturian, and Chairman Sutton

ABSENT: Commissioner Russo, and Whalen

RESOLUTION No. (69/21): To Authorize Advertisement for Public Bids on Contract 122, Interceptor Sewer Rehabilitation – Phase 3

WHEREAS, the Bayshore Regional Sewerage Authority (Authority) owns and operates interceptor sewers in the Township of Hazlet; and

WHEREAS, the Authority has identified and prioritized the results of inspections of interceptor sewer pipelines to determine the areas in need of rehabilitation and repair; and

WHEREAS, the Authority has contracted with Jacobs Engineering Group, Inc. to develop Contract 122, Interceptor Sewer Rehabilitation – Phase 3 with technical specifications for the work and design documents for the solicitation of public bids, by Resolution No. 72/20; and

WHEREAS, the Authority requires authorization to solicit public bids for Contracts.

NOW THEREFORE BE IT RESOLVED, the Commissioners of the Bayshore Regional Sewerage Authority hereby authorize the Principal Engineer and Qualified Purchasing Agent to advertise for Public Bids for Contract 122, 2021 Interceptor Sewer Rehabilitation – Phase 3 in the Authority Official Newspaper and on the Authority Website.

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

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

ABSENT: Commissioner Russo, and Whalen

RESOLUTION No. (70/21): To Authorize Advertisement for Public Bids on Contract 124, West Keansburg Pumping Station Bypass Facility and Improvements

WHEREAS, the Bayshore Regional Sewerage Authority (“Authority”) owns and maintains a sewage pumping station in Hazlet, NJ known as the West Keansburg Pumping Station; and

WHEREAS, there is a need for a bypass facility to allow for the pumping of sewage in an emergency and other miscellaneous pump station metering upgrades; and

WHEREAS, the Authority has contracted with R3M Engineering Inc. to develop Contract 124, West Keansburg Pumping Station Bypass Facility and Improvements with technical specifications for the work and design documents for the solicitation of public bids, by Resolution No. 116/20; and

WHEREAS, the Authority requires authorization to solicit public bids for Contracts.

NOW THEREFORE BE IT RESOLVED, the Commissioners of the Bayshore Regional Sewerage Authority hereby authorize the Principal Engineer and Qualified Purchasing Agent to advertise for Public Bids for Contract 124, West Keansburg Pumping Station Bypass Facility and Improvements in the Authority Official Newspaper and on the Authority Website.

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

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

ABSENT: Commissioner Russo, and Whalen

RESOLUTION No. (71/21): To Award Engineering Construction Administration and Inspection Services for Contract 122, Interceptor Sewer Rehabilitation – Phase 3 Project to Jacobs Engineering Group, Inc. in the amount of \$88,500.00

WHEREAS, the Bayshore Regional Sewerage Authority (“Authority”) owns and operates interceptor sewers in the Township of Hazlet; and

WHEREAS, the Authority has identified and prioritized the results of inspections of interceptor sewer pipelines to determine the areas in need of rehabilitation and repair; and

WHEREAS, by Resolution No. 72/20, the Authority contracted with Jacobs Engineering Group, Inc., of Morristown, NJ for the engineering design services for the Interceptor Sewer Rehabilitation – Phase 3 Project; and

WHEREAS, Jacobs Engineering Group, Inc. has submitted an engineering construction administration and inspection services proposal for the Interceptor Sewer Rehabilitation – Phase 3 Project, dated April 29, 2021, in the amount of \$88,500.00; and

WHEREAS, the Executive Director and Principal Engineer have reviewed the proposal and find it to be fair and reasonable; and

WHEREAS, in accordance with N.J.S.A 5:30-5.4 (a) (3), the Authority certifies the availability of funds in the Collection System Improvements line item 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, the Commissioners of the Bayshore Regional Sewerage Authority hereby approve the proposal for Engineering Construction Administration and Inspection Services for Contract 122, Interceptor Sewer Rehabilitation – Phase 3 Project to Jacobs Engineering Group, Inc., of Morristown, NJ in accordance with the terms and conditions of their proposal, in the amount not to exceed \$88,500.00.

BE IT FURTHER RESOLVED, that the Chairman and Secretary are hereby authorized to execute the Contract agreement with Jacobs Engineering Group, Inc. of Morristown, NJ.

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

ROLL CALL: Commissioners Cavanagh, McMullen, Khachaturian, and Chairman Sutton

ABSENT: Commissioner Russo, and Whalen

RESOLUTION No. (72/21): To Approve The Place at Marlboro, LLC Developer Agreement for The Place at Marlboro

WHEREAS, The Place at Marlboro, LLC (“Developer”) has requested to be allowed to enter into a Developer’s Agreement with the Bayshore Regional Sewerage Authority (“Authority”) to provide sanitary sewer service to The Place at Marlboro located at Tennent Road & Harnley Road, further designated as Block 148, Lot 31 & Block 149 Lot 16 in the Township of Marlboro, a 292 Equivalent Dwelling Units (“EDU’s”) Project with 258 Residential Units and a Clubhouse; and

WHEREAS, the Development will be built entirely as affordable housing units that qualify for a 50% reduction in connection fees; and

WHEREAS, the Developer is requesting payment for connection fees in a phased matter; and

WHEREAS, the Authority's Attorney will prepare a Developer's Agreement that is acceptable to the Authority Board of Commissioners and The Place at Marlboro, LLC; and

WHEREAS, the Commissioners of the Authority deem it is in the best interest of the Authority to enter into said Developer's Agreement; and

WHEREAS, the Developer will execute the Developer's Agreement, provide the Authority's Attorney with acceptable guarantees and submit the initial payment of connection fees under the terms and conditions of the Developer's Agreement.

NOW THEREFORE BE IT RESOLVED by the Commissioners of the Bayshore Regional Sewerage Authority hereby authorize the execution of the Developer's Agreement with The Place at Marlboro, LLC contingent upon satisfaction of the above-mentioned terms and conditions.

BE IT FURTHER RESOLVED upon satisfaction of the above terms and conditions, the Chairman, Secretary and Executive Director are hereby directed to execute the Agreement and to file it with the Monmouth County Clerk's Office.

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

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

ROLL CALL: Commissioners Cavanagh, McMullen, Khachaturian, and Chairman Sutton

ABSENT: Commissioner Russo, and Whalen

RESOLUTION No. (73/21): To Approve Sanitary Sewer Connection and Treatment Works Approval Application for The Place at Marlboro, LLC, Developer of The Place at Marlboro

WHEREAS, The Place at Marlboro, LLC ("Developer") is the developer of a project located at Tennent Road and Harnley Road further designated as Block 148, Lot 31 & Block 149 Lot 16 in the Township of Marlboro, a 292 Equivalent Dwelling Units ("EDU's") Project with 258 Residential Units and a Clubhouse; and

WHEREAS, the Development will be built entirely as affordable housing units that qualify for a 50% reduction in connection fees; 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 65,625 gallons per day of wastewater; and

WHEREAS, the Bayshore Regional Sewerage Authority (Authority) Principal Engineer has reviewed the Developers application and is recommending sanitary sewer connection approval; and

WHEREAS, the Developer has paid the review fee of \$898.53; and

WHEREAS, the Developer will execute the Developer's Agreement, pay all review and Attorney fees, provide the Authority's Attorney with acceptable guarantees and submit the initial payment of connection fees under the terms and conditions of the Developer's Agreement.

NOW THEREFORE BE IT RESOLVED by the Commissioners of the Bayshore Regional Sewerage Authority that The Place at Marlboro, LLC is hereby granted sanitary sewer approval for the above referenced project, contingent upon the above requirements, the execution of the aforementioned Developer's Agreement and the payment of the first installation of connection fees.

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 execution of the Developer's Agreement and payment of all aforementioned fees.

BE IT FURTHER RESOLVED the Developer must properly maintain its sanitary sewer system in accordance with the Bayshore Regional Sewerage Authority Rules and Regulations, and

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

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

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

ABSENT: Commissioner Russo, and Whalen

RESOLUTION No. (74/21): To Approve a One (1)-Year Sanitary Sewer Connection Approval Extension for OHAD Associates, LLC, Developer for Regent Park

WHEREAS, OHAD Associates, LLC ("Developer"), is the project developer of Regent Park, located at Lloyd Road & Thornton Avenue, further designated as Block 143, Lots 1.02 & 12 in the Township of Marlboro, a 305 Equivalent Dwelling Units ("EDU's") Project, with 285 Residential Units, a Clubhouse and 63 Affordable Housing Units; and

WHEREAS, the Developer has indicated they have received all local approvals including local sanitary sewer approval and sanitary sewer connection approval from the Bayshore Regional Sewerage Authority ("Authority") by Resolution #75/20; and

WHEREAS, the Authority approval will expire on May 18, 2021 and the Developer desires a one-year extension; and

WHEREAS, OHAD Associates, LLC will execute the Developer's Agreement, pay all review and Attorney fees, and provide the Authority's Attorney with acceptable guarantees for the remaining connection fees under the terms and conditions of the Developer's Agreement; and

NOW THEREFORE BE IT RESOLVED by the Commissioners of the Bayshore Regional Sewerage Authority that OHAD Associates, LLC is hereby granted a One (1)-Year Sanitary Sewer Approval Extension for the above referenced project, contingent upon the above requirements, the execution of the aforementioned Developer's Agreement and acceptable guarantees for the remaining connection 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; and

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

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

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

ABSENT: Commissioner Russo, and Whalen

RESOLUTION No. (75/21): To Authorize Advertisement for Public Bids on Contract 125-O, Furnish & Deliver Grit Dewatering Screws

WHEREAS, the Bayshore Regional Sewerage Authority (“Authority”) owns and operates a Wastewater Treatment Plant with a Grit and Screenings facility; and

WHEREAS, there are two (2) grit dewatering screws that are in need of replacement and are essential in the preliminary treatment operations; and

WHEREAS, the Authority Engineering Staff has developed Contract 125-O, Furnish & Deliver Grit Dewatering Screws with technical specifications for the solicitation of public bids; and

WHEREAS, the Authority requires authorization to solicit public bids for Contracts.

NOW THEREFORE BE IT RESOLVED, the Commissioners of the Bayshore Regional Sewerage Authority hereby authorize the Principal Engineer and Qualified Purchasing Agent to advertise for Public Bids for Contract 125-O, Furnish & Deliver Grit Dewatering Screws in the Authority Official Newspaper and on the Authority Website.

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

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

ABSENT: Commissioner Russo, and Whalen

RESOLUTION NO. (76/21): To Award FEMA/NJOEM/NJIBANK Recordkeeping, Closeout and Training to PS&S in an amount not to exceed \$12,800.

WHEREAS, the Bayshore Regional Sewerage Authority (“Authority”) owns and operates a Wastewater Treatment Plant that needed extensive repair and mitigation work done due to Superstorm Sandy; and

WHEREAS, the Authority incurred expenses during the repair and mitigation of two stages also known as Phase I and Phase II; and

WHEREAS, the purpose of the closeout is for the Authority to certify that all work has been completed; and

WHEREAS, PS&S has submitted a proposal for the FEMA recordkeeping, close-out follow up and training services in an amount not to exceed \$12,800; and

WHEREAS, the Executive Director and Principal Engineer have reviewed the proposal and find it to be fair and reasonable; and

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

NOW THEREFORE BE IT RESOLVED the Commissioners of the Bayshore Regional Sewerage Authority hereby approve the proposal for the FEMA/NJOEM/NJIBANK recordkeeping, closeout services and training assistance to PS&S, Wall, NJ, in the amount not to exceed \$12,800 in accordance with the terms and conditions of the proposal dated May 13, 2021.

BE IT FURTHER RESOLVED that the Chairman and Secretary are hereby authorized to execute the contract agreement with PS&S of Wall, NJ.

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

ROLL CALL: Commissioners Cavanagh, McMullen, Khachaturian, and Chairman Sutton

ABSENT: Commissioner Russo, and Whalen

RESOLUTION No. (77/21): To Hire a Regulatory Compliance Manager

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 the Bayshore Regional Sewerage Authority has a need to hire a new employee in the position of Regulatory Compliance Manager to fill a newly created position; and

WHEREAS, the Authority management staff have interviewed qualified candidates for the position of Regulatory Compliance Manager; and

WHEREAS, Chad Sprague, of Hamilton, NJ has demonstrated through his resume and interview the qualities for the position of the Regulatory Compliance Manager; and

WHEREAS, Mr. Sprague has a NJDEP S4 Wastewater Treatment Plant Operators License which is necessary to sign NJDEP operating permit forms, and

WHEREAS, in a memorandum to the Personnel Committee dated May 14, 2021, the Executive Director has recommended the hiring of Mr. Sprague and provided details of his responsibilities, salary and benefits, pending the results of the Authority Medical, Criminal History, Drug and Alcohol Screening, and

WHEREAS, in accordance with NJAC 5:30-5.4(a)(3), the Authority certifies the availability of funds in the Authority Superintendents line item of the Operating Budget, 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 Chad Sprague of Hamilton, NJ as Regulatory Compliance Manager with a salary and benefits in accordance with the Directors memorandum dated May 14, 2001 with a 90-day probationary period and pending the results of a Medical Examination, Criminal History, Drug and Alcohol Screening.

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

OFFERED BY: Commissioner Khachaturian, SECONDED BY: Commissioner McMullen, and carried by a unanimous vote recorded as follows:
AYES: Commissioners Cavanagh, McMullen, Khachaturian, and Chairman Sutton
ABSENT: Commissioner Russo, and Whalen

PUBLIC PORTION

Chairman Sutton announces: This meeting is open to the public to discuss any BRSA matter on the agenda 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. As a courtesy to all members of the public wishing to speak, please be mindful of limiting your comments to 5 minutes.

NO PUBLIC IN ATTENDANCE

EXECUTIVE SESSION

EXECUTIVE SESSION NOT NEEDED AT THIS TIME

ADJOURMENT

ANNOUNCEMENT (by Chairman Sutton):

The next B.R.S.A. Public Meeting is scheduled for Monday, June 21, 2021, 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.

At 7:18 P.M. Chairman Sutton called for a **MOTION** to Adjourn the meeting.

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

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

ABSENT: Commissioner Russo and Whalen

Respectfully submitted,
Victoria DuDasko
Administrative Assistant/ HR