

**AGENDA FOR**  
**REGULAR MEETING via ZOOM**  
**MONDAY APRIL 20, 2026**

At 7:02 P.M., Chairman Mioduszewski 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.

Join Zoom Meeting

<https://us02web.zoom.us/j/88985742837>

**Meeting ID: 889 8574 2837**

**Passcode: 048405**

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Join instructions

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Please be advised that the Zoom link, Meeting ID and Passcode for each meeting are the same.

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.

Chairman Mioduszewski 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 Mioduszewski calls for a roll call of attendance (via Zoom):

PRESENT: Commissioners Cavanagh, Lauro, McMullen, Mioduszewski, Sutton, Whalen, and Chairman Mioduszewski

Also In Attendance: Mr. Peter Canal, Executive Director  
Via Zoom J. Michael Broyles, Director of Operations  
Thomas Petti, P.E., Principal Engineer  
John Napolitano, General Counsel  
Manuel Ponte, P.E., Consulting Engineer  
Carlos Nunez, IT  
Chad Sprague, Superintendent  
Raquel Dunn, Administrative Assistant/HR Representative  
Casey Herbst, P.E., HDR, Inc.

## **PRESENTATION**

- Dorr Oliver Incinerator Rehab & Upgrades, Design Amendment #2 — Casey Herbst, P.E., HDR, Inc.
  - Ms. Herbst stated that the design for this project began in 2021, which was prior to the implementation of any of the NJDCA code review requirements now being enforced. This amendment covers the full effort to apply for and receive approval from the DCA. Included in this amendment is also the ongoing coordination with I-Bank and OSC to meet their requirements. There were approximately three total revisions of the front-end specifications based on their comments. Delays related to the OSC, I-Bank, and DCA reviews resulted in overall contract delays.
  - There was also an addition of a skylight to the design that led into uncovering an issue with the current roof structure. As a result, the roof design was modified. That effort is captured in this amendment as well. Ms. Herbst added that HDR wanted to make sure the design was 100% complete before presenting this amendment.
  - Ms. Herbst stated that the amount of this amendment is \$106,000.00. She asked if anyone had any questions.
  - Commissioner Cavanagh asked for a brief summary of the DCA requirements that were previously unknown.
    - Ms. Herbst noted that HDR first encountered this issue with the Power Resiliency Project. When they applied for building permits, they were redirected to the DCA. Regarding the Dorr Oliver project, the design phase was already complete when they realized they would have to submit it to the DCA as well. Compiling submissions and responding to DCA comments took six months to a year.
    - Mr. Canal stated that the DCA took over for the town on the reviews of all the building permits and they scrutinized the design, structural and electrical details far more than the towns had and requested additional information such as design calculations and other details that were not part of the original scope.

- Commissioner Cavanagh said that his question had not been answered. What was added to the scope of work based on the DCA requirements and how much of that accounts for the \$106,000.00 amendment?
  - Mr. Petti stated that \$66,000.00 of the \$106,000.00 is related to the DCA application and the multiple reviews and follow-ups that they had on this. The other big chunk of the total additional cost came from the back and forth with the comptroller (“OSC”) and the I-Bank. This went on for months, and we even involved Mr. Napolitano’s office. The two agencies were contradicting each other, with us in the middle, as we revised for I-Bank comments, and then revised for OSC comments. It became so convoluted that we had to call a meeting between the two of them to reach an understanding, and that effort is captured in this amendment. Mr. Petti said that was what caused much of the delay.
  - Commissioner Cavanagh said, “So it’s purely administrative.” He asked if there were any physical changes required by the DCA. Mr. Petti said there were not. He added that DCA applications are now built into every design contract, now that we know what to expect. Commissioner Cavanagh asserted that DCA has been around forever and expressed skepticism that these requirements were new, but Mr. Napolitano clarified that the DCA was never involved in construction reviews in the past. Those had been done by the municipalities previously.
    - Mr. Canal stated that the DCA recently claimed jurisdiction over Authorities, placing us in the same category as “solid waste.” Mr. Petti added that it was a category that did not truly apply to the Authority, but the DCA still put us in that group. Mr. Napolitano said, “They’re saying we’re a solid waste facility, which is under state jurisdiction. Maybe under this new administration that will change and go back to the way it should be.”
- Mr. Cavanagh thanked them. There were no other questions.
- Incinerator Regulatory Risk Assessment & Emissions Evaluation Services— Casey Herbst, P.E., HDR, Inc.
  - Ms. Herbst stated that the Authority had some concerns about some new upcoming emissions regulations so there will be some additional stack testing performed next month. HDR was asked to assist with a regulatory assessment to review the testing protocol and other documentation and to provide an analysis of testing results and then further recommendations. The goal is to ensure similar performance between the newly designed Dorr Oliver incinerator that HDR designed and the existing NIRO that is being stack-tested. If there are any concerns, this gives HDR the opportunity to modify the design before closing the Dorr Oliver project and to make sure it complies with any new regulations. Some sub-tasks of this include project management, preliminary research, site visits, sampling support, data analysis, regulatory assessment, and providing final recommendations. The total amount for this work would be \$66,590.00.
    - Mr. Petti noted that this will be done along with the alternative stack tests that are being performed next month, in addition to our regular stack tests, particularly for some compounds that are not currently in the permit. This will

help ensure that we do not have to make modifications to the Dorr Oliver after the fact.

- There were no questions. Ms. Herbst concluded her presentation and exited the meeting.

## Reports

### BRSA Projects, Special Reports & Connection Applications

#### 1. Executive Directors Report

- Administrative Update
  - Mr. Canal provided a final reminder that the MEL (Municipal Excess Liability) is offering the Risk Management Seminar virtually to any Commissioner who has not yet taken it. The Authority receives a \$250.00 discount for each attendee who has completed the seminar by May 2026.
- Disaster Recovery Update
  - Mr. Canal stated that the progress meeting for the Power Resiliency Project was last month. Work continues to progress well, and the next meeting is scheduled for tomorrow morning. The majority of the electrical and mechanical work has been completed. Cummins has started up the generators and begun the testing of their equipment. The testing will continue this month, and the air emission stack testing is tentatively scheduled for May 6<sup>th</sup> and 7<sup>th</sup>. All is progressing well, apart from the initial delays of the equipment that pushed the project back. Final completion is slated for the end of November.
- Capital Projects
  - Mr. Canal stated that we submitted an extension request to the State for the Dorr Oliver Rehab project. That extension has been granted with a bid advertisement date of September 25, 2026. By then we should have the data back from the stack testing and time to review and discuss it with the Board.
  - Mr. Canal stated that a progress meeting for Final Clarifier #1-4 was held on March 31, 2026. The demolition work is set to begin next week. We expect to begin receiving the equipment in May. They will begin with Clarifier #3, which is the farthest away from where the Power Resiliency work is being done.
  - Mr. Canal stated that the bid opening for the Plant Headworks Rehabilitation project was held on April 8, 2026. There were seven bids received, with the low bid coming from Spectraserv in the amount of \$3,847,500.00, which is being recommended for the Board's consideration tonight.
- Financial Update
  - Mr. Canal noted that there are three resolutions on this month for the Board's consideration to approve flood insurance with Selective Insurance, which is required for FEMA assistance. The first is for our Chlorine Contact Building Fire, with a cost for Option A of \$2,852.00; the second is for our Odor Control Building, with a cost for Option A of \$2,853.00; and the last one is for our Blower Building #2, with a cost for Option A of \$2,853.00.
  - Mr. Canal stated that there are payments to approve this month for Project Fund No.1, for Final Clarifier's 1-4, C.151, to R3m Engineering, Inc. in the amount of \$930.50 and for Project Fund No.3, for Power Resiliency Generation Project to Epic Management in the amount of \$307,148.28, and HDR Engineering in the amount of \$83,955.03, which are eligible for 90% reimbursement from FEMA. We are also making our quarterly MCBOA

payment of \$324,569.50. Keyport has requested their overfunded rent reserve returned in the amount of \$86,520.47.

- Commissioner Cavanagh asked, “What is that?” Mr. Canal explained that every town has an obligation to put one quarter of their annual payments in escrow for the user fee in accordance with the service agreements. Every year those amounts change based on flow variations. Some years they have to add more funds to their “rent reserve” which is the name used for the escrow in this case; other years, they have a surplus that they can choose to withdraw.  
Commissioner Cavanagh thanked Mr. Canal for the explanation.

- Mr. Canal stated that we are also sending I-Bank the FEMA reimbursements for Power Resiliency Generation pay application No.27R in the amount of \$493,447.60, No.28R in the amount of \$882,037.34, No.29R-A in the amount of \$3,381,406.33, No.29R-B in the amount of \$1,150,068.28, No.30R-A in the amount of \$869,772.69, and lastly No.30R-B in the amount of \$895,488.51. By returning these FEMA reimbursements back to I-Bank, this will lower the amount we have borrowed against the short-term loan, hence reducing our long-term debt payments.
- Personnel Matters
  - Mr. Canal stated that we plan to hire a summer intern to assist in the operations and maintenance departments as well as administration.
  - Mr. Canal stated that we plan to advertise for the vacant Regulatory Compliance/Safety Officer position later this year. He added that we plan to post internally first.
- Mr. Canal provided a reminder that all Commissioners and executive staff are required to complete their financial disclosure statements with the NJDCA by April 30, 2026 or they could receive fines from the State.
- Mr. Canal stated that the AEA is holding a one-day seminar on April 23, 2026, which he will be attending. He invited any interested Commissioners to reach out if they wished to attend.
- There were no questions. Mr. Canal concluded his presentation.

## 2. Staff Engineers Report

- Award Contract 153 Plant Headworks Rehabilitation & Upgrades to Spectraserv
  - Mr. Petti stated that seven bids were received, and as Mr. Canal reported, the low bid came from Spectraserv, Inc. in the amount of \$3,847,500.00. Our estimate was \$5.2 million for this project. Black and Veatch reviewed it with us and we are very happy with the numbers. Mr. Napolitano’s office has reviewed the bid as well. Spectraserv has held a number of our grit disposal contracts, they have held the ash disposal contract, as well as sludge handling contracts. Most recently, they did our \$3.5 million concentration tank rehab project. We have a great deal of confidence in this contractor based on their track record with us. This is funded with short-term loan assistance from the I-Bank. This approval is subject to I-Bank final approval. Mr. Petti added that we need this resolution to submit to I-Bank to obtain our authorization to award from them.
- Amend Stantec Consulting Services Contract 159, Raritan Valley PS Electrical Upgrades
  - Mr. Petti stated that this project is proceeding well. The 90% design package is due May 5<sup>th</sup>. New Jersey Natural Gas is installing new gas mains on Briscoe Terrace in Hazlet. They are also running a main extension down to our pump station for us that we can pick up as part of this job and avoid any repaving in the neighborhood. Mr. Petti stated that we met with Stantec electrical and IT staff. To simplify construction, we would like to phase out the existing panel and subpanels and install a single panel board. Stantec did not have

that in their design proposal, nor did their proposal include an upgrade to the VFDs following their feasibility study on the profile of force main. Therefore, they have prepared an amendment to include those two items in the amount of \$7,235.00. That resolution is on the agenda tonight for approval.

- Grit Facility Roof Replacement
  - Mr. Petti stated that there is no action needed on this item tonight. Construction began last Monday and is proceeding well. We are approximately 90% complete as of today. We anticipate completion within the next week or two.
- Approve Sanitary Sewer Connection Application for 146 Third Street, LLC
  - Mr. Petti stated that this is a small subdivision consisting of six townhouses in Keyport. The developer paid their connection fee in the amount of \$32,400.00. It is expected to generate 1,350 gallons per day of wastewater. There is a resolution tonight to approve that connection.
- Contract 114-S - Power Resiliency Generation
  - Change order No. 8 will be comprised of additional control changes. During the design phase, New Jersey Natural Gas wanted to come into the building with one main and one main meter. Once construction was already underway, they decided to change that pipe layout to three meters instead. Epic's subcontractor, PCS, has a claim of approximately \$45,000.00 for additional work to pick up control points, inputs and outputs, and programming changes as a result of the metering change and other changes related to the Air Permit modifications. The change order is not ready yet but may be included in the May meeting.
- There were no questions. Mr. Petti concluded his presentation.

### **3. Consulting Engineer – R3M**

- Power Resiliency System – Technical Assistance Services
  - There was no activity required of R3M this period.
- Condition Assessment and Planning Program of Authority's Force Mains Phase IV
  - R3M is working with the Authority's technical staff on a work order for the Authority's standby contractor to replace the Matawan force main isolation valves.
- Final Clarifiers #1 through #4 Rehabilitation – Design Services
  - Mr. Ponte stated that the demolition work will be starting soon. The contractor is still awaiting delivery of the equipment to begin replacing mechanical equipment in the clarifiers.
- Manhole Rehabilitation – Construction Services
  - Mr. Ponte noted that there had been a delay in the delivery of the manhole covers. The materials have been delivered and work has begun in Hazlet Township. As of last week, the contractor had completed the rehabilitation work on 17 of the 31 manholes. The final completion date for the contract was April 3, 2026. Due to the delays in delivery of materials, the new completion date is projected for April 24, 2026. A change order for this time extension has been presented to the Authority at no additional cost.
- General Consulting Engineering Services
  - Mr. Ponte stated that R3M was on site at the Matawan Junction Development project to observe excavation over the Matawan Force Main to ensure no damage would occur during the excavation process.

- R3M reviewed and provided comments on the Bridge MA-13 replacement project, which will reroute the Matawan force main. We are observing construction activities to ensure the force main is protected.
- R3M reviewed the metered flows used for calculating the participants' annualized flows and percents of the annualized flows as requested by Commissioner Cavanagh at the February meeting. The work has been partially completed and R3M held a workshop with the Authority's technical staff on April 1, 2026 to review and discuss preliminary findings and additional work to be performed by R3M to finalize the report. This Thursday, we will be inspecting five of the meter stations that use Parshall flumes. We will be measuring the parameters that the controllers have been programmed to use. At the same time, the Authority's calibration contractor ABB will be doing the quarterly calibrations for all the meter stations. We will also be observing how ABB does their calibrations on Parshall flumes. The other meters are mag meters and ABB uses proprietary software for those calibrations, so there is nothing for R3M to measure independently. We will focus on the Parshall flumes, which are used for open channel flow measurements. (Mag meters are used for pressure flow in force mains.)
  - Commissioner Cavanagh thanked Mr. Ponte for R3M's thorough approach to inspecting the accuracy tolerance of current procedures.
- There were no questions. Mr. Ponte concluded his presentation.

#### 4. Director of Operations Report

- Plant Performance
  - Mr. Broyles stated that March had a flow of 74 million gallons more than the previous month, mainly due to the January and February snow and some very wet weather at the beginning of March. There were approximately 1,663,000 gallons per day of additional flow for March due to the wet weather. The average flow was over 9 million gallons a day.
  - There was a significant increase in the quality of our effluent, which Mr. Broyles attributed to the increased flow and the warmer temperatures, which contribute to an increase in biological activities.
  - There was a 4 mg/L decrease in suspended solids, as well as a 4 mg/L decrease in CBOD, and a resulting 1% increase in percent removal of TSS and CBOD.
  - Mr. Broyles noted that fuel usage for the incinerator decreased significantly in the month of March by 41 gallons per dry ton.
  - There were zero odor complaints and zero noise complaints for March 2026.
  - Mr. Broyles stated that, as the Board already knew, a number of candidates were interviewed for the Maintenance Aide position. We offered second interviews to the top four candidates. Only two opted to move onto the second interview. We selected one and we made a recommendation to hire him at the last public meeting. The Board approved that recommendation and the onboarding process is underway. His first day was April 6<sup>th</sup>. So far he is enthusiastic and eager to learn and is fitting in well.
  - Mr. Broyles stated that there was a scheduled delayed startup of the incinerator to allow the Maintenance Department to make repairs to a damaged bearing on the drive sprocket of Belt Filter Press #3. They found there was additional damage and the entire roller assembly needed replacement. The operators did a "heat up and re-plug," which consists of heating the incinerator up to temperature so they could push sludge through the feed ports to make sure they are clear and then shut the incinerator down. That helps maintain the heat

overnight. Maintenance completed the repair the following morning and the incinerator resumed burning sludge in the early afternoon.

- Mr. Broyles stated that sand was added to the incinerator bed and noted this was normal operation usage as there was minimal additional sand accumulation in the wind box.
- Mr. Broyles stated that there was an unscheduled shutdown on March 10<sup>th</sup> due to an unusual noise and vibration in the FAB (fluidizing air blower). After inspection and a consultation with the manufacturer, it was determined the blower could remain in operation. Parts were ordered and service technicians have been scheduled to come and perform those repairs. Operation resumed that same afternoon.
- Mr. Broyles stated some damage was discovered in Primary Settling Tank #2 on March 13<sup>th</sup> during a routine inspection. Operations staff noticed the sludge collector flights were not moving. With the pump down and a cleaning of the tank the following day, a broken collector flight was discovered to have caused the drive chain to slip off the drive gear. The tank was repaired and returned to service on March 17<sup>th</sup>.
- Mr. Broyles stated that there was a scheduled reduction of flow at the behest of MCBOA, for a scheduled repair approved by the DEP. They had previously done a temporary repair to the damage done in their force main by the Army Corps of Engineers when they were doing borings for electrical work. The flow reduction began at 7:00 AM to allow them more holding time in their lagoon. The repair took approximately four hours and automatic flow control resumed at 2:40 PM.
- Mr. Broyles stated that there was a scheduled delayed startup on March 9<sup>th</sup> to complete the repairs to the FAB, as the needed parts had been delivered. Specialized contractor Nash, Hoffman & Lamson completed those repairs. Unfortunately, during that repair, there was some damage to a bearing carrier. They reassembled it with the damaged part and determined after a test run that it was safe to operate in that condition. A new bearing carrier has been ordered and the contractor is scheduled to perform those repairs next week.
- Mr. Broyles stated that the laboratory performed the usual monthly testing for quality assurance. We received the samples for the 2026 NJDEP Water Pollution Proficiency Test from ERA (Environmental Resource Associates) on March 19<sup>th</sup>. The laboratory began analysis of the samples on March 20<sup>th</sup> and have since completed the analysis. Those results have been reported to the proficiency test provider and will be reported to the DEP by the deadline of May 8<sup>th</sup>.
- Superintendent Update
  - Mr. Sprague stated that the Authority held the 1<sup>st</sup> Quarter Safety Committee meeting for 2026. Mr. Matt Genna of J.A. Montgomery Consulting, our JIF risk consultant, attended to observe the meeting. He suggested some additional training this year for back safety to prevent injuries.
  - Mr. Sprague stated that on March 25<sup>th</sup>, he and one of the Authority electricians attended the NJUA JIF Safety Kick Off and Executive Safety Committee Meeting in Toms River, where the Authority received the JIF Safety Incentive Program Award for 2025.
  - Mr. Sprague stated that during review of IFF's Union Beach and Compounding Facilities' Self-Monitoring Reports for January 2026, we found that they did not perform the required PFAS analysis of their discharge at either facility. It was a new requirement, having recently changed from quarterly to monthly for the new permits that were effective January 1, 2026. They did not perform that analysis in January nor February. They have performed it for March. Mr. Sprague said he will issue an NOV and penalty assessment once he has received the March analysis.

- Mr. Sprague stated that an NOV and penalty assessment was issued to Saker Shop-Rite for exceedances of oil and grease again. Mr. Sprague noted that this has been a monthly occurrence and will likely only abate once Saker gets its treatment processes in order.
- Mr. Sprague stated that the raw sewage pump discharge pressure sensor at the Matawan Pump Station was replaced. It became apparent during the pigging operations that were performed that the existing pressure sensor only read up to 35 PSI, which was not quite high enough. The new pressure sensor reads up to 50 PSI to ensure that we can capture all the pressure going through the force main.
- Mr. Sprague stated that the Computers, Instrumentation, and Network Administration Department programmed the backup polymer system. Mr. Sprague noted that we have three polymer systems. Two of them were previously reprogrammed so that they could utilize automatic control via the SCADA system. The newly programmed backup unit has been tested and is working well.
- Mr. Sprague stated that Process Water Pump #1 developed an unusual noise. Mechanics used a temperature heat gun to determine that the noise was coming from a bearing at the front of the pump. They replaced the bearing and returned the pump to service.
- Mr. Sprague stated that Raw Sewage Pump #2, at the Matawan Pump Station, developed a leak near the mechanical seal. Once the mechanics disassembled it, they determined that it needed a new mechanical seal, bearings, and a shaft sleeve. They completed the required repairs and returned the pump to service.
- Commissioner Cavanagh asked if the PFAS testing requirement was included by the Authority or by some other agency.
  - Mr. Sprague explained that it is a requirement that the Authority includes in their permits and we are required to enforce it. Their previous permits required them to perform quarterly rather than monthly sampling. The DEP is now requiring us to test monthly, so we have passed that along to our permittees so we can evaluate what type of PFAS compounds are coming out of all of our permittees as well.
  - Commissioner Cavanagh asked if there was any legal liability to the Authority if permittees failed to perform the required PFAS tests.
  - Mr. Canal stated that the Authority would not be penalized for that.
  - Commissioner McMullen asked if permittees who are issued NOV's and penalty assessments actually pay those penalties.
  - Mr. Sprague confirmed that they did.
- There were no other questions. Mr. Sprague concluded his presentation.

## 5. Legal/Personnel Report – Executive Session

## 6. TREASURER'S REPORT

Chairman Mioduszewski calls for a **MOTION** to approve the Treasurer's Report

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

**ROLL CALL:** Commissioners Cavanagh, Lauro, McMullen, Sutton, Whalen, and Chairman Mioduszewski

## **7. PAYMENT OF REQUISITIONS**

Chairman Mioduszewski calls for a **MOTION** to approve payment of bills listed on:

|   |                 |
|---|-----------------|
| Operating Fund Req. No. 656 (Regular)   | \$ 871,773.59   |
| Payroll Account Req. No. P304 (Payroll) | \$ 267,277.29   |
| NJIB Project Fund Req. PF I #4          | \$ 930.50       |
| NJIB Project Fund Req. PF III #68       | \$ 391,103.31   |
| FEMA Reimbursement Req. PF III #27R     | \$ 493,447.60   |
| FEMA Reimbursement Req. PF III #28R     | \$ 882,037.34   |
| FEMA Reimbursement Req. PF III #29R-A   | \$ 3,381,406.33 |
| FEMA Reimbursement Req. PF III #29R-B   | \$ 1,150,068.28 |
| FEMA Reimbursement Req. PF III #30R-A   | \$ 869,772.69   |
| FEMA Reimbursement Req. PF III #30R-B   | \$ 895,488.51   |

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

ROLL CALL: Commissioners Cavanagh, Lauro, McMullen, Sutton, Whalen, and Chairman Mioduszewski

## **8. APPROVAL OF MINUTES**

Chairman Mioduszewski calls for a **MOTION** to approve the following Minutes:

Agenda Meeting Minutes of March 16, 2026

**OFFERED BY:** Commissioner Cavanagh **SECONDED BY:** Commissioner Lauro, and carried by a voice vote recorded as follows:

AYES: Commissioners Cavanagh, Lauro, Sutton, Whalen, and Chairman Mioduszewski

ABSTAIN: Commissioner McMullen

**ANNOUNCEMENT** (by Chairman Mioduszewski): 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.** As a courtesy to all, please be mindful of limiting your comments to 5 minutes.

## RESOLUTIONS

### **1. RESOLUTION (63/26): RESOLUTION EXPRESSING CONCERNS REGARDING THE IMPLEMENTATION OF P.L. 2025, c.180 (S-3041) AND PROPOSED REGULATIONS IMPACTING COOPERATIVE PURCHASING**

**WHEREAS**, the Bayshore Regional Sewerage Authority (“Authority”) participates as a member of a duly authorized cooperative purchasing system in the State of New Jersey, which provides procurement services to public entities in a cost-effective and compliant manner; and

**WHEREAS**, cooperative purchasing programs enable public entities to procure goods and services efficiently, competitively, and in accordance with applicable law, while reducing administrative burden and costs to taxpayers; and

**WHEREAS**, P.L. 2025, c.180 (S-3041) has introduced significant changes to public procurement requirements, particularly impacting public works and cooperative purchasing practices; and

**WHEREAS**, proposed regulations issued by the Division of Local Government Services further expand upon these statutory changes and impose additional requirements and limitations on cooperative purchasing systems; and

**WHEREAS**, such proposed regulations include, but are not limited to, the imposition of a maximum individual contract cap of \$150,000 for public works contracts under indefinite delivery, indefinite quantity (IDIQ) structures; and

**WHEREAS**, these additional regulatory restrictions appear to exceed the express language and intent of S-3041 and impose further constraints on the ability of cooperative purchasing systems to effectively serve their members; and

**WHEREAS**, member districts are already experiencing operational challenges due to the elimination of time-and-materials contracts, which historically provided flexibility for urgent, as-needed public works and maintenance services; and

**WHEREAS**, the imposition of additional limitations, including but not limited to contract value caps and expanded administrative requirements, will further hinder the efficiency, responsiveness, and cost-effectiveness of public procurement; and

**WHEREAS**, these constraints may result in increased administrative burden, delays in project completion, reduced competition, and higher costs to public entities and taxpayers; and

**WHEREAS**, cooperative purchasing systems play a critical role in delivering compliant, transparent, and efficient procurement solutions across the State of New Jersey.

**NOW, THEREFORE, BE IT RESOLVED**, that the Authority hereby formally expresses its concern that the implementation of S-3041, as currently interpreted through proposed regulations, is negatively impacting productivity and efficiency in public procurement; and

**BE IT FURTHER RESOLVED**, that the Authority specifically notes that the removal of time-and-materials contracts and the introduction of additional regulatory restrictions, including the proposed \$150,000 cap on public works contracts, create unnecessary limitations beyond those required by statute; and

**BE IT FURTHER RESOLVED**, that the Authority urges the New Jersey Department of Community Affairs, the Division of Local Government Services, and the Department of Education to consider the operational impact of these regulations on cooperative purchasing participants, and to revise the proposed regulations to ensure flexibility, efficiency, and continued access to cooperative procurement solutions; and

**BE IT FURTHER RESOLVED**, that the Authority will continue to work collaboratively with cooperative purchasing organizations, State officials, and peer districts to provide feedback and advocate

for regulations that preserve the benefits of cooperative purchasing while maintaining compliance with statutory requirements; and

**BE IT FURTHER RESOLVED**, that a copy of this resolution shall be transmitted to the New Jersey Department of Community Affairs, the Division of Local Government Services, local legislative representatives, and other relevant stakeholders.

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

AYES: Commissioners Cavanagh, Lauro, McMullen, Sutton, Whalen, and Chairman Mioduszewski

**2. RESOLUTION (64/26): To Secure Flood Insurance for Authority Chlorine Contact Building**

**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 building further identified as the Chlorine Contact Building is eligible for flood insurance under the National Flood Insurance Program (“NFIP”); and

**WHEREAS**, the Selective Insurance Company will provide total coverage of \$500,000.00 for a total premium of \$2,852.00 as well as a \$50,000.00 deductible; 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 Chlorine Contact Building 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 McMullen **SECONDED BY:** Commissioner Sutton, and carried by a unanimous voice vote recorded as follows:

AYES: Commissioners Cavanagh, Lauro, McMullen, Sutton, Whalen, and Chairman Mioduszewski

**3. RESOLUTION (65/26): To Secure Flood Insurance for Authority Odor Control Building**

**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 building further identified as the Odor Control Building is eligible for flood insurance under the National Flood Insurance Program (“NFIP”); and

**WHEREAS**, the Selective Insurance Company will provide total coverage of \$500,000.00 for a total premium of \$2,853.00 as well as a \$50,000.00 deductible; 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 Odor Control Building 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 Cavanagh **SECONDED BY:** Commissioner Whalen, and carried by a unanimous voice vote recorded as follows:

AYES: Commissioners Cavanagh, Lauro, McMullen, Sutton, Whalen, and Chairman Mioduszewski

**4. RESOLUTION (66/26): To Secure Flood Insurance for Blower Building #2**

**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 building further identified as Blower Building #2 is eligible for flood insurance under the National Flood Insurance Program (“NFIP”); and

**WHEREAS**, the Selective Insurance Company will provide total coverage of \$500,000.00 for a total premium of \$2,853.00 as well as a \$50,000.00 deductible; 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 Blower Building #2 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 McMullen **SECONDED BY:** Commissioner Lauro, and carried by a unanimous voice vote recorded as follows:

AYES: Commissioners Cavanagh, Lauro, McMullen, Sutton, Whalen, and Chairman Mioduszewski

**5. RESOLUTION (67/26): To Approve Sanitary Sewer Connection Application for 146 Third Street, LLC, Developer of 146 Third Street in Keyport**

**WHEREAS**, 146 Third Street, LLC (“Developer”), is the project developer of a proposed development consisting of six (6) townhomes located at 146 Third Street, further designated as Block 129, Lots 1 & 2, in the Borough of Keyport, a 6 Equivalent Dwelling Units (“EDUs”) project; 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 1,350 gallons of wastewater per day; and

**WHEREAS**, the Bayshore Regional Sewerage Authority (“Authority”) Principal Engineer has reviewed the Developer’s application and is recommending sanitary sewer connection approval; and

**WHEREAS**, the Developer has paid the connection fee of \$32,400.00.

**NOW THEREFORE BE IT RESOLVED** by the Commissioners of the Bayshore Regional Sewerage Authority that 146 Third Street, LLC Developer of 146 Third Street in Keyport is hereby granted Bayshore Regional Sewerage Authority sanitary sewer connection approval.

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

AYES: Commissioners Cavanagh, Lauro, McMullen, Sutton, Whalen, and Chairman Mioduszewski

**6. RESOLUTION (68/26): To Award Amendment No. 2 to HDR Engineering, Inc. for Engineering Design & Bidding Services for Contract 150, Dorr Oliver Incinerator Rehabilitation & Upgrades in the amount of \$106,000.00**

**WHEREAS**, on October 11, 2021, the Bayshore Regional Sewerage Authority (“Authority”) approved an engineering design & bidding services proposal for the Dorr Oliver Incinerator Rehabilitation & Upgrades project, in the amount of \$1,143,390.00 to HDR Engineering, Inc. (“HDR”) of Woodcliff Lake, NJ via Resolution #124/21 in accordance with the terms and conditions of their proposal dated August 13, 2021; and

**WHEREAS**, on September 18, 2023, the Authority approved Resolution No. 124/23 for Amendment No. 1, for additional design scope including the addition of a new fuel day tank system to service both incinerators, relocation and replacement of the exhaust fans, replacement of the new air intake louver and conversion of control rooms to storage areas in the amount of \$85,371.65, increasing the total Contract Value to \$1,228,761.65; and

**WHEREAS**, it was necessary for HDR to perform work beyond the scope of their contract including preparation and support of the Department of Community Affairs (“NJDC”) application for the project, replacement of the building skylights, preparation of a flood mitigation and resiliency memorandum to satisfy new requirements of the NJ Infrastructure Bank (“I-Bank”) funding application, additional coordination between the NJ Office of the State Comptroller (“OSC”) and NJ I-Bank and additional Contract time due to various regulatory delays; and

**WHEREAS**, HDR has submitted an amendment request for this additional work dated April 3, 2026 in the amount of \$106,000.00; and

**WHEREAS**, the Executive Director and Principal Engineer have met with HDR 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 Incinerator Improvements line item of the Authority Capital 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 Authority hereby approve an amendment for the engineering design & bidding services proposal for the Dorr Oliver Incinerator Rehabilitation & Upgrades project in the amount of \$106,000.00 to HDR Engineering, Inc. of Woodcliff Lake, NJ in accordance with their letter dated April 3, 2026 increasing the total contract value to \$1,334,761.65.

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

**BE IT FURTHER RESOLVED**, that a copy of this award shall be placed in the official Authority newspaper and on the Authority web site within ten (10) days of award.

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

ROLL CALL: Commissioners Cavanagh, Lauro, McMullen, Sutton, Whalen, and Chairman Mioduszewski

**7. RESOLUTION (69/26): To Award Proposal for Incinerator Regulatory Risk Assessment and Emissions Evaluation Services to HDR Engineering, Inc. in the amount of \$66,590.00**

**WHEREAS**, the Bayshore Regional Sewerage Authority (“Authority”) owns and operates a fluidized bed incinerator for thermal destruction of biosolids known as the Dorr Oliver Incinerator located within the wastewater treatment plan in Union Beach, NJ; and

**WHEREAS**, by Resolution No. 124/21, the Authority contracted with HDR Engineering., Inc. of Woodcliff Lake, NJ for the engineering design and services for Contract 150, Dorr Oliver Incinerator Rehabilitation & Upgrades project; and

**WHEREAS**, the Authority has identified the need to evaluate the proposed Incinerator Emissions Control equipment for compliance with future regulatory requirements; and

**WHEREAS**, HDR has submitted a proposal for Incinerator Regulatory Risk Assessment and Emissions Evaluation Services, dated April 2, 2026, in the amount of \$66,590.00; 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 Incinerator Equipment & Improvements line item of the Authority Capital 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 Incinerator Regulatory Risk Assessment and Emissions Evaluation Services to HDR Engineering Inc., of Woodcliff Lake, NJ in accordance with the terms and conditions of their proposal, dated April 10, 2026 in the amount not to exceed \$66,590.00.

**BE IT FURTHER RESOLVED**, that the Chairman and Secretary are hereby authorized to execute the Contract agreement with HDR Engineering Inc., of Woodcliff Lake, NJ.

**BE IT FURTHER RESOLVED**, that a copy of this award shall be placed in the official Authority newspaper and on the Authority web site within ten (10) days of award.

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

ROLL CALL: Commissioners Cavanagh, Lauro, McMullen, Sutton, Whalen, and Chairman Mioduszewski

**8. RESOLUTION (70/26): To Amend Stantec Consulting Services Contract for Engineering Design Services for Contract 159, Raritan Valley Pumping Station Electrical Upgrades in the amount of \$7,235.00**

**WHEREAS**, on October 20, 2025, the Bayshore Regional Sewerage Authority (“Authority”) approved an engineering design services proposal for the Raritan Valley Pumping Station Electrical Upgrades project, in the amount of \$133,807.00 to Stantec Consulting Services (“Stantec”) of New York, NY via Resolution #129/25 in accordance with the terms and conditions of their proposal dated October 3, 2025; and

**WHEREAS**, it was necessary for Stantec to perform work beyond the scope of their contract including the replacement of the existing main and sub-panel boards with a single panelboard and the replacement of the existing soft starters with variable frequency drives as requested by the Authority; and

**WHEREAS**, Stantec has submitted an amendment request for this additional work dated April 9, 2026 in the amount of \$7,235.00 and

**WHEREAS**, the Executive Director and Principal Engineer have met with Stantec 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 Pumping Stations Equipment & Improvements line item of the Authority Capital 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 Authority hereby approve an amendment for the engineering design services proposal for the Raritan Valley Pumping Station Electrical Upgrades project in the amount of \$7,235.00 to Stantec Consulting Services of New York, NY in accordance with their letter dated April 9, 2026 increasing the total contract value to \$141,042.00.

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

**BE IT FURTHER RESOLVED**, that a copy of this award shall be placed in the official Authority newspaper and on the Authority web site within ten (10) days of award.

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

ROLL CALL: Commissioners Cavanagh, Lauro, McMullen, Sutton, Whalen, and Chairman Mioduszewski

**9. RESOLUTION (71/26): To Award Contract 153 Plant Headworks Rehabilitation & Upgrades to Spectraserv, Inc. of Kearny, NJ in the amount of \$3,847,500.00**

**WHEREAS**, the Bayshore Regional Sewerage Authority (“Authority”) owns and maintains a Wastewater Treatment Plant with a Headworks Facility consisting of a Raw Sewage Pumping Station, Mechanical Bar Screens, Recycle Pumping Station and Grit Facility that are in need of various repairs and upgrades; and

**WHEREAS**, the Authority has contracted with Black & Veatch Corporation (“Black & Veatch”) to develop Contract 153, Plant Headworks Rehabilitation & Upgrades with technical specifications for the work and design documents for the solicitation of public bids, by Resolution No. 84/24; and

**WHEREAS**, in accordance with Local Public Contracts Law, the Authority advertised for Contract 153, Plant Headworks Rehabilitation & Upgrades project, and seven (7) sealed bids were received and publicly opened on April 8, 2026 at 11:00 A.M., with the low bidder being Spectraserv, Inc. of Kearny, NJ in the amount of \$3,847,500.00; and

**WHEREAS**, the Authority Attorney, Principal Engineer and Black & Veatch have reviewed the bids and are recommending award of the Contract to Spectraserv, Inc. of Kearny, NJ in the amount of \$3,847,500.00; and

**WHEREAS**, in accordance with N.J.S.A 5:30-5.4 (a) (3), the Authority certifies the availability of funds in the Treatment Plant Equipment & Improvements line item of the Authority Capital 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 that Spectraserv, Inc. of Kearny, NJ is hereby awarded Contract 153, Plant Headworks Rehabilitation & Upgrades project in the amount of \$3,847,500.00 in accordance with the

terms and conditions of the bid and Contract Documents and contingent on final approval and authorization to award from the NJDEP I-Bank.

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

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

ROLL CALL: Commissioners Cavanagh, Lauro, McMullen, Sutton, Whalen, and Chairman Mioduszewski

## **PUBLIC PORTION – VIA ZOOM**

**Chairman Mioduszewski 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.

As a courtesy to all members of the public wishing to speak, please be mindful of limiting your comments to 5 minutes.

## **EXECUTIVE SESSION**

**Chairman Mioduszewski** calls for a **MOTION** to go into Closed Session at 7:55 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.

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

AYES: Commissioners Cavanagh, Lauro, McMullen, Sutton, Whalen, and Chairman Mioduszewski

## **END CLOSED SESSION**

**Chairman Mioduszewski** calls for a **MOTION** to End Closed Session and Re-Open the Regular Meeting  
@ 8:21 P.M.

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

AYES: Commissioners Cavanagh, Lauro, McMullen, Sutton, Whalen, and Chairman Mioduszewski

**10. RESOLUTION (72/26): To Hire a Temporary Employee as an Intern for the Operations and Maintenance Department**

**WHEREAS**, the Bayshore Regional Sewerage Authority (“Authority”) is in need of assistance to advance our digital files, asset management and GIS systems; and

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

**WHEREAS**, the Authority wishes to hire a qualified college student for temporary employment to assist the Authority staff with updating our asset management, digital records, and GIS system to work under the Plant Superintendent; and

**WHEREAS**, the Authority will advertise on our web site and with the Career Development Department at various colleges for the position; and

**WHEREAS**, the Executive Director and Director of Operations will select the most qualified candidate to fill the temporary position of intern to work with the Authority Operation & Maintenance Department; 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 of the Authority Operating Budget, to cover the maximum dollar value of the pending temporary employment set forth in this Resolution.

**NOW THEREFORE BE IT RESOLVED**, the Commissioners of the Bayshore Regional Sewerage Authority hereby Authorize the Executive Director and Director of Operations to hire the intern on a temporary basis, to work in the Authority Operations & Maintenance Department at a maximum rate of \$22 per hour.

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

AYES: Commissioners Cavanagh, Lauro, McMullen, Sutton, Whalen, and Chairman Mioduszewski

**MOTION: To authorize John Napolitano, Esq. to execute the settlement document with the NJDEP on behalf of the Authority for reduced laboratory sampling.**

**OFFERED BY:** Chairman Mioduszewski **SECONDED BY:** Commissioner Lauro, and carried by a unanimous voice vote recorded as follows:

AYES: Commissioners Cavanagh, Lauro, McMullen, Sutton, Whalen, and Chairman Mioduszewski

## **ADJOURNMENT**

**ANNOUNCEMENT (by Chairman Mioduszewski):**

The next B.R.S.A. Regular Meeting is scheduled for Monday, May 18, 2026, at 7:00 P.M. All meetings take place virtually on Zoom in the Administration Building of the Authority located at 100 Oak Street, Union Beach, NJ 07735.

At 8:23 P.M., Chairman Mioduszewski calls for a **MOTION** to Adjourn the meeting.

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

**AYES:** Commissioners Cavanagh, Lauro, McMullen, Sutton, Whalen, and Chairman Mioduszewski