



BAYSHORE REGIONAL SEWERAGE AUTHORITY

100 Oak Street, Union Beach, NJ 07735
732-739-1095 OFFICE 732-739-2459 FAX

Robert C. Fischer
EXECUTIVE DIRECTOR

MINUTES REGULAR MEETING MONDAY, April 20, 2015

At 7:00 P.M. on Monday, April 20, 2015 Chairman Sutton called the meeting of the Bayshore Regional Sewerage Authority to order and makes the following announcement:

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 and is on the BRSA Official Website. Notice has also been sent to the Clerks of Aberdeen, Hazlet, Holmdel, Keansburg, Keyport, Matawan, Union Beach and Marlboro and the Western Monmouth Utilities Authority. This notice is also posted in the lobby of the Bayshore Regional Sewerage Authority Administration Building.

Chairman 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 requested a roll call of attendance:

PRESENT: Commissioners Khachaturian, McMullen, Pisano, Steiner, Vella and Chairman Sutton

Also in Attendance: Robert C. Fischer, Executive Director
Peter Canal, BRSA Engineer
J. Michael Broyles, BRSA Superintendent
Manuel Ponte, Consulting Engineer
John Napolitano, Esq., BRSA Attorney
Susan DuBey, Admin. Assistant
Michael Bart, Bart & Bart, BRSA Auditor

Reports

Executive Director Report, BRSA Projects, Special Reports & Connection Applications

Mr. Fischer introduced Michael Bart, BRSA Auditor to present the 2014 Audit. Mike Bart went through the entire Audit Report explaining his findings. Mr. Bart explained that the Commissioners must sign an affidavit stating they have read the Audit Report.

RESOLUTION No. (48/15): To Adopt the 2014 Annual Audit Report as presented by Bart and Bart, CPAs, BRSA Auditors

WHEREAS, N.J.S.A. 40:14A-7.1 requires the governing body of each local Authority to cause an annual audit of its accounts to be made, and

WHEREAS, the annual audit report for the fiscal year ended December 31, 2014 has been completed and will be filed with the members and customer towns served pursuant to N.J.S.A. 40:14A-7.1, and

WHEREAS, N.J.S.A. 40A:5A-17 requires the governing body of each Authority to, within 45 days of receipt of the annual audit, certify by resolution to the Local Finance Board that each member thereof has personally reviewed the annual audit report, and specifically the sections of the audit entitled "General Comments" and "Recommendation," and has evidenced same by group affidavit in the form prescribed by the Local Finance Board, and

WHEREAS, the Commissioners of the Bayshore Regional Sewerage Authority are the members of the governing body and have received the annual audit and have personally reviewed the annual audit, and have specifically reviewed the sections of the annual audit report entitled "General Comments" and "Recommendations" in accordance with N.J.S.A. 40A:5A-17.

NOW THEREFORE BE IT RESOLVED that the Commissioners of the Bayshore Regional Sewerage Authority hereby certify to the Local Finance Board of the State of New Jersey that each member has personally reviewed the annual audit for the fiscal year ended December 31, 2014, and specifically has reviewed the sections of the annual audit report entitled "General Comments" and "Recommendations," and has evidenced same by group affidavit in form prescribed by the Local Finance Board.

BE IT FURTHER RESOLVED that the Secretary of the Authority is hereby directed to promptly submit to the Local Finance Board the aforesaid group affidavit, accompanied by a certified true copy of this resolution.

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

AYES: Commissioners Khachaturian, McMullen, Pisano, Steiner, Vella and Chairman Sutton

Charles Hoffman told the Chairman he had questions before a vote is taken on these two Resolutions. He asked if the Contractors will be stumbling over each other with all the projects going on at once. Chairman Sutton said meetings and schedules will be set up so everyone, staff and contractors, will know what's going on.

Mr. Hoffman asked if Resolution 55 & 56 are the same. Pete Canal said they have been changed and Resolution 55 is Phase I and Resolution 56 is Phase II of M & M at 483 Rt. 79. Mr. Hoffman commented that the Audit Report listed the Turbine as being worth \$1.3 million but the newspaper said it was worth \$1.6 million. Chairman Sutton said there are different figures and you had to add them both together.

RESOLUTION No. (49/15): To Execute the Local Finance Board Group Affidavit Form

We, the Commissioners constitute the members of the governing body of the Bayshore Regional Sewerage Authority being of full age and being duly sworn according to law, upon our oath depose and say:

- We are duly appointed Commissioners of the Bayshore Regional Sewerage Authority.
- We certify, pursuant to N.J.S.A. 40A:5A-17, that we have each reviewed the annual audit report for the fiscal year ended December 31, 2013 and specifically the sections of the audit report entitled "General Comments" and "Recommendations."

BART SUTTON	Chairman
LOUIS PISANO	Vice-Chairman
CHARLES STEINER	Secretary
ADAM KHACHATURIAN	Assist. Secretary
WALTER VELLA	Treasurer
MARCY McMULLEN	Asst. Treasurer

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

AYES: Commissioners Khachaturian, McMullen, Pisano, Steiner, Vella and Chairman Sutton

Mr. Fischer then introduced Mr. Michael Bruno from Somerset Re-Developers Group. He has 2 big projects in Holmdel (the Lucent Property) and Aberdeen (the Anchor Glass Property). Holmdel – has a credit for existing building, will pay connection for any additional EDU’s. Aberdeen – also has credit for existing building, would like both projects on the agenda for next month to discuss and approve developer’s agreements.

Mr. Fischer said Pete Canal and John Napolitano (BRSA attorney) have looked at both projects and reported there are things that have to be ironed out in terms of credits that have to be given. Commissioner McMullen asked how much is the credit? Pete said for the Lucent Property is 614 EDU’s.

The Aberdeen Project is at Anchor Glass & Mr. Bruno said he discussed the EDU credit with Aberdeen but has yet to submit it to BRSA. He said Phase I is time sensitive due to affordable housing financing due sometime in August. Pete said a TWA must be submitted for the entire project. Pete said he would meet to discuss his concerns with the EDU credit, and other questions & concerns. We will set up a meeting next week.

Continue with Executive Director Report

Mr. Fischer Reported:

- **Disaster Recovery Report** – reimbursement from State Police NJOEM for staffs emergency overtime in the amount of \$105,231.
- Motors from the Main Pump Station were removed and cleaned and reimbursement should arrive shortly in the amount of \$64,921.
- Execution of the NIRO contract – final claim sent in to the insurance company for the amount of \$286,000 and should receive it within 2 to 3 weeks.

- Blower Building – move blowers from Building #1 to Building #2 and mitigate Building #2 - FEMA has obligated \$3.5 million.
- 2015 Collection System – televised interceptor & found 7 spots needing repair. RFP went out for Engineering Design – award of Design Contract.
- Pre-proposal meeting being held at the end of the month for both the Blower Buildings and the Electric Distribution System (which is a 3 Phase Project). Alternative Study, Design, Construction Management Services.

Staff Engineer Report

Pete Canal Reported:

- Lab and Matawan Pump Station HVAC work is basically done. Just a matter of what to pay WHL after deductions.
- Dorr Oliver Incinerator is heating up now. Filled all the voids in the shell. Replacement of the oil guns.
- TV Inspection & Cleaning of sewer lines. An RFP went out to 3 Capital Engineering Firms – Gannett Fleming #1, CDM #2 and R3M #3. Intend to award to Gannett Fleming at a cost not to exceed \$67,800.
- Single Sampling Point Project is complete and BRSA close-out the project and accept the maintenance bond.
- **PROJECTS**- Somerset spoke earlier on Anchor Glass & Lucent Property Rogalli & Paquet, Holmdel - Single family home required to submit a TWA application for a TWA permit. West Park Plaza, Marlboro – 1 of 2 Phase project (CVS). Submitted Phase II, however, Phase I has to be paid for first which they paid and also paid the connection for Phase II.
- Power Distribution Improvement & Mitigation Contract 81-S has the RFQ out and the due date is May 5th.
- Restoration & Mitigation of Main Pump Station and Sludge Return No. 1 Contract 73-S seeking to award contract to low bidder NE Remsco in the amount not to exceed \$3,379,000
- Restoration & Mitigation of Various Plant Building Contract 71-S seeking to award contract to Shorelands Construction in the amount not to exceed \$1,135,000 who is the second lowest bidder. The first lowest bidder had a material deficiency in their bid. John Napolitano explained that the low bidder MBT Contracting, LLC. failed to check the boxes on the Iran Certification that is required by law.
- Combined Blower Building Repairs and Mitigation, Contract 80-S, RFP is are out and due date is April 29th.

Commissioner Vella inquired about the qualification of MBT Contactors. Manuel Ponte, R3M stated that through their references he couldn't find any similar work compared to this project. He said several references never responded and this would have been his biggest project ever. His biggest concern was that MBT had not completed and prior work of this type in the past.

Consulting Engineer Report

Manuel Ponte Reported:

- Lab/Office – project is complete except for punch list items. There is a mechanics lien that has to be addressed.

- Matawan HVAC is ready for Close-out. Some punch list items and review of charges
- Fire Alarm System Repair Project is ready to be Closed-out.

BRSA Superintendent’s Report

Mike Broyles Reported

- Plant Performance – Effluent numbers back to single digit numbers due to Plant No. 1 being back on line.
- We had quite a few odor complaints due to dewatering and truck disposal.
- Stony Brook went down, Spectraserv hauling out liquid sludge. We got backed up in the removal process. Mike said he believes most odor complaints from dewatering degraded sludge.
- Dorr Oliver heating up. 24 to 36 hours we should be burning.
- PT study for the Lab is complete. Mike expects no problems
- No comments from NJ Highway Auth. Issued Permit eff. 4-1-15.

Chairman Sutton called for a **MOTION** to approve the Treasurer’s Report

TREASURER’S REPORT

STATEMENT OF CASH RECEIPTS AND CASH DISBURSEMENTS

TD BANK	Balance
TRUSTEE ACCOUNTS	March 31, 2015
<u>2010 NJEIT BONDS</u>	
Revenue	\$ 0.00
Construction	\$ 1,357,299.25
Bond Service	\$.05
TOTAL TRUSTEE	\$ 1,357,299.30
<u>TD BANK</u>	
Incoming Revenue Account	\$ 1,430.78
Operating Payroll Account	\$ 180,721.51
Operating Regular Account	\$ 156,880.27
Reserve Account	<u>\$11,876,034.63</u>
TOTAL AUTHORITY ACCOUNTS	<u>\$12,215,067.19</u>
TOTAL	\$13,572,366.49

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

SCHEDULE OF ACCOUNTS RECEIVABLE

	Balance
<u>SERVICE CHARGES:</u>	March 31, 2015
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
MONMOUTH COUNTY BAYSHORE OUTFALL AUTHORITY CHARGES		
Hazlet Township Sewerage Authority	\$	0.00
Township of Holmdel	\$	0.00
Borough of Union Beach	\$	0.00
Borough of Keyport	\$	0.00
Borough of Keansburg	\$	0.00
Borough of Matawan	\$	0.00
Western Monmouth Utilities Authority	\$	0.00
Township of Aberdeen	\$	0.00
TOTAL	\$	0.00
Balance of Rent Reserve Accounts as of <u>March 31, 2015</u>		
Hazlet Township Sewerage Utility	\$	751,582.58
Township of Holmdel	\$	317,913.20
Borough of Union Beach	\$	194,154.40
Borough of Keyport	\$	322,450.08
Borough of Keansburg	\$	302,568.76
Borough of Matawan	\$	322,296.93
Western Monmouth Utilities Authority	\$	111,921.04
Township of Aberdeen	\$	482,048.22
TOTAL	\$	2,804,935.21

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

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

AYES: Commissioners Khachaturian, McMullen, Pisano, Steiner, Vella and Chairman Sutton

Payment of Bills

Chairman Sutton called for a **MOTION** for payment of the following:

Operating Fund Req. No. P170	\$220,589.96
Operating Fund Req. No. 520 (Regular)	\$814,255.74
Operating Fund Req. No. S-30 (Sandy)	\$108,211.57

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

AYES: Commissioners Khachaturian, McMullen, Pisano, Steiner, Vella and Chairman Sutton

Approval of Minutes

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

Regular Meeting	March 16, 2015
Closed Session	March 16, 2015

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

AYES: Commissioners Khachaturian, McMullen, Pisano, Steiner, and Vella

ABSTAINED: Chairman Sutton

Public Portion

ANNOUNCEMENT (by the Chairman): This portion of the meeting is now open to the public for comments or questions. As a courtesy to all, please be mindful of limiting your comments to 3 minutes.

Mrs. Sam Lauro, 8th Street, Union Beach, ask the Board when is she going to get relief from the smell. Chairman Sutton informed her that BRSA has been working very hard on the old incinerator (Dorr Oliver) for 2 years now. Every time something is fixed something else goes wrong. The Dorr Oliver is starting up again so there should be relief in a couple of days. Mr. Sam Lauro said the smell is unlivable. He said Saturday (4-18-15) he was doing yard work and it was terrible. He said he called the plant and got an attitude from one of the workers. All they tell him that they will fill out a form. Mike Broyles said it's not just a form. Operators investigate the source of the odor, close everything up, turn off fans, check air direction and pressure, etc. Chairman Sutton explained that part of the NIRO project is a new air handling system and a filtration system.

Resolutions

RESOLUTION No. (52/15): To Accept Maintenance Bond and close-out the project for Single Sampling Point, Contract No. 62.

WHEREAS, the Bayshore Regional Sewerage Authority (BRSA) has a New Jersey Pollutant Discharge Elimination System (NJPDES) Permit No. NJ0024708 issued by the NJDEP for its treatment plant effluent discharge, and

WHEREAS, the BRSA was constructed in two phases and has two (2) separate treatment trains and therefore two (2) separate outfall pipes for its treated effluent, and

WHEREAS, the NJDEP by way of permit conditions IV (D) (3) of NJPDES Permit No. NJ0024708, requires the Authority to modify its sampling and reporting practices to achieve data results that are representative of the combined effluent discharges from Plant 1 and 2 at the facility, and

WHEREAS, the Plant 1 & 2 outfall pipes join together in a junction chamber located in the wetlands, and

WHEREAS, in order to meet its NJPDES permit conditions, the BRSA must construct a continuous combined effluent monitoring system known as Treatment Plant Effluent Sampling Point, and

WHEREAS, in accordance with Local Public Contract Law, the BRSA awarded Contract 62, Single Sampling Point to Iron Hills Construction Inc., on December 16, 2013 for a total price of \$230,000 by Resolution No. 163/13, and

WHEREAS, all work is completed and our Consulting Engineer, PS&S in their letter dated March 31, 2015 recommending acceptance of the Maintenance Bond and closeout of the Contract, and

NOW THEREFORE BE IT RESOLVED the Commissioners approve acceptance of the Maintenance Bond and closeout of the Contract.

BE IT FURTHER RESOLVED, the Executive Director is hereby authorized to execute any necessary documents to approve closeout the project.

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

AYES: Commissioners Khachaturian, McMullen, Pisano, Steiner, Vella and Chairman Sutton

RESOLUTION No. (53/15): To Award Design for Collection System Improvements 2015

WHEREAS, on November 17, 2014 the Authority adopted Resolution 123/14, awarding the Cleaning and Televised Inspection of Collection System Interceptors to National Water Main Cleaning Co., and

WHEREAS, on November 17, 2014 the Authority adopted resolution 122/14 awarding Engineering Inspection Services for Cleaning and Televised Inspection of the Collection System Interceptors to Gannett Fleming of South Plainfield, NJ, and

WHEREAS, the cleaning and inspection of the Authority high priority Interceptor System areas was completed in 2014 and priority areas were identified for corrective action by National Water Main and Gannett Fleming in a report titled *Cleaning and Video Inspection for BRSA Interceptor Sewers*, dated January 2015, and

WHEREAS, on January 19, 2015 the Authority adopted resolution 05/15 requesting proposals from Gannett Fleming, R3M, and CDM, three of the Capital Improvement Plan authorized engineering firms to develop plans and specifications for the repair of deficiencies identified in the report, and

WHEREAS, the Authority received proposals on April 14, 2015 and the Evaluation team of the Executive Director and Plant Engineer ranked them separately in accordance with the stated criteria and find the proposal from Gannett Fleming to be most advantageous considering the firms experience, qualifications, understanding, project approach and cost, and

WHEREAS, funds are available for this purpose.

NOW THEREFORE BE IT RESOLVED, the Commissioners of the Bayshore Regional Sewerage Authority award the contract for design of the 2015 Collection System Repair Project to Gannett Fleming for the cost of \$67,800.

BE IT FURTHER RESOLVED, the Executive Director is authorized and directed to execute an agreement with Gannett Fleming for the project.

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

AYES: Commissioners Khachaturian, McMullen, Pisano, Steiner, Vella and Chairman Sutton

RESOLUTION No. (54/15): To award Restoration & Mitigation of Various Plant Buildings, Contract 71-S to Shorelands Construction, Inc. in the amount of \$1,135,000

WHEREAS, Hurricane Sandy severely damaged the Bayshore Regional Sewerage Authority (BRSA) buildings and processes on October 29, 2012 requiring engineering services for design of restoration and mitigation of these buildings and processes, and

WHEREAS, R3m engineering, Inc. (R3m) of Old Bridge, NJ was awarded the design of the Restoration & Mitigation of Various Plant Buildings (Various Buildings) Project on January 13, 2014 via Resolution No. 3/14, and

WHEREAS, the Various Buildings Project will be funded through the New Jersey Environmental Infrastructure Trust Loans (NJEIT) and partially reimbursed through FEMA, and

WHEREAS, the Various Buildings design documents were submitted to the New Jersey Department of Environmental Protection (NJDEP) for Authorization to Advertise public bids, and

WHEREAS, the BRSA approved Resolution No. 99/14 authorizing the staff and consulting engineer, PS&S to prepare specifications and advertise a Public Contract, and

WHEREAS, in accordance with Local Public Contracts Law, the BRSA advertised on February 20, 2015 for Restoration & Mitigation of Various Plant Buildings, Contract 71-S and three (3) sealed bids were received and publically opened on April 7, 2015 at 2pm EST, ranging in price from a low of \$1,037,000 to a high of \$1,473,259, and

WHEREAS, the bid of MBT Contracting LLC, the apparent low bidder failed to properly complete the Iran Certification, as required by bid documents, and

WHEREAS, the bid of MBT Contracting LLC is therefore non-responsive and must be rejected, and

WHEREAS, Shorelands Construction, Inc. (Shorelands) of Monmouth Beach, NJ submitted the second lowest bid of \$1,135,000 and

WHEREAS, the BRSA staff, attorney and R3m have reviewed the bids and recommend award to Shorelands in the amount of \$1,135,000, subject to NJDEP approvals and

WHEREAS, on October 20, 2014, The BRSA authorized the issuance of project notes in connection with the NJEIT, who are providing funding for this project.

NOW THEREFORE BE IT RESOLVED, the Commissioners of the BRSA hereby award the Contract to Shorelands Construction, Inc. of Monmouth Beach, NJ in accordance with the terms and conditions of the Contract Documents, in the amount not to exceed \$1,135,000, subject to receiving Authorization to Award from NJDEP and NJEIT.

BE IT FURTHER RESOLVED, the Executive Director is hereby authorized to execute any necessary documents to award the Contract to Shorelands Construction, Inc. of Monmouth Beach, NJ.

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

AYES: Commissioners Khachaturian, McMullen, Pisano, Steiner, Vella and Chairman Sutton

RESOLUTION No. (55/15): To approve Sanitary Sewer Connection and Treatment Works Approval Application for M&M at 483 Rt.79, Phase I, LLC, Marlboro

WHEREAS, M&M at 483 Rt.79, Phase II, LLC (Developer), are the project developer of West Park Plaza, Marlboro Township, located near intersection of Route 79 & Lloyd Rd., further designated as Block 122, Lot 27.04 in Township of Marlboro, a commercial application, and

WHEREAS, the Developer has indicated they have received all local approvals including local sanitary sewer approvals for Phase II, Quick Check & Retail Building, and

WHEREAS, the project is expected to generate 1,629 gallons per day of wastewater, and

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

WHEREAS, the Developer has paid the connection fees of \$32,504 for Retail Building and \$16,252 for Quick Check and review fees of \$237, and

NOW THEREFORE BE IT RESOLVED that M&M at 483 Rt.79, Phase II, LLC are hereby granted BRSA sanitary sewer approval for Phase II, Quick Check and Retail Building for the above referenced project.

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

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 and should the use of the building(s) change, the applicant is required to resubmit an application for BRSA review to determine if any additional connection fees are due.

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

AYES: Commissioners Khachaturian, McMullen, Pisano, Steiner, Vella and Chairman Sutton

RESOLUTION No. (56/15): To approve Sanitary Sewer Connection and Treatment Works Approval Application for M&M at 483 Rt.79, Phase II, LLC, Marlboro

WHEREAS, M&M at 483 Rt.79, Phase II, LLC (Developer), are the project developer of West Park Plaza, Marlboro Township, located near intersection of Route 79 & Lloyd Rd., further designated as Block 122, Lot 27.04 in Township of Marlboro, a commercial application, and

WHEREAS, the Developer has indicated they have received all local approvals including local sanitary sewer approvals for Phase II, Quick Check & Retail Building, and

WHEREAS, the project is expected to generate 1,629 gallons per day of wastewater, and

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

WHEREAS, the Developer has paid the connection fees of \$32,504 for Retail Building and \$16,252 for Quick Check and review fees of \$237, and

NOW THEREFORE BE IT RESOLVED that M&M at 483 Rt.79, Phase II, LLC are hereby granted BRSA sanitary sewer approval for Phase II, Quick Check and Retail Building for the above referenced project.

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

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 and should the use of the building(s) change, the applicant is required to resubmit an application for BRSA review to determine if any additional connection fees are due.

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

AYES: Commissioners Khachaturian, McMullen, Pisano, Steiner, Vella and Chairman Sutton

RESOLUTION No. (57/15): To approve Sanitary Sewer Connection and Treatment Works Approval Application for Rogalli and Paquet, Holmdel

WHEREAS, Paul Rogalli and Diane Paquet (Developer), are the project developer of Rogalli & Paquet, Holmdel, located at 18 South Beers St., further designated as Block 29, Lot 5 in Township of Holmdel, a single family building lot with a sewer main extension, 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 300 gallons per day of wastewater, and

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

WHEREAS, the Developer has paid the connection fees of \$8,126 and review fees of \$174.95, and

NOW THEREFORE BE IT RESOLVED that Paul Rogalli and Diane Paquet are hereby granted BRSA sanitary sewer approval for the above referenced project.

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

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

AYES: Commissioners Khachaturian, McMullen, Pisano, Steiner, Vella and Chairman Sutton

RESOLUTION No. (58/15): To award Main Pump Station & Sludge Return Building & Pump Station No. 1, Repairs and Mitigation, Contract 73-S to Northeast Remsco Construction, Inc. in the amount of \$3,379,000

WHEREAS, Hurricane Sandy severely damaged the Bayshore Regional Sewerage Authority (BRSA) buildings and processes on October 29, 2012 requiring engineering services for design of restoration and mitigation of these buildings and processes, and

WHEREAS, Paulus, Sokolowski & Sartor, LLC (PS&S) engineers of Wall, NJ was awarded the design of the Main Pump Station & Sludge Return Building & Pump Station No.1 (MPS) Project on January 13, 2014 via Resolution No. 1/14, and

WHEREAS, the MPS Project will be funded through the New Jersey Environmental Infrastructure Trust Loans (NJEIT) and partially reimbursed through FEMA, and

WHEREAS, the MPS design documents were submitted to the New Jersey Department of Environmental Protection (NJDEP) for Authorization to Advertise public bids, and

WHEREAS, the BRSA approved Resolution No. 97/14 authorizing the staff and consulting engineer, PS&S to prepare specifications and advertise a Public Contract, and

WHEREAS, in accordance with Local Public Contracts Law, the BRSA advertised on February 24, 2015 for Main Pump Station & Sludge Return Building & Pump Station No. 1, Repairs and Mitigation, Contract 73-S and three (3) sealed bids were received and publically opened on April 7, 2015 at 1pm EST, ranging in price from a low of \$3,379,000 to a high of \$3,972,000, and

WHEREAS, Northeast Remsco Construction, Inc. (NE Remsco) of Farmingdale, NJ submitted the lowest bid of \$3,379,000 and

WHEREAS, the BRSA staff, attorney and PS&S have reviewed the bids and recommend award to NE Remsco in the amount of \$3,379,000, subject to NJDEP approvals and

WHEREAS, on October 20, 2014, The BRSA authorized the issuance of project notes in connection with the NJEIT, who are providing funding for this project.

NOW THEREFORE BE IT RESOLVED, the Commissioners of the BRSA hereby award the Contract to Northeast Remsco Construction, Inc. of Farmingdale, NJ in accordance with the terms and conditions of the Contract Documents, in the amount not to exceed \$3,379,000, subject to receiving Authorization to Award from NJDEP and NJEIT.

BE IT FURTHER RESOLVED, the Executive Director is hereby authorized to execute any necessary documents to award the Contract to Northeast Remsco Construction, Inc. of Farmingdale, NJ.

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

AYES: Commissioners Khachaturian, McMullen, Pisano, Steiner, Vella and Chairman Sutton

Public Portion

ANNOUNCEMENT (by the Chairman): This portion of the meeting is now open to the public for comments or questions about any BRSA business. As a courtesy to all, please be mindful of limiting your comments to 3 minutes.

Charles Hoffman, Florence Avenue, Hazlet inquired about the remedial action being taken on the electrical systems 3 generators included in the study. Mr. Fischer said the generators are a

separate contract. Pete said we are overhauling the generators and reviewing recommendation for the improvements. Mr. Hoffman asked about the single point sampling and thought we had to go out to the wetlands. Mr. Fischer said we had a walkway built to the only accessible location where the 2 treatment plants meet. By constructing an elevated walkway we significantly reduced impact on the wetlands portion of our property.

Executive Session

Chairman Sutton calls for a **MOTION** to go into Closed Session at 8:16 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 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 Vella, and carried by a unanimous voice vote recorded as follows:

AYES: Commissioners Khachaturian, McMullen, Pisano, Steiner, Vella and Chairman Sutton

CLOSED SESSION MINUTES ARE RECORDED SEPERATELY

Chairman Sutton calls for a **MOTION** to end Closed Session and Re-Open the Regular Meeting at 8:35 P.M.

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

AYES: Commissioners Khachaturian, McMullen, Pisano, Steiner, Vella and Chairman Sutton

RESOLUTION NO. (50/15): To Approve the Payment of Accrued Days Owed to the Recently Retired David Lockwood, Sr.

WHEREAS, On March 1, 2015 Utility Man David Lockwood, Sr. officially retired from the Bayshore Regional Sewerage Authority; and

WHEREAS, Authority Policy provides payout at retirement of accrued pro-rated Vacation benefits, and any remaining Sick time (capped at 240 hours) and Personal Days; and

WHEREAS, a calculation for Health Benefits Employee Portion has also been calculated for 2013/2014 and must be deducted from the amount owed for his Sick, Vacation and Personal Days, and

WHEREAS, Mr. David Lockwood, Sr. remaining Sick & Personal Days and accrued Vacation benefits have been calculated and recorded in a memorandum submitted by Mrs. Susan DuBey, Administrative Assistant to the Authority to the Executive Director, dated April 15, 2015; and

WHEREAS, the Executive Director has reviewed the calculated time owed and finds the calculation of Sick (113.75 hours), Vacation (136 hours) and Personal Days (8 hours) accurate.

NOW THEREFORE BE IT RESOLVED, the Commissioners of the Authority hereby authorize the payment of remaining Sick and Personal Days and accrued Vacation time owed David Lockwood, Sr. as detailed in the attached memorandum dated April 15, 2015 in the amount of \$8,283.77 minus \$868.59 for Health Benefits = \$7,415.18.

(attachment on file in the Administrative Offices of the Authority)

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

AYES: Commissioners Khachaturian, McMullen, Pisano, Steiner, Vella and Chairman Sutton

RESOLUTION NO. (50/15): To approve Salary Adjustments for Non-Union Personnel

WHEREAS, the Executive Director presented his annual review of the non-union personnel performance to the Personnel Committee of the Bayshore Regional Sewerage Authority, and

WHEREAS, the Personnel Committee has reviewed the performance evaluations and recommendations of the Director, and

WHEREAS, the Personnel Committee has discussed the recommendations and evaluations with the entire Board of Commissioners.

NOW THEREFORE BE IT RESOLVED, the Commissioners of the Bayshore Regional Sewerage Authority hereby directs the Executive Director to provide a 2.5% and to implement the recommendations retroactive to January 1, 2015.

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

AYES: Commissioners Khachaturian, McMullen, Pisano, Steiner, Vella and Chairman Sutton

Adjournment

ANNOUNCEMENT (by Chairman Sutton)

The next Meeting of the Bayshore Regional Sewerage Authority is scheduled for Monday, May 18, 2015. All meetings are held in the Administration Building at 100 Oak Street, Union Beach, NJ at 7:00 PM. Chairman Sutton called for a **MOTION** to adjourn the meeting at 8:35 P.M.

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

AYES: Commissioners Khachaturian, McMullen, Pisano, Steiner, Vella and Chairman Sutton

Respectfully submitted,
Susan A. DuBey, Administrative Assistant