



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 FOR REGULAR MEETING MONDAY, JANUARY 30, 2017

At 7:00 P.M. Chairman Pisano called the Meeting Regular Meeting of the Bayshore Regional Sewerage Authority to order and made 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 Pisano 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 Pisano requested a roll call of attendance:

PRESENT: Commissioners Khachaturian, McMullen (arrived @ 7:10 PM), Steiner, Sutton, Whalen and Chairman Pisano

Also in Attendance: Robert C. Fischer, Executive Director
Pete Canal, BRSA Engineer
J. Michael Broyles, BRSA Superintendent
Manuel Ponte, Consulting Engineer
John Napolitano, BRSA Attorney

REPORTS

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

Mr. Fischer Reported:

Disaster Recovery

- Stone Hill Contractor's progress on the NIRO project included installing lights in the basement, equipment tests, control panel startup and ceiling work in the new control room.
- NIRO incinerator has been running in a stable and efficient manner.
- Hazen arranged a meeting with CPPE, SHC, IFCO & the Authority in January to request CPPE root-cause analysis of the incident in North Carolina and certain safeguards for the Authority Scrubber. Hazen also requested the presence of CPPE during and after start up.
- Remsco Contracting 73S- have been working on drop down gates and painting in the Return Sludge Pump Station #1, painting and HVAC ductwork the Main Pump Station and punch list work.

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Committed to a Clean Environment for Today, Tomorrow and Generations to Come

BRSA staff, November 2006

- Shorelands Construction is complete on Contract 71S
- Work on the Combined Blower Buildings Project 80S installing flood wall protection system, cleaning of Aeration basins 1 & 2.
- Power Distribution Project – Contract 81S – seven (7) bidders submitted bids on January 10, 2017 with the lowest bid submitted by PKF Mark III

Disaster Funding-Phase I

- Stone Hill Construction submitted payment application #19 in the amount of \$103,659.54, Remco Contracting submitted payment application #16 in the amount of \$106,327.06. Shorelands did not submit a payment application.
- The combined project payments excluding January totals \$22,857,282.07. Construction costs are 89% of that amount, engineering costs are 10%, administrative costs are .05% and NJEIT Technical fee is .05%. FEMA reimbursable stands at 62% or \$14,224,112.55.
- Contract 74S – Hazen & Sawyers, Ed Barboe and John Wojnas were present at the meeting to discuss Change Order #6 on the Incinerator Project. They explained the Change Order line item detail and the process of requesting FEMA reimbursement for Change Order work.

Disaster Funding-Phase II

- Stone Hill Construction - Project 80S – Combined Blower Building- payment application #4 was submitted in the amount of \$489,869.93.

2017 Professional Appointments

- The BRSA Pay to Play Policy was discussed and Mr. Fischer will be soliciting proposals from the Authority Professionals, along with certifications that they have not and will not make reportable political contributions.

Other

- Not to Exceed Amendment – Mr. Fischer explained the need to increase the “Not to Exceed” amount for Weiner Lesniak by \$5,000

Staff Engineer Report

Pete Canal Reported:

- MBE Mark III Electric-Primary Clarifiers 3 & 4- Contract 86 resolution to award Change order No.1 in the amount not to exceed \$11,552.
- Plant Generators-Modern Group Power Systems- to close out the contract and accept the maintenance bond.
- Treatment Plant Headwork Odor Control-draft plans and specifications are complete and seeking authorization to advertise public contract. Manuel Ponte will cover in his report.
- Glassworks, Cliffwood Avenue, Aberdeen – to reduce the developers payment bond to represent the actual amount owed. The Developer has made payments lowering the balance.
- Matawan Town Center, Matawan – to approve the developers application
- William Trochiano/TDA Capital, Marlboro – to approve the developers application
- Power Distribution Improvements & Mitigation, Contract 81S – to award contract to PKF Mark III, in the amount not to exceed \$4,793,000. Mr. Canal discussed the opening of Public Bids for Contract 81S. There were 8 bids received with \$4,793,000 as the lowest bid and \$8,344,000 as the highest bid. After discussing the differences in the bid prices and reviewing the low bidders bid submission. The authority professionals feel secure that the low bidder PKF Mark III can complete the job for the bid price.

- Main Pump Station, Sludge Return Bldg. & Pump Station #1-Contract 73S-PS&S to award amendment #2 in the amount not to exceed \$75,265. Pat Westhoven of PS&S was present to present his amendment request.
- NIRO Incinerator-Contract 74S-Stone Hill Contractors-to award change order #6 in the amount not to Exceed \$242,391.60
- Combined Blower Building-Contract 80S- Hazen & Sawyer-to award amendment #2 in the amount not to exceed \$27,934.74

Consulting Engineer – R3M

Manuel Ponte Reported:

- Standby Generators-contractor’s final pay request and final change order was submitted for approval.
- Bids & Specs were delivered to the BRSA for the Odor Control Headworks project. The project will go out to bid in February with a tentative award for the March meeting.

Superintendent’s Report

Mike Broyles Reported:

- Received one (1) odor complaint in December from Union Beach Police-strong natural gas smell Roy responded and did not notice any odors
- Interviewed several candidates for the Operators Position
- The new Lab Tech started 12-5-16 and seems to be working out
- Conducted IPP inspections of all five (5) permittees facilities. Formal reports will be prepared and sent out to each facility. All are operating satisfactory.

MOTION (by Chairman Pisano) – to accept the Treasurers Report

6. TREASURER’S REPORT

STATEMENT OF CASH RECEIPTS AND CASH DISBURSEMENTS

TD BANK	Balance
TRUSTEE ACCOUNTS	December 31, 2016
<u>2010 NJEIT BONDS</u>	
Revenue	\$ 0.00
Construction	\$ 1,357,537.76
Bond Service	<u>\$.05</u>
Total 2010 Accounts	\$ 1,357,537.81
TD BANK	
NJEIT Project Fund	\$ 3,000,080.13
NJEIT Project Fund #2	\$ 596,198.19
Incoming Revenue Account	\$ 5,516.80
Operating Regular Account	\$ 558,350.28
Operating Reserve Account	\$13,295,046.75
Operating Payroll Account	<u>\$ 199,276.40</u>
TOTAL AUTHORITY ACCOUNTS	\$17,654,468.55
TOTAL	\$19,012,006.36

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

SERVICE CHARGES:	Balance December 31, 2016
Hazlet Township Sewerage Utility	\$ 0.00
Township of Holmdel	\$ 0.00
Borough of Union Beach	\$ 0.00
Borough of Keyport	\$ 0.00
Borough of Keansburg	\$ 0.00
Borough of Matawan	\$ 0.00
Western Monmouth Utilities Authority	\$ 0.00
Township of Aberdeen	\$ 0.00
TOTAL	\$ 0.00
 OUTFALL AUTHORITY CHARGES	
Hazlet Township Sewerage Authority	\$ 0.00
Township of Holmdel	\$ 0.00
Borough of Union Beach	\$ 0.00
Borough of Keyport	\$ 0.00
Borough of Keansburg	\$ 0.00
Borough of Matawan	\$ 0.00
Western Monmouth Utilities Authority	\$ 0.00
Township of Aberdeen	\$ 0.00
TOTAL	\$ 0.00
 Balance of Rent Reserve Accounts as of December 31, 2016	
Hazlet Township Sewerage Utility	\$ 753,562.00
Township of Holmdel	\$ 318,750.47
Borough of Union Beach	\$ 194,665.74
Borough of Keyport	\$ 272,268.59
Borough of Keansburg	\$ 303,365.62
Borough of Matawan	\$ 323,145.75
Western Monmouth Utilities Authority	\$ 95,572.61
Township of Aberdeen	\$ 483,317.77
TOTAL	\$ 2,743,625.11

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

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

7. PAYMENT OF BILLS

MOTION (by Chairman Pisano) - for payment of the following:

Operating Fund Req. No.P193 (Payroll)	\$290,192.88
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Operating Fund Req. No. 543 (Regular)	\$513,876.82
NJEIT Project Fund Req. #PF-20	\$370,977.87
NJEIT Project Fund #2 Req. # PF2 – 05	\$550,055.45
Wire Transfer FEMA Funds to NJEIT #WT014	\$1,495,570.52

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

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

8. APPROVAL OF MINUTES

MOTION (by **Chairman Pisano**) - to approve the following Minutes:

Regular Meeting Minutes of December 19, 2016

Closed Session Minutes of December 19, 2016

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

AYES: Commissioners Khachaturian, Steiner, Sutton, Whalen and Chairman Pisano

ABSTAIN: Commissioner McMullen

Public Portion

ANNOUNCEMENT (by **Chairman Pisano**): 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.

THERE WERE NO COMMENTS FROM THE PUBLIC

Resolutions

RESOLUTION No. (01/17): To Award Restoration and Mitigation of Power Distribution System, Contact 81S to PKF Mark III, in the amount of \$4,793,000

WHEREAS, the Bayshore Regional Sewerage Authority (Authority) owns and operates a Power Distribution System that are in need of restoration and Mitigation; and

WHEREAS, the power distribution system is an essential component of the treatment plant, and

WHEREAS, the Authority approved Resolution No. 56/16 authorizing the staff and HDR Engineering to prepare specifications and advertise a Public Contract; and

WHEREAS, in accordance with Local Public Contracts Law, the Authority advertised for the Restoration and Mitigation of the Power Distribution System, Contact 81-S and seven (7) sealed bid were received and publically opened on January 10, 2017 at 2pm EST, ranging in price from a low of \$4,793,000 to a high of \$8,344,000; and

WHEREAS, the Authority Attorney, HDR Design Engineer and Staff, have reviewed the bids and recommend award to the lowest responsive responsible bidder, PKF Mark III in the amount of \$4,793,000; and

WHEREAS, funds are available for this project.

NOW THEREFORE BE IT RESOLVED, by the Commissioners of the Bayshore Regional Sewerage Authority, that Contract 81S for Restoration and Mitigation of the Power Distribution System is awarded to PKF Mark III of Newtown, PA in accordance with the terms and conditions of contract documents at a price of \$4,793,000.

BE IT FURTHER RESOLVED, the Chairmen, Secretary and Executive Director of the Authority are authorized to execute any and all necessary documentation to award the contract to PKF Mark III ., of Newtown, PA.

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

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

RESOLUTION No. (02/17): To Amend “Not To Exceed Amount” for Labor Counsel Services For 2016/2017 by \$5,000

WHEREAS, the Bayshore Regional Sewerage Authority (“Authority”) has set not to exceed amounts for all Professional Services Contracts for 2016/2017, and

WHEREAS, by way of Resolution (21/16) the not to exceed amount for Labor Counsel Services was set at \$7,000, and

WHEREAS, the Authority has requested services of its Labor Counsel- Weiner Lesniak for unanticipated services, which were beyond the not to exceed amount, and

WHEREAS, the Authority desires to amend the not to exceed amount consistent with the quantity of work requested, and

WHEREAS, funds are available for this purpose.

NOW THEREFORE BE IT RESOLVED, the Commissioners of the Bayshore Regional Sewerage amend the contract not to exceed amount with Weiner Lesniak as Labor Counsel for the time period February 22, 2016 to February 27, 2017 by \$5,000 bringing the amended “not to exceed” amount of their contract to \$12,000.

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

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

RESOLUTION NO. (03/17): To reduce the Payment Bond for Somerset Anchor, LLC, Developer for The Glassworks at Aberdeen

WHEREAS, Somerset Anchor, LLC (Somerset) is the project developer for The Glassworks at Aberdeen, located on Clifton Avenue, further designated as Block 115, Lot 1 in Township of Aberdeen, a 554 mixed Equivalent Dwelling Unit project, and

WHEREAS, Somerset has entered into a Developers Agreement with the Bayshore Regional Sewerage Authority (Authority) and provided a payment Bond to cover the outstanding connection fee balance, and

WHEREAS, in accordance with the Developers Agreement, a payment of \$799,796 was made representing connection fees for Phase 1B and 1C, bringing the adjusted balance due to \$1,295,872, as further detailed in the Authority Engineer letter dated November 21, 2016, and

WHEREAS, the Authority finds it appropriate to reduce the amount of Bond No.44BCSFA8315 to \$1,295,872, and

NOW THEREFORE BE IT RESOLVED by the Commissioners of the Bayshore Regional Sewerage Authority that Somerset Anchor, LLC is hereby granted a Bond reduction for a current balance of \$1,295,872.

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

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

RESOLUTION No. (04/17): To award Change Order No. 1, in the amount of \$11,552 to MBE Mark III Electric for Contract No. 86, Primary Clarifier 3 & 4 Rehabilitation

WHEREAS, the Bayshore Regional Sewerage Authority (Authority) needs to perform repairs to Primary Clarifier tank numbers 3 & 4 and

WHEREAS, in accordance with Local Public Contract Laws, Contract 86 Primary Clarifier 3 & 4 Rehabilitation was awarded to MBE Mark III Electric (MBE) on May 23, 2016 for a total price of \$428,927 via Resolution 66/16; and

WHEREAS, there is a need to amend the Contract and perform additional work necessary for the completion of the project, including the demolition of metal t-rails in both tanks to allow for operation of the new system; and

WHEREAS, MBE has submitted a proposal for Change Order No.1 to amend the contract work, in the amount of \$11,552, and

WHEREAS, the Authority Engineering Staff have reviewed the proposal and are recommending Change Order No.1, in the amount of \$11,552, and

NOW THEREFORE BE IT RESOLVED the Commissioners of Bayshore Regional Sewerage Authority approve Change Order No.1 for MBE Mark III Electric, in the amount of \$11,552, increasing the total Contract value to \$440,479.

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

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

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

RESOLUTION NO. (05/17): To approve Sanitary Sewer Connection Application for William Trochiano/TDA Capital, LLC, Developer for the Project

WHEREAS, William Trochiano/TDA Capital, LLC (Developer), is the project developer for the project, located on Tennent Rd., further designated as Block 147, Lot 28.02 in Marlboro Township, a 4 Equivalent Dwelling Units (EDU's) Office/Storage Building, 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 900 gallons per day of wastewater, and

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

WHEREAS, TDA Capital, LLC has paid the connection fee in full at \$20,248 and has also paid the review fees of \$154.36, and

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

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

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

RESOLUTION No. (06/17): To award Change Order No. 6, in the amount of \$242,391 to Stone Hill Contracting Company, Inc. for Contract No. 74-S, NIRO Incinerator Repairs & Mitigation

WHEREAS, in accordance with Local Public Contract Laws, Contract 74-S NIRO Incinerator Repairs and Mitigation was awarded to Stone Hill Contracting Company, Inc. (SHC) on February 23, 2015 for a total price of \$16,445,997 via Resolution 35/15; and

WHEREAS, the BRSA previously approved Resolutions No.115/15 for Change Order No.1 in the amount of \$75,066, No.116/15 for Change Order No.2 in the amount of \$171,600, No.39/16 for Change Order No.3 in the amount of 104,495 and No.70/16 for Change Order No.4 in the amount of \$388,482.71, No. 123/16 for Change Order No.5 in the amount of \$350,661 increasing the total contract value to \$17,778,693.31; and

WHEREAS, there is a need to amend the Contract and perform additional work necessary for the completion of the project, including: FEMA REIMBURSABLE RESTORATION @ \$44,661 (PCO 58 - Handrail and Safety Modifications @ \$26,501.00 and PCO 68 - NIRO Incinerator Roof Spray Guns A-D @ \$18,160), FEMA REIMBURSABLE MITIGATION @ \$46,281 (PCO 47 - Sill Modifications for NIRO and Dorr Oliver Garages @ \$35,151 and PCO 52 - Revisions to Flood Panels N1 and D4-D8 @ \$11,130.00), NON-FEMA REIMBURSABLE RESILIENCY @ \$15,368 (PCO 51 - Dorr Oliver Electric Room Drip Pan @ \$15,368) and NON-FEMA REIMBURSABLE UPGRADES @ \$136,081.60 (PCO 38 - Tertiary Heat Exchanger Structural Support @ \$44,299.60, PCO 42 - City Water Connections and Supply @ \$24,378, PCO 55 - CEMS Sampling Port Changes @ \$2,286, PCO 56 - CPPE Adsorber Condensate Drains Heat Trace @ \$38,080, PCO 60 - EnviroCare Scrubber Make-Up Water Modifications

@ \$11,674.00 and PCO 65 - Additional NIRO Incinerator Troubleshooting and Optimization Training @ \$15,364.00).

WHEREAS, SHC has submitted a proposal for Change Order No.6 to amend the contract work, in the amount of \$242,391.60, and

WHEREAS, the Authority staff and our consulting engineer, Hazen & Sawyer have reviewed the proposal and are recommending Change Order No.6, in the amount of \$242,391.60, and

WHEREAS, Change Order No.6 will be submitted to New Jersey Environmental Infrastructure Trust for review and approval, and

NOW THEREFORE BE IT RESOLVED the Commissioners of BRSA approve Change Order No.6 for Stone Hill Contracting Company, Inc., in the amount of \$242,391.60, increasing the total Contract value to \$17,778,693.31.

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

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

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

RESOLUTION NO. (07/17): To approve Sanitary Sewer Connection and Treatment Works Approval Application for Emlenrich, LLC, Developer for Matawan Town Center

WHEREAS, Emlenrich, LLC (Developer), is the project developer of Matawan Town Center, located at 126 Main Street, further designated as Block 24, Lots 3, 4, 6, 6.01, 7-9 in Borough of Matawan, a 37 Equivalent Dwelling Units (EDU's) Mixed Use Building, 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 6,841 gallons per day of wastewater, and

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

WHEREAS, the Developer has paid the connection fee in full at \$187,294 and is required to pay the review fee of \$26.55, and

NOW THEREFORE BE IT RESOLVED by the Commissioners of the Bayshore Regional Sewerage Authority that Emlenrich, LLC is hereby granted sanitary sewer approval for the above referenced project, contingent upon the above requirements.

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

BE IT FURTHER RESOLVED 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 Steiner, SECONDED BY: Commissioner McMullen, and carried by a unanimous voice vote recorded as follows:

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

RESOLUTION No. (08/17): To approve Close-Out of the project for Standby Generator Service, Repair and Appurtenant Work, Contract No. 83

WHEREAS, the Bayshore Regional Sewerage Authority (BRSA) has a need to service and repair the three (3) 20 year old generators at the wastewater treatment plant, and

WHEREAS, in accordance with Local Public Contract Law, Modern Group LTD's was awarded Contract No. 83, Standby Generator Service, Repair and Appurtenant Work in the amount of \$296,832 by Resolution No. 110/15, and

WHEREAS, all work is completed and the BRSA Staff and our Consulting Engineer, R3m engineering in their letter dated January 11, 2017 are recommending acceptance of the Maintenance Bond and final payment and closeout of the Contract, and

NOW THEREFORE BE IT RESOLVED the Commissioners approve acceptance of the Maintenance Bond and final payment and closeout of Standby Generator Service, Repair and Appurtenant Work, Contract No. 83.

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

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

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

RESOLUTION No. (09/17): To Authorize an Amendment to the Hazen and Sawyer Design Contract for the Combined Blower Building and Ratify the Actions Taken by the Staff

WHEREAS, due to the flooding caused by Superstorm Sandy the Bayshore Regional Sewerage Authority (Authority) suffered severe damage to the Blower Buildings creating a need to combine both buildings into a single process building to be identified as the Combined Blower Building; and

WHEREAS, the Authority contracted with Hazen and Sawyer (Hazen) of New York to design the Combined Blower Building Project 81S; and

WHEREAS, during the design of Project 81S the Authority discovered operational problems with the existing blowers in Blower Building #1 which posed an operational risk and asked Hazen to perform additional design services beyond the scope of the original contract; and

WHEREAS, the additional services included designing for the procurement and installation of a new blower in Blower Building #1; and

WHEREAS, the additional services were in the best interest of the Authority as the failure of the existing blowers presented the Authority with a risk of losing process air for the aeration system and eventual failure of the discharge permit; and

WHEREAS, the additional scope of design work was completed for a cost of \$27,934.74 increasing Hazen's Design contract to \$465,434.74.

NOW THEREFORE BE IT RESOLVED, the Commissioners of the Bayshore Regional Sewerage Authority deem it in the best interest of the Authority to ratify the actions taken by the Authority staff and authorize a design contract amendment with Hazen and Sawyer of New York in the amount of \$27,934.74 for the design of the procurement and installation of a new blower in blower building #1.

BE IT FURTHER RESOLVED, the Executive Director is hereby authorized to execute the contract amendment with PS&S of Wall, NJ.

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

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

RESOLUTION No. (10/17): To Authorize Advertisement for Public Bids on the Odor Control System No. 1 Improvements Project # 97

WHEREAS, the Bayshore Regional Sewerage Authority (Authority) owns and operates an Odor Control System No. 1 which services the Main Pump Station and Aerated Grit Chamber at its treatment plant in Union Beach, NJ; and

WHEREAS, the Authority contracted with R3M Engineering (R3M) to design the improvements to the Odor Control System No. 1 by Resolution 118-16; and

WHEREAS, R3M has completed the design of the improvements to the Odor Control System No. 1 and developed public bidding documents for solicitation of public bids; and

WHEREAS, funds are available for this purpose.

NOW THEREFORE BE IT RESOLVED, the Commissioners of the Bayshore Regional Sewerage Authority authorize the Qualified Purchasing Agent and Plant Engineer to advertise for public bids for the Odor Control System No. 1 Improvements Project #97 in the Authority Newspapers and on the Authority website.

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

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

RESOLUTION No. (11/17): To Authorize an Engineering Amendment to PS&S for the Construction Management and Inspection Services of the Main Pump Station and Sludge Return Building & Pump Station No.1, Repair & Mitigation, Contract No. 73-S, in the amount of \$75,265

WHEREAS, through Resolution 78/16, the Bayshore Regional Sewerage Authority (Authority) amended the contract with Paulus, Sokolowski & Sartor, LLC (PS&S) for the Construction Management and Inspection Services of the Main Pump Station and Sludge Return Building & Pump Station No.1, Repair & Mitigation, Contract No. 73-S to cover additional expenses beyond the original scope of work; and

WHEREAS, the Authority has requested PS&S to perform additional inspection services beyond the original scope of work as a result of the continuing construction beyond the intended completion date; PSS will also incur additional charges for the certification of construction as requested by the Authority to certify all equipment and devices for plant #1 as a no-flow test since the plant is currently off line; and

WHEREAS, PS&S submitted a proposal dated January 24, 2017 for Amendment No.2, in the amount of \$75,265; and

WHEREAS, the Authority Engineer and Executive Director have met with the staff of PS&S and Engineering Committee to review the amendment proposal and find the amendment request dated January 24, 2017 to be fair and reasonable and represent work that was beyond the original scope of work; and

WHEREAS, funds are available for this purpose.

NOW THEREFORE BE IT RESOLVED, the Commissioners of the Bayshore Regional Sewerage Authority hereby approve a contract amendment in the amount of \$75,265 to PS&S of Wall, NJ in accordance with the terms and conditions of its correspondence dated January 24, 2017 increasing their budget amount from \$531,967 to \$607,232.

BE IT FURTHER RESOLVED, the Executive Director is hereby authorized to execute the contract amendment with PS&S of Wall, NJ.

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

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

Public Portion

ANNOUNCEMENT (by Chairman Pisano) – This portion of the 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 3 minutes.

THERE WERE NO COMMENTS FROM THE PUBLIC

Executive Session

MOTION (by Chairman Pisano) - to go into Closed Session at 8:09P.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 Khachaturian, and carried by a unanimous voice vote recorded as follows:

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

MINUTES FROM EXECUTIVE SESSION ARE RECORDED SEPERATELY

AT MOTION (by Chairman Pisano) - to end Closed Session and Re-Open the Regular Meeting @ 8:20PM.

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

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

RESOLUTION No. (12/17): To Hire a Plant Operator

WHEREAS, the Bayshore Regional Sewerage 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 Operator; and

WHEREAS, the Authority notified the Union of the operator position and there were no current employee interested; and

WHEREAS, the Authority management staff have interviewed qualified candidates for the position of plant Operator; and

WHEREAS, William J. Trzeszkowski of Keansburg, NJ has demonstrated through his resume and interview the qualities for the position of the Operator.

NOW THEREFORE BE IT RESOLVED that the Commissioners of the Bayshore Regional Sewerage Authority authorize the hiring of William J. Trzeszkowski of Keansburg, NJ as Plant Operator at a starting pay rate of \$31.41 per hour, effective February 12, 2017 with a 90 day probationary period.

BE IT FURTHER RESOLVED subsequent to an acceptable 90 day probationary period William J. Trzeszkowski of Keansburg, NJ be granted all of the benefits of employment as a regular full time employee of the Bayshore Regional Sewerage Authority.

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

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

RESOLUTION No. (13/17): To Hire a Plant Operator

WHEREAS, the Bayshore Regional Sewerage 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 Operator; and

WHEREAS, the Authority notified the Union of the operator position and there were no current employee interested; and

WHEREAS, the Authority management staff have interviewed qualified candidates for the position of plant Operator; and

WHEREAS, Mathew Flett of Winfield Park, NJ has demonstrated through his resume and interview the qualities for the position of the Operator.

NOW THEREFORE BE IT RESOLVED that the Commissioners of the Bayshore Regional Sewerage Authority authorize the hiring of Mathew Flett of Winfield Park, NJ as Plant Operator at a starting pay rate of \$31.41 per hour, effective February 12, 2017 with a 90 day probationary period.

BE IT FURTHER RESOLVED subsequent to an acceptable 90 day probationary period Mathew Flett of Winfield Park, NJ be granted all of the benefits of employment as a regular full time employee of the Bayshore Regional Sewerage Authority.

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

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

Adjournment

ANNOUNCEMENT (by Chairman Pisano)

The next Meeting of the BRSA will be the Reorganization Meeting to be held on Monday, February 26, 2017 immediately followed by the Regular Meeting of the Bayshore Regional Sewerage Authority. All meetings are held at 7:00 PM in the Administration Building at 100 Oak Street, Union Beach, NJ.

MOTION (by Chairman Pisano) to adjourn the meeting @ 8:22 PM.

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

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

Respectfully Submitted,

Susan A. DuBey
Administrative Assistant