



BAYSHORE REGIONAL SEWERAGE AUTHORITY

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Peter J. Canal
EXECUTIVE DIRECTOR

MINUTES FOR REGULAR MEETING (via Zoom) MONDAY, APRIL 18, 2022

At 7:02 P.M., Chairman Cavanagh made the following announcements:
The Meeting of the Bayshore Regional Sewerage Authority will now come to order. I hereby announce that pursuant to Section 5 of the Open Public Meetings Act, that adequate notice of this meeting has been sent to the Asbury Park Press. Notice has also been sent to the Clerks of Aberdeen, Hazlet, Holmdel, Keansburg, Keyport, Matawan, Union Beach and Marlboro and the Western Monmouth Utilities Authority. This notice is also posted in the lobby of the Bayshore Regional Sewerage Authority Administration Building.

Remote Public Meeting

STATEMENT READ AT BEGINNING OF THE REMOTE MEETING

The meeting of April 18, 2022 of the Bayshore Regional Sewerage Authority is being held remotely at 7PM and is being recorded due to the COVID-19 pandemic and is in compliance with the provisions of Executive Orders 103 and 104; the Open Public Meetings Act; and N.J.A.C. 5:39-1.1 to 1.7.

The meeting will be accessible via phone or by computer:

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

Meeting PIN 860764

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

Meeting PIN 860764

Meeting #82595428520 PIN 860764 at <https://zoom.us/join>

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

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

Chairman Cavanagh 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 Cavanagh called for a roll call via Zoom:

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

Also, in attendance: Peter Canal, Executive Director
Via Zoom J. Michael Broyles, Director of Operations
Thomas Petti, P.E., Principal Engineer
John Napolitano, Esq. General Counsel
Manuel Ponte, P.E. Consulting Engineer
Victoria DuDasko, HR/Admin. Assistant
Carlos Nunes, IT

Commissioner McMullen congratulated Mr. Canal and the Authority on the achievement of obtaining the 2022 AEA Wave Award.

Mr. Canal thanked Commissioner McMullen and stated the Wave Award was for the forward thinking on the Power Distribution Systems Project.

Reports

BRSA Projects, Special Reports & Connection Applications

1. Executive Directors Report

- **COVID-19 Policy Update-** Potential policy update for closed.
- **Disaster Recovery Update-** Finalizing agreement with MCBOA and the Authority for the shared costs associated with the Power Resiliency Generation project. A new bond rating is required by IBank, which should be completed in the next month.

Dorr Oliver- The design continues to proceed well. The Alternative Analysis was recently completed. HDR is currently proceeding with the Design Report and the 30% design milestone. Hazen & Sawyer will complete the Value Engineering at the 30% design level.

Financial- An update for New Jersey Sewerage and Municipal Utility Authority Electrical Supply Aggregation (NJSMUAESA) bids returned at 52.7%-68.2% higher than our current contract. It has been recommended by the groups consultant, Gabel Associates to not award bids and wait a few months to allow market prices to stabilize and seek refreshed bid prices from the same suppliers.

Commissioner Mioduszewski joined the meeting

Commissioner Cavanagh asked if this was the electric supply, Mr. Canal stated it is. Commissioner Cavanagh asked if the rates were comparable to default pricing from utility rates. Mr. Canal informed the group the bid prices exceeded the strike price.

Commissioner Cavanagh asked if we were obligated to use this contract? Mr. Canal said it is decided by group vote.

NJ Sustainable Energy Joint Meeting (NJSEM) group will be accepting electronic bids for Electrical Power Supply Service for our other remote sites on May 11, 2022. NJSEM's contract is set up comparable NJSMUAESA in regards that there is a price not to exceed or rebids/ readvertising needs to be considered. Mr. Napolitano stated he would recommend readvertising in the event overpriced bids should occur.

There are payments to approve this month for Project Fund (PF) No.2, for FEMA Closeout for PS&S, in the amount of \$3,700, PF No.3, for Power Resiliency Generation Project (PRG) for R3m engineering, inc. in the amount of \$2,628.00 and our annual donation to Hazlet PBA for \$500.

- **Human Resources**-We have matters of personnel for closed session.

Commissioner Cavanagh inquired if greenhouse gas analysis has ever been done and suggested it should be added to the agenda moving forward. Mr. Canal replied the Authority is looking at issuing a RFP to review the entire facility for compliance with the NJ Energy Master Plan. Commissioner Cavanagh stated this may be something we can do internally. Mr. Canal replied we can budget for it, seek assistance from experts and then discuss what to outsource versus perform internally. Commissioner Cavanagh then stated the benefits of such projects. Mr. Canal thanked Commissioner Cavanagh.

2. Principal Engineer Report

- **Contract 122 – Interceptor Sewer Rehabilitation Phase 3** – The liner has been released by the contractor for fabrication and we expect the work to take place in June. We will be working with Hazlet Township, Hazlet police and will be notifying the residents.
- **Contract 131 – Grit Facility Repairs & Improvements** – We have received our final bid set; therefore, we have a resolution on tonight to authorize advertisement of the contract for public bids. We are expecting to award in June.
- **Contract 140 – Raritan Valley Force Main Replacement** – The Raritan Valley Force Main design is proceeding nicely. We have met with the principal of Beers Street School to give an overview of the project and he did not indicate any concerns for the project's effect on the school. PS&S are in the process of conducting surveys, as well as working with a subcontracting a firm for scheduling of soil borings.
- **Pumping Station Transfer Switch Replacements & Electrical Upgrades** – We have previously issued an RFP for the project and have received three (3) proposals from Hazen, HDR & Mott MacDonald. We are in the process of reviewing the proposals and hope to have a recommendation for award at the May meeting.
- **Site-Specific Odor Control Improvements** – To follow up from last month, we have taken into consideration the recommendations from the study performed into a design contract for the improvements. The total for this contract is \$66,340.00. Therefore, we have a resolution on tonight to award the Site-Specific Odor Control

Improvements project to R3M Engineering, Inc. in an amount not to exceed \$66,340.00.

- **Contract 117-O – Annual Recycling & Disposal of Ash** – Our prior contract from May of 2020 is set to expire. Freehold Cartage Inc. who held the last contract has requested an increase in unit price of 5.1%. With the increase included, they continue to remain lower-priced than the other bidders, two years ago when this contract originally went to bid. We are recommending renewing their contract for a two-year period. Therefore, we have a resolution on tonight to award a two-year contract extension for disposal of ash to Freehold Cartage, Inc. in the amount not to exceed \$323,700.00.
- **Contract 135 – 2022 Annual TV & Cleaning of Authority Interceptor Sewer System, Phase 3** – We received two (2) bids for the project with the low bidder being Vortex Services. Vortex Services has done a nice job for us in the past. Their rate this year is also lower than last year due to a change in schedule. There is a resolution on tonight to award the Contract to Vortex in the amount of \$94,500.00. There is also a resolution to award Engineering Construction Management Services for Contract 135 to Van Cleef Engineering Associates, LLC in the amount not to exceed \$46,240.00. Van Cleef has done this work the past two years and their contract total has decreased from previous years.
- **Contract 114-S - Power Resiliency Generation (NJEIT Phase 3)** – We are continuing to work with HDR, R3M, MCBOA, FEMA and IBank. We have an amendment request from R3M for the engineering design support services which includes continued coordination with MCBOA, FEMA & the I-Bank in the amount of \$16,500. Therefore, we have a resolution on tonight to amend that agreement.

Commissioner Cavanagh congratulated Mr. Canal and staff on the Wave Award.

3. Consulting Engineer – R3M

- **Power Resiliency System** – R3M is proceeding with regulatory and design support of the project with FEMA, MCBOA and the NJ I-Bank.
- **Site-Specific Odor Control Improvements** – We have completed a proposal for consideration with 8 recommendations for the Authority. The major recommendations include, upsizing odor control fan, installation of a make-up air fan and carbon filters in the laboratory.
- **West Keansburg Pump Station Bypass & Meter Facility Construction Services** - Project is under construction and continues to proceed well.

4. Director of Operations Report

- **Plant Performance**- March flow is 10 million gallons more than February.
- **Odor Complaints**- We received no odor complaints for this month.
- **Personnel**- We spoke with our labor attorney about workers compensation and employee payouts. We continue to interview for the second laboratory position.
- **Operations**- The supervisory staff participated in meeting with HDR for the Dorr Oliver Rehabilitation & Upgrades, PS&S for the Raritan Valley Force Main Replacement, Met with our new Jersey Central Power and Light Representative, Middletown Fire Department for our confined space rescue agreement, Hazen for the

Grit & Flow Diversion Chamber Improvements, and Chavond Barry for our Title V Operating Permit.

- **Compliance, Safety, and Training-** Several of our staff members participated in the New Jersey Water Environment Associations Spring Technology Transfer Seminar. Our Regulatory Compliance Manager attended the New Jersey Utilities Authority Joint Insurance Fund Safety Kick off. Three members of the Authority staff attended the NJWEA Central Section Seminar and Luncheon Meeting.
- **Laboratory-** We received the NJDEP Water Pollutions Proficiency Test from the ERA. All analysis is completed, and the results will be uploaded to the provider in April.
- **Industrial Pretreatment Program-** We have completed and submitted the annual 40 CFR 403 Report and have received a notification that the report is administratively complete and currently in review.
- **Computers, Instrumentation and Network Administration-** The dissolved oxygen probe for Aeration tank number 6 started to experience low oxygen levels inconsistent with the air flow. The Authority staff installed a new DO probe sensor and restored the process control. We continue to work with and train the recently hired Financial Administrator.
- **Treatment Plant-** The Annual Preventive Maintenance Field Service Contract for the APG-Neuros Turbo Blowers was completed with no issues. Maintenance staff has initiated repairs to the Grit Elevator #1.
- **Collection System-** We have completed a temporary repair to Raw Sewage Pump #1 at Matawan Pump Station. We have also installed new equipment for the scum removal system.

5. Legal Report - Closed Session

TREASURER’S REPORT

STATEMENT OF CASH RECEIPTS AND CASH DISBURSEMENTS

	Balance
<u>UNRESTRICTED INVESTMENTS</u>	March 31, 2022
Lakeland Bank-CD#1	\$ 1,067,383.15
Lakeland Bank-CD#2	\$ 1,048,281.34
TOTAL UNRESTRICTED INVESTMENTS	\$ 2,115,664.49
<u>TD BANK UNRESTRICTED CASH</u>	
Incoming Revenue Account	\$ 731,681.56
Operating Regular Account	\$ 2,799,468.06
Operating Reserve Account	\$ 7,843,596.38
Operating Payroll Account	\$ 720,910.07
TOTAL UNRESTRICTED CASH	\$ 12,095,656.07
TOTAL UNRESTRICTED CASH & INVESTMENTS	\$ 14,211,320.56
<u>RESTRICTED INVESTMENT</u>	
Cash Management	\$ 7,333,556.26
Lakeland Bank Reserved Checking	\$ 1,194.22

Lakeland Bank Reserve CD#3	\$ 3,120,873.26
TOTAL RESTRICTED INVESTMENTS	\$10,455,623.74
<u>RESTRICTED CASH</u>	
NJEIT Project Fund	\$ 463,910.54
NJEIT Project Fund #II	\$ 3,680,400.93
NJEIT Project Fund #III	\$ 1,066,526.40
Bond Service Fund	\$ 690,519.56
TOTAL RESTRICTED CASH	\$ 5,901,357.43
TOTAL RESTRICTED CASH & INVESTMENTS	\$16,356,981.17
TOTAL AUTHORITY ACCOUNTS	\$30,568,301.73

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

SCHEDULE OF ACCOUNTS RECEIVABLE

	Balance
	March 31, 2022
BRSA CHARGES	
Hazlet Township Sewerage Utility	\$ 0.00
Township of Holmdel	\$ 0.00
Borough of Union Beach	\$ 170,707.59
Borough of Keyport	\$ 274,100.70
Borough of Keansburg	\$ 0.00
Borough of Matawan	\$ 0.00
Western Monmouth Utilities Authority	\$ 0.00
Township of Aberdeen	\$ 0.00
TOTAL	\$ 444,808.29
OUTFALL AUTHORITY CHARGES	
Hazlet Township Sewerage Utility	\$ 0.00
Township of Holmdel	\$ 0.00
Borough of Union Beach	\$ 17,246.73
Borough of Keyport	\$ 27,692.62
Borough of Keansburg	\$ 0.00
Borough of Matawan	\$ 0.00
Western Monmouth Utilities Authority	\$ 0.00
Township of Aberdeen	\$ 0.00
TOTAL	\$ 44,939.35
RENT RESERVE ACCOUNTS as of March 31, 2022	
Hazlet Township Sewerage Utility	\$ 730,872.02
Township of Holmdel	\$ 323,573.61
Borough of Union Beach	\$ 198,556.50
Borough of Keyport	\$ 301,840.36
Borough of Keansburg	\$ 268,138.26
Borough of Matawan	\$ 328,035.00
Western Monmouth Utilities Authority	\$ 117,057.28

Township of Aberdeen
TOTAL

\$ 484,790.04
\$ 2,752,863.07

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

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

ABSENT: Commissioner Whalen

PAYMENT OF REQUISITIONS

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

Operating Fund Req. No. 608 (Regular)	\$ 476,460.25
Payroll Account Req. No. P 256 (Payroll)	\$ 241,942.18
NJEIT Project Fund #11 Req. #PF2-62	\$ 3,700.00
NJEIT Project Fund #111 Req. #PF3-19	\$ 2,628.00

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

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

ABSENT: Commissioner Whalen

APPROVAL OF MINUTES

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

Regular Meeting Minutes of March 21, 2022
Closed Session Minutes of March 21, 2022

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

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

ABSENT: Commissioner Whalen

PUBLIC PORTION

Chairman Cavanagh announces: 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.

NO PUBLIC IN ATTENDANCE.

RESOLUTIONS

RESOLUTION No. (76/22): To Award a Two (2) Year Extension for Contract 117-O for Disposal of Ash to Freehold Cartage, Inc. in the amount of \$323,700.00.

WHEREAS, in accordance with Local Public Contracts Law at 11:00 A.M. on Thursday, May 7, 2020, the Bayshore Regional Sewerage Authority (“Authority”) received bids for Contract 117-O Disposal of Ash for a Two (2) Year Period; and

WHEREAS, on May 18, 2020 the Authority awarded Contract 117-O, Disposal of Ash for a Two (2) Year Period, to the lowest responsible bidder being Freehold Cartage, Inc. of Freehold, NJ, by Resolution #70/20, in the amount of \$308,000.00; and

WHEREAS, on May 20, 2022 the Contract is scheduled to expire; and

WHEREAS, the Contract provides by mutual agreement, and the Local Public Contracts Law allows for a one-time two (2) year extension, where the extension is available, and the total price shall not exceed the change in the index rate for the twelve (12) months preceding the most recent quarterly calculation and price available; and

WHEREAS, the Authority and Freehold Cartage, Inc. mutually agreed to extend the original Contract under the same terms with an increase in price of 5.1% for a period of two (2) years; and

WHEREAS, the original Contract unit price of \$154.00 per ton is increasing to \$161.85 per ton for a total contract amount of \$323,700.00; and

WHEREAS, the extension of the original Contract will require authorization from the Commissioners and the completion of Contract extension documents; and

WHEREAS, the Qualified Purchasing Agreement and Principal Engineer have reviewed the correspondence with Freehold Cartage, Inc. accepting the two (2) year extension in accordance with the same product, terms and conditions as the original Contract with a 5.1% increase in unit price and are recommending the final two (2) year extension; and

WHEREAS, in accordance with N.J.S.A. 5:30-5.4 (a) (3), the Authority certifies the availability of funds in the Ash & Sludge Removal line item of the Authority Operating Budget to cover the maximum dollar value of the pending Contract as set forth in the resolution; and

NOW THEREFORE BE IT RESOLVED, the Commissioners of the Bayshore Regional Sewerage Authority that Freehold Cartage, Inc. of Freehold, NJ is hereby awarded the remaining and final, two (2) year extension of Contract 117-O Disposal of Ash for a Two (2) Year Period in accordance with the terms and conditions of the original bid and Contract Documents, for a total Contract price of \$323,700.00.

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

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

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

ABSENT: Commissioner Whalen

RESOLUTION No. (77/22): To Award Engineering Design Services for the Site-Specific Odor Control Improvements to R3M Engineering, Inc., in the amount of \$66,340.00

WHEREAS, the Bayshore Regional Sewerage Authority (“Authority”) owns and operates a 16 million gallon per day secondary wastewater treatment facility in Union Beach, NJ; and

WHEREAS, in April 2021, through Resolution No. 58/21, the Authority contracted with R3M Engineering, Inc.(“R3M”) of Old Bridge, NJ to conduct a Site-Specific Odor Control Evaluation Study; and

WHEREAS, R3M completed the study in March 2022 and identified potential odor sources and preliminary improvements to the Authority odor control systems; and

WHEREAS, the Authority has solicited a proposal from R3M for the engineering design services for the Site-Specific Odor Control Improvements, dated April 12, 2022, in the amount of \$66,340.00; and

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

WHEREAS, in accordance with NJAC 5:30-5.4(a)(3), the Authority certifies the availability of funds in the 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; and

NOW THEREFORE BE IT RESOLVED the Commissioners of Authority hereby approve the engineering proposal for the Site-Specific Odor Control Improvements, in the amount of \$66,340.00 to R3M Engineering, Inc., of Old Bridge, NJ in accordance with the terms and conditions of the proposal dated April 12, 2022.

BE IT FURTHER RESOLOVED that the Chairman and Secretary are hereby authorized to execute the contract agreement with R3M Engineering, Inc., of Old Bridge, 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 Sutton, SECONDED BY: Commissioner McMullen, and carried by a unanimous voice vote recorded as follows:

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

ABSENT: Commissioner Whalen

RESOLUTION No. (78/22): To Amend R3M Engineering Inc. Contract for Engineering & Design Support Services for the Power Resiliency Generation Project in the amount of \$16,500.00.

WHEREAS, on September 16, 2019 the Bayshore Regional Sewerage Authority (“Authority”) approved an engineering & design support services proposal for the Power Resiliency Generation project, in the amount of \$76,860.00 to R3M Engineering, Inc. (“R3M”) of Old Bridge, NJ via Resolution #116/19 in accordance with the terms and conditions of their proposal dated September 10, 2019; and

WHEREAS, on August 16, 2021 the Authority approved Amendment #1 for work beyond the scope of the Contract, in the amount of \$22,751.00, increasing the total Contract Value to \$99,611.00; and

WHEREAS, it is necessary for R3M to perform work beyond the scope of their contract including additional work to finalize the bid documents, coordination with regulatory agencies, and financial coordination activities with FEMA and the New Jersey Infrastructure Bank; and

WHEREAS, R3M has submitted an amendment request for this additional work dated April 8, 2022 in the amount of \$16,500.00; and

WHEREAS, the Executive Director and Principal Engineer have met with R3M 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 Power Resiliency Generation project line item of the Authority Capital Budget, to cover the maximum dollar value of the pending Contract as set forth in the Resolution; and

NOW THEREFORE BE IT RESOLVED the Commissioners of Authority hereby approve an amendment for the engineering & design support services for the Power Resiliency Generation project in the amount of \$16,500.00 to R3M Engineering, Inc. of Old Bridge, NJ in accordance with their letter dated April 8, 2022 increasing the total contract value to \$116,111.00.

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

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

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

ABSENT: Commissioner Whalen

RESOLUTION No. (79/22): To Award Engineering Construction Management Services for Contract 135, 2022 Annual TV & Cleaning of Authority Interceptor Sewer System – Phase 3 to Van Cleef Engineering Associates, LLC in the amount of \$46,240.00

WHEREAS, the Bayshore Regional Sewerage Authority (Authority) owns and maintains more than 12 miles of interceptor sewers throughout its service area; and

WHEREAS, the Authority Engineering Staff has developed Contract 135, 2022 Annual TV & Cleaning of Authority Interceptor Sewer System – Phase 3, with technical specifications for the work and public bidding documents for solicitation of public bids; and

WHEREAS, the Authority identified the need for on-site, full time construction inspection and repair recommendations as a result of the Contract; and

WHEREAS, the Authority has solicited a proposal from Van Cleef Engineering Associates, LLC of Tom's River, NJ for the engineering construction management services for Contract 135, dated March 8, 2022, in the amount of \$46,240.00; and

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

WHEREAS, in accordance with N.J.A.C. 5:30-5.4(a)(3), the Authority certifies the availability of funds in the TV Inspection & Cleaning line item of the Authority Operating Budget to cover the maximum dollar value of the pending Contract as set forth in the Resolution; and

NOW THEREFORE BE IT RESOLVED the Commissioners of the Bayshore Regional Sewerage Authority hereby award the Contract for Engineering Construction Management Services for Contract 135, 2022 Annual TV & Cleaning of Authority Interceptor Sewer System – Phase 3 to Van Cleef Engineering Associates, LLC of Tom's River, NJ in accordance with the terms and conditions of their proposal, in the amount not to exceed \$46,240.00.

BE IT FURTHER RESOLVED that the Chairman and Secretary are hereby authorized to execute the Contract agreement to Van Cleef Engineering Associates, LLC of Tom's River, NJ.

BE IT FURTHER RESOLVED notice of this award will be publicly advertised within ten (10) days of this award.

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

RESOLUTION No. (80/22): To Authorize Advertisement for Public Bids on Contract 131, Grit Facility Repairs & Improvements

WHEREAS, the Bayshore Regional Sewerage Authority (“Authority”) owns and maintains a Wastewater Treatment Plant that includes aerated grit chambers and an adjacent flow diversion chamber; and

WHEREAS, there is a need for various structural repairs, the replacement of mechanical components and process improvements within the grit chambers and flow diversion chamber; and

WHEREAS, the Authority has contracted with Hazen Engineers to develop Contract 131, Grit Facility Repairs & Improvements with technical specifications for the work and design documents for the solicitation of public bids, by Resolution No. 83/21; and

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

NOW THEREFORE BE IT RESOLVED, the Commissioners of the Bayshore Regional Sewerage Authority hereby authorize the Principal Engineer and Qualified Purchasing Agent to advertise for Public Bids for Contract 131, Grit Facility Repairs & Improvements in the Authority Official Newspaper and on the Authority Website.

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

RESOLUTION No. (81/22): To Award Contract 135, 2022 Annual TV & Cleaning of Authority Interceptor Sewer System – Phase 3 to Vortex Services, LLC in the amount of \$94,500.00

WHEREAS, the Bayshore Regional Sewerage Authority (Authority) owns and maintains more than 12 miles of interceptor sewers throughout its service area; and

WHEREAS, there is a need to clean and video inspect the interceptor sewer system on a periodic basis for condition assessment and determination of necessary repairs; and

WHEREAS, the Authority Staff has developed a plan to clean and video inspect the entire interceptor system over a five (5)-year period; and

WHEREAS, the Authority Engineering Staff has also developed Contract 135, 2022 Annual TV & Cleaning of Authority Interceptor Sewer System – Phase 3, with technical specifications for the work and public bidding documents for solicitation of public bids; and

WHEREAS, in accordance with Local Public Contracts Law, the Authority advertised for the 2022 Annual TV & Cleaning of Authority Interceptor Sewer System – Phase 3 Project and two (2) sealed bids were received and publicly opened on March 30, 2022 at 2:00 P.M., with the low bidder being Vortex Services, LLC of Freehold, NJ in the amount of \$94,500.00; and

WHEREAS, the Authority Attorney and Principal Engineer have reviewed the bids and are recommending award to Vortex Services, LLC in the amount of \$94,500.00; and

WHEREAS, in accordance with N.J.A.C. 5:30-5.4(a)(3), the Authority certifies the availability of funds in the TV Inspection & Cleaning line item of the Authority Operating Budget to cover the maximum dollar value of the pending Contract as set forth in the Resolution; and

NOW THEREFORE BE IT RESOLVED the Commissioners of the Bayshore Regional Sewerage Authority that Vortex Services, LLC of Freehold, NJ is hereby awarded Contract 135, 2022 Annual TV & Cleaning of Authority Interceptor Sewer System – Phase 3 Project in the amount of \$94,500.00 in accordance with the terms and conditions of the bid and Contract Documents.

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

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

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

ABSENT: Commissioner Whalen

PUBLIC PORTION

Chairman Cavanagh announces: 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.

NO PUBLIC IN ATTENDANCE

EXECUTIVE SESSION

Chairman Cavanagh called for a MOTION to go into Closed Session at 7:36 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:

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

ABSENT: Commissioner Whalen

END CLOSED SESSION

Chairman Sutton calls for a **MOTION** to End Closed Session and Re-Open the Regular Meeting @ 7:52 P.M.

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

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

ABSENT: Commissioner Cavanagh

RESOLUTIONS

RESOLUTION No. (82/22): To Hire Cameron Withum as a Summer Intern in the Engineering Department

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

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

WHEREAS, the Authority wishes to hire a qualified student for summer employment to assist the Engineering Department with the GIS system and specific engineering projects; and

WHEREAS, the Authority advertised with the Career Development Department at Rutgers, New Jersey Institute of Technology, Stevens Institute of Technology and The College of New Jersey and received 41 resumes for the position; and

WHEREAS, the Authority interviewed 7 candidates and found the most qualified candidate for the position; and

WHEREAS, the Human Resources Officer and Principal Engineer recommend Cameron Withum of Milltown, New Jersey, an Mechanical Engineering student at Rutgers University, to fill the position of summer intern to work with the Authority Engineering 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 hire Mr. Cameron Withum of Milltown, NJ as summer intern to work in the Authority Engineering Department at a rate of up to \$17.00 per hour commencing on May 31, 2022 and ending no later than the last week of August, 2022.

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

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

ABSENT: Commissioner Whalen

RESOLUTION No. (83/22): To Hire Bonaventure Magrys as a Laboratory Technician

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

WHEREAS, for the more efficient operation of the Authority the Bayshore Regional Sewerage Authority has a need to hire a new employee in the position of Laboratory Technician to fill a vacated position; and

WHEREAS, the Authority posted the position of Laboratory Technician for plant personnel prior to accepting applications; and

WHEREAS, the Authority management staff have interviewed qualified candidates for the position of Laboratory Technician; and

WHEREAS, Bonaventure Magrys of Cliffwood Beach, NJ has demonstrated through his resume and interview the qualities for the position of the Laboratory Technician; and

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

NOW THEREFORE BE IT RESOLVED the Commissioners of the Bayshore Regional Sewerage Authority authorize the hiring of Bonaventure Magrys of Cliffwood Beach, NJ as Laboratory Technician at a starting pay rate of \$30.99 per hour, with a 180 day probationary period and pending the results of the Authority Criminal History, Drug and Alcohol Screening.

BE IT FURTHER RESOLVED subsequent to an acceptable 180 day probationary period Bonaventure Magrys 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 Lauro, and carried by a unanimous voice vote recorded as follows:

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

ABSENT: Commissioner Whalen

RESOLUTION No. (84/22): Authorizing Release of OHAD Associates, LLC and Execution of Developer’s Agreement with KRE Lloyd Road, LLC

WHEREAS, the Bayshore Regional Sewerage Authority (the “Authority”) previously entered into a Developer’s Agreement with OHAD Associates, LLC (“OHAD”) to construct a development, within a project known as the Regent Park, on certain land and premises owned, or about to be owned, by OHAD Associates, LLC, to be known as Block 143, Lots 1.02 and 12 (Lloyd Road and Thornton Road), on the Township of Marlboro tax map (the “Property”); and

WHEREAS, OHAD Associates, LLC, subsequently sold the Property and approvals to KRE Lloyd Road, LLC (“KRE”); and

WHEREAS the Authority had previously granted final approval for the Property’s sewer connection to OHAD; and

WHEREAS, KRE has requested that it be permitted to transfer said final approval for its connection into the sanitary sewer system for treatment by the Authority, and to defer a portion of the total connection fee of \$1,395,896.50 due the Authority in accordance with its revised “Phasing Plan”; and

WHEREAS, the Authority is desirous of consenting to the proposed developer’s agreement with KRE.

NOW THEREFORE BE IT RESOLVED That the Commissioners of the Bayshore Regional Sewerage Authority hereby authorizes the execution of a new developer's agreement with KRE to develop the Property.

BE IT FURTHER RESOLVED The Authority hereby authorizes the release of OHAD from the Developer's Agreement upon receipt of the executed KRE developer's agreement and Payment Bond, subject to attorney review.

BE IT FURTHER RESOLVED Upon Satisfaction of the above terms and conditions, the Chairman, Secretary, and Executive Director are hereby authorized to execute the necessary agreements and to file it with the Monmouth County Clerk's office.

BE IT FURTHER RESLOVED That this approval is good for a one-year period.

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

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

ABSENT: Commissioner Whalen

ADJOURNMENT

ANNOUNCEMENT (by Chairman Cavanagh):

The next B.R.S.A. Public Meeting is scheduled for Monday, April 16, 2022, at 7:00 P.M.

All meetings take place in the Administration Building of the Authority located at 100 Oak Street, Union Beach, NJ 07735.

At 7:58 P.M. Chairman Cavanagh called 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 Lauro, McMullen, Mioduszewski, Sutton, and Chairman Cavanagh

ABSENT: Commissioner Whalen

Respectfully submitted,
Victoria DuDasko, Administrative Assistant/HR