



BAYSHORE REGIONAL SEWERAGE AUTHORITY

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

Peter J. Canal
EXECUTIVE DIRECTOR

MINUTES FOR REGULAR MEETING (via Zoom) MONDAY, JUNE 20, 2022

At 7:01 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 June 20, 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, Sutton, Whalen and Chairman Cavanagh

ABSENT: Commissioner Mioduszewski

Also, in attendance at Authority Offices: Peter Canal, Executive Director, Thomas Petti, P.E., Principal Engineer, Victoria DuDasko, HR/Admin. Assistant, Carlos Nunes, IT

Also in attendance via Zoom: J. Michael Broyles, Roy Anderson, John Napolitano, Esq. General Counsel, Manuel Ponte, P.E. Consulting Engineer, Michael Bart, CPA, Michael Samuel, P.E., R3M Engineering, Daniel Dougherty of Dynamic Engineering, Julian Chianelli of Hazen & Sawyer, Edward Barboe of Hazen and Sawyer, and Mary Baumann, Stenographer

CONNECTION FEE PUBLIC HEARING

CONNECTION FEE PUBLIC HEARING MINUTES WERE RECORDED BY THE STENOGRAPHER

RESOLUTION

RESOLUTION NO. (95/22): To Adopt the 2022/2023 Connection Fee

WHEREAS, in accordance with the Sewerage Authorities Law, N.J.S.A. 40:14A-1 et seq., governing the Bayshore Regional Sewerage Authority (“Authority”), as amended, and Rules and Regulations of the Bayshore Regional Sewerage Authority, the Authority has conducted a Public Hearing on its Revised Connection Fee based on the 2021 Audit and Connection Fee calculation prepared by the Authority Certified Public Accountant as well as the 2021 (“EDU”) Equivalent Domestic Unit report prepared by the Authority Consulting Engineer; and

WHEREAS, the Authority specifically finds it to be reasonable and necessary to adopt the annexed connection fee charge.

NOW THEREFORE BE IT RESOLVED by the Commissioners of the Bayshore Regional Sewerage Authority that the Revised Connection Fee of the Authority is hereby adopted and approved.

BE IT FURTHER RESOLVED that the Connection Fee on the attached Exhibit “E” (partial) be, and is hereby incorporated and made part of the Section 7 “Fees” of the Rules and Regulations of the Authority until such time that a revised connection fee is adopted by the Authority.

BAYSHORE REGIONAL SEWERAGE AUTHORITY

EXHIBIT “E” (partial)

Connection Fees

In accordance with NJSA 40:14A-8, the Bayshore Regional Sewerage Authority hereby establishes connection fees for a direct or indirect connection with, or the use of services of the Authority Sewerage System for the Year 2022/2023.

Connection fee \$5,128.00 for the year 2022/2023 fiscal year

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

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

ABSENT: Commissioner Mioduszewski

PRESENTATION

Mr. Daniel Dougherty of Dynamic Engineering (Developer’s Engineer) reported on Holmdel Family Apartments LLC Project, that was on the agenda for Sanitary Sewer Connection & TWA Approval

- Mr. Dougherty reported Holmdel Township with Walters Group, LLC (Developer) is in the process of constructing 100% affordable housing units on Laurel Avenue. The Walters Group, LLC is under contract with Holmdel Township, and has paid all local township fees to help meet their affordable housing needs by constructing fifty (50) affordable housing unit apartments. The developer has paid the BRSA connection fee in full in the amount of \$127,965. The apartments are expected to generate 11,250 gallons of wastewater per day, based on the projected flow criteria of the Authority of 225 gallons per day per EDU.
- Chairman Cavanagh inquired who will own the apartments after they are complete? Chairman Cavanagh was informed by Mr. Dougherty that Walters Group LLC will own and rent all the units.
- Chairman Cavanagh asked if any sewage pumping facilities will be required? Mr. Dougherty stated the project will be gravity fed.
- Commissioner McMullen asked about the 50% reduction in connection fees in regards to affordable housing units and how do we obtain the difference? Mr. Napolitano stated we will not be able to recover the difference. Commissioner McMullen inquired if this would affect the budget and was informed it would not.

- Chairman Cavanagh inquired if the affordable housing units would have a community center? Mr. Dougherty stated there is a club house in the plans.

Mr. Julian Chianelli of Hazen & Sawyer, D.P.C. reported on Contract 131, Grit Facility Repairs & Improvements

- Mr. Chianelli reported the Grit Facility Repairs & Improvements project includes work in our aerated grit chambers and adjacent flow division chamber, which includes structural repairs, replacement of mechanical components and process improvements. The project is expected to take about 20 months to complete while still conducting Authority operations. The bidding process for this project is already complete, with three sealed bids received. The lowest bidder was BR Welding, Inc with a bid of \$1,906,250.00. There is a resolution on the agenda this month to award the project to BR Welding in that amount. Hazen has also provided a proposal for Construction Administration & Inspection Services, which includes part-time inspection, submittal review, and other construction administration services in the amount of \$248,500.00. Mr. Petti stated we have reviewed the proposal and are recommending award of the Construction Services Contract this month to Hazen in that amount.
- Commissioner Sutton inquired if this project would interfere with the odor control processes? Mr. Petti assured Commissioner Sutton the covers will remain in place until the work is ready to be completed, but inevitably, we will need to get into each chamber for repairs, which will result in covers being removed. We will remain conscious of trying to keep odors to a minimum. Mr. Chianelli added that while repairing each chamber, the other two chambers will remain in service and the odor control system will remain functional.
- Commissioner Whalen asked how much lower was BR Welding, Inc's bid then the Authority's estimate? Mr. Petti replied the bid was \$600,000 lower than the Authority's initial estimate, but this is partially due to work completed by the Authority Staff that was removed from the Contract by addendum and not reflected in the estimate. Commissioner Whalen then asked if the work being completed was structural work? Mr. Chianelli informed Commissioner Whalen the scope includes structural and mechanical work. Commissioner Whalen also asked if we have similar worked completed by BR Welding Inc. and Mr. Petti responded they recently completed a primary clarifier rehab project for the Authority back in 2016 that included mechanical components and some structural concrete work. Mr. Petti added BR Welding was well qualified to complete the work and has many positive references.

Reports

BRSA Projects, Special Reports & Connection Applications

1. Executive Directors Report

- **COVID-19 Policy Update-** Regarding the Covid-19 policy, all remains status-quo, with nothing new to report at this time.
- **Disaster Recovery Update-** C.114-S, Power Resiliency Generation (PRG) Project is proceeding. We have received an extension from FEMA and continue to wait for approval on the submitted Scope Change. We are also waiting on the NJDEP and IBank for their final approval. We anticipate closing the loan soon and bidding in late summer/early fall.
- **Dorr Oliver-** The design continues to proceed well. Hazen & Sawyer will conduct the required Value Engineering at the 30% design level.
- **Financial-** We are a member of the NJ Sustainable Energy Joint Meeting (NJSEM) group for bulk purchase of electrical generation for our smaller remote locations. On May 11, 2022, the NJSEM accepted electronic bids for Electrical Power Supply, which came in over the strike price. Unfortunately, due to the extremely elevated energy market prices, no contracts have been awarded and we will be paying market rate. The NJSEM will closely monitor energy markets and will act to seek re-pricing when available. Also, Gable Associates who is our consultant for the larger energy supply group, the NJSMUAESA, is scheduling a meeting for June 29 to discuss seeking new bids. We have been paying market rate at the treatment plant and pump stations since May 15, which is approximately 55% higher than our last bid contract. There are payments to approve this month for Project Fund (PF) No.3, for Power Resiliency Generation Project (PRG) for Cleary Giacobbe Alfieri Jacobs LLC in the amount of \$1,110.00, R3m engineering, inc. in the amount of \$1,864.50 and HDR Engineering in the amount of \$10,490.00. We are also making our 2nd and final 2022 Bond payments to NJ I-Bank in the amount of \$586,368.03. Lastly, there is a need to move 2 operating account bill payments from checks to electronic payments for Verizon Fios and FP postage.
- **Human Resources-** Our recently hired Laboratory Technicians have begun their new positions on May 2nd and May 31st with a 180-day probationary period. We also have personnel matters for closed session.
- **Security-** The Authority Staff has returned to installing additional cameras on Saturdays.
- **Other-** A few employees from the Authority attended the visitation services and funeral of John Molnar, the employee that passed away on May 31, 2022 while on duty at the Township of Middletown Sewer Authority. Chairman Cavanagh inquired if there was any new knowledge about the event that lead to Mr. Molnar's death? Mr. Canal responded that the matter remains under investigation.

2. Principal Engineer Report

- **Contract 122 – Interceptor Sewer Rehabilitation Phase 3** –We have been informed the liner is scheduled for delivery by June 30th. We are hoping to have the

lining scheduled by July with 3-4 weeks for installation. We have had a conversation with the Township of Hazlet in the beginning of this project. We will reach out to the Township again prior to the work beginning to ensure all residents are notified.

- **Contract 131 – Grit Facility Repairs & Improvements** – This is our chamber grit project which Hazen reported on. We have received three (3) bids for this project, we are recommending BR Welding, Inc. with a low bid of \$1,906,250.00 with a resolution on for tonight to award. We have also solicited a proposal from Hazen Construction Administration & Inspection Services for the project and they have proposed in the amount not to exceed \$248,500.00. We are also recommending Hazen and have a resolution on for that as well.
- **Contract 137 – West Keansburg Force Main Replacement Phase 2** –R3M has submitted of the drafts andspecs and we provided comments on June 10th. R3M is working on finalizing the bid documents. We are also waiting on a permit from NJDEP. We are expecting the permit within the next 2-3 weeks. We are hopeful to have the project out to bid this summer and award this September. We do have a resolution on tonight to authorize advertisement of the project after the permit from NJDEP is obtained.

-Chairman Cavanagh asked what intersection this project was located. Mr. Petti responded it is off the intersection of Jersey Ave and Rose Lane. We have had conversations with IFF, JCP&L with no concerns from those entities.

- **Interceptor Sewer Rehabilitation Phase 4** – This is our other interceptor rehabilitation phase 4 project. We are expecting to receive the alternatives analysis this week. Then we will be proceeding to 30% design submittal. This design is scheduled to be complete by the end of the year.
- **Contract 141-O – Annual Security Services Contract** – This is our annual security services contract, and is for the security officer for the night shift. Our current one-year contract is scheduled to expire in September, and we are out of extensions. We do have to get an authorization to advertise for a new contract, so there's a resolution on tonight to authorize advertisement.

-Commissioner McMullen asked how much has been spent on odor control? Mr. Petti responded since 2016 we have completed scrubber number 1 for \$450,000 and in 2018, we have completed the other 3 scrubbers for half a million. A little over a million in construction and \$200,000 in engineering design.

- **Holmdel Family Apartments, B. 57, L. 2, 625 Laurel Avenue, Holmdel** –This project was presented on. This project does require a TWA, so there is a resolution on tonight to approve the connection and signing of the TWA for the project.

3. Consulting Engineer – R3M

- **Power Resiliency System** – HDR has completed the design and R3M continues to assist with the Bayshore staff with FEMA and the various agencies involved. We have received comments from the New Jersey State Comptroller. We are responding to the Comptroller's comments and hope to be ready for bid by the end of the Summer.

- **WPCP-Miscellaneous Structural Repairs-** Is currently under construction and proceeding well.
- **Site-Specific Odor Control Improvements** –The smoke emissions test was successful and resulted in a more airtight system that will prevent odors from escaping. We are continuing with the additional field work and the design.
- **Administration Building Roof Replacement-** The administration building was constructed in two phases with an outside wall that remains in between the old and new building, resulting in some complexities in how the roof can be installed. We are working with an architect and the Authority staff to come up with a streamlined solution that will keep costs to a minimum.
-Commissioner McMullen enquired the age of the roof on the administration building? Mr. Ponte stated the roof was from the early 1990's. Mr. Petti added we are replacing the entire roof, but it is two separate roofs that are connected together.

4. Director of Operations Report

- **Plant Performance-** The flow for May is about 120,000 gallons per day more than it was in April. Therefore a slight increase in flow, about 5,000,000 gallons total for the month.
- **Effluent Quality-** Has returned to numbers we're more commonly experience, with 3% increase in percent removal for suspended solids and a 1% increase in percent removal for CBOD
- **Biosolids Removal-** We have burned about 7 gallons per dry ton less fuel oil, then we did in April.
- **Odor Complaints-** We received no odor complaints for this month. However, we have received a noise complaint, which we are investigating.
-Chairman Cavanagh asked if the complaint is like complaints in the past? Mr. Broyles responded the complaint is like prior complaints.
- **Operations-** In May we had two unscheduled shutdowns. One due to polymer quality issues and the other was due to an electrical issue. We have conducted a heat up and re-plug in place of burning sludge on those days.
-Chairman Cavanagh asked about the long-term effects of heating up and re-plugging. My. Broyles responded this was a for a short period of time.
- **Compliance, Safety, and Training-** We had a significant amount of outside education and safety training. Some of the training included confined space, hearing protection, respiratory protection, bloodborne pathogens, fire safety, fall protection and some training on spill prevention, control, and countermeasures (SPCC) which were all completed in May. The first coastal compliance inspection of 2022 was conducted with no issues to report. We had a JIF lost control inspection with some new suggestions for improvement, regarding the crane truck.
- **Laboratory-** we received the final report for the proficiency test, as well as a letter from the NJDEP stating we performed acceptably for all parameters. The two new employees are continuing to receive training from the chemist.
- **Industrial Pretreatment-** We were in contact with Holmdel Township with some buildup of grease in their collection system. It is suspected that Saker is doing more than office and warehousing, so we will be investigating.

- **Computers, Instrumentation and Network Administration-** The camera installation is going accordingly. The Fluke eMaint X5 software has been considered, as a replacement for our current CMMS, but we have decided to remain with what we are currently using.
- **Treatment Plant-** We continue to work on Grit Chamber number 1, and we hope to have that complete by the end of June. we will start working on Grit Chamber number 2 once complete with Chamber number 1.
- **Collection System-** Due to age and intermittent failures, we replaced the electromechanical contactors for Seal Water Pump A and B at the West Keansburg Pump Station.

5. Legal Report - Closed Session

TREASURER’S REPORT

STATEMENT OF CASH RECEIPTS AND CASH DISBURSEMENTS

	Balance
	May 31, 2022
<u>UNRESTRICTED INVESTMENTS</u>	
Lakeland Bank-CD#1	\$ 0.00
Lakeland Bank-CD#2	<u>\$ 0.00</u>
TOTAL UNRESTRICTED INVESTMENTS	\$ 2,119,273.30
<u>TD BANK UNRESTRICTED CASH</u>	
Incoming Revenue Account	\$ 17,416.83
Operating Regular Account	\$ 2,611,352.10
Operating Reserve Account	\$ 7,628,962.22
Operating Payroll Account	<u>\$ 710,379.89</u>
TOTAL UNRESTRICTED CASH	\$ 10,968,111.04
TOTAL UNRESTRICTED CASH & INVESTMENTS	\$ 13,087,384.34
<u>RESTRICTED INVESTMENT</u>	
Cash Management	\$ 7,339,642.08
Lakeland Bank Reserved Checking	\$ 3,120,873.26
TOTAL RESTRICTED INVESTMENTS	\$10,460,515.34
<u>RESTRICTED CASH</u>	
NJEIT Project Fund	\$ 464,026.84
NJEIT Project Fund #II	\$ 3,677,253.03
NJEIT Project Fund #III	\$ 1,044,461.60
Bond Service Fund	<u>\$ 690,692.67</u>
TOTAL RESTRICTED CASH	\$ 5,876,434.14
TOTAL RESTRICTED CASH & INVESTMENTS	<u>\$16,336,949.48</u>
TOTAL AUTHORITY ACCOUNTS	<u>\$29,424,333.82</u>

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

BRSA CHARGES	May 31, 2022
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 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

RENT RESERVE ACCOUNTS as of May 31, 2022	
Hazlet Township Sewerage Utility	\$ 730,933.09
Township of Holmdel	\$ 323,600.65
Borough of Union Beach	\$ 198,573.10
Borough of Keyport	\$ 301,865.58
Borough of Keansburg	\$ 268,160.67
Borough of Matawan	\$ 328,062.41
Western Monmouth Utilities Authority	\$ 117,067.06
Township of Aberdeen	\$ 484,830.55
TOTAL	\$ 2,753,093.11

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

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

ABSENT: Commissioner Mioduszewski

PAYMENT OF REQUISITIONS

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

Operating Fund Req. No. 610 (Regular)	\$ 868,633.76
Payroll Account Req. No.P258 (Payroll)	\$ 291,802.85
NJEIT Project Fund #III Req.#PF-22	\$ 13,464.50
Zion Debt Services Payment DS#-17	\$ 23,097.79
Zion Debt Services Payment DS#-18	\$ 168,465.20
Zion Debt Services Payment DS#-19	\$ 59,572.23
Zion Debt Services Payment DS#-20	\$ 53,972.20
Zion Debt Services Payment DS#-21	\$ 394,546.78
Zion Debt Services Payment DS#-22	\$ 137,849.05

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

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

ABSENT: Commissioner Mioduszwski

APPROVAL OF MINUTES

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

Regular Meeting Minutes of May 16, 2022

Closed Session Minutes of May 16, 2022

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

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

ABSENT: Commissioner Mioduszwski

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. (96/100): Resolution of the Bayshore Regional Sewerage Authority in Support of Clean Water, Healthy Families, Good Jobs

WHEREAS, clean water is critical for the economic vitality, environmental health, and quality of life within New Jersey cities; and

WHEREAS, New Jersey's aging water infrastructure is in urgent need of extensive upgrades; and

WHEREAS, aging water infrastructure is costly for New Jersey; for example, 130 million gallons of treated drinking water are lost per day to leaky pipes, flooding resulted in hundreds of millions of dollars in damage last year alone, and lead-contaminated drinking water has caused immeasurable damage to the health of children, especially in some of the state's most vulnerable communities; and

WHEREAS, budget constraints, expensive capital requirements, and ongoing operating costs to address these issues can pose major financial challenges; and

WHEREAS, Governor Murphy and the state legislature have an opportunity to make a historic investment in water infrastructure and demonstrate that New Jersey is a leader on one of the most important issues we face; and

WHEREAS, new state mandates for the replacement of lead service lines, removal of PFAs (per- and polyfluoroalkyl substances) contamination, upgrades to combined sewer systems, and addressing aging and unreliable drinking water, wastewater, and stormwater systems in the face of climate change impacts will require significant local funds; and

WHEREAS, the United States Environmental Protection Agency estimates that New Jersey will require \$8.5 billion over the next 20 years for drinking water projects and \$17.5 billion over the next 20 years for clean water projects, for a total of at least \$26 billion; and

WHEREAS, these costs will be passed on to customers of drinking water and wastewater systems through user rates and/or increases in property taxes; and

WHEREAS, the State of New Jersey received \$6.4 billion from the federal American Rescue Plan Act that may be used for investments in water and sewer infrastructure; and

WHEREAS, New Jersey is receiving \$1 billion over five years from the federal Infrastructure Investment and Jobs Act (aka the Bipartisan Infrastructure Law); and

WHEREAS, investing an additional \$1.2 billion of federal funds in water infrastructure by the State of New Jersey, for a combined total of \$2.2 billion in federal funds, offers a generational opportunity to protect public health and reestablish a state of good repair for our communities' drinking water, wastewater, and stormwater systems; and

WHEREAS, the investment would also help remove emerging contaminants from drinking water, protect property from chronic flooding, reduce water pollution, increase water system efficiency, and make water bills affordable for everyone, all while creating tens of thousands of jobs.

NOW, THEREFORE, it is hereby resolved by the Commissioners of the Bayshore Regional Sewerage Authority that the Bayshore Regional Sewerage Authority endeavors to request that the State of New Jersey/Governor Murphy/New Jersey State Legislature:

1. Commit an additional \$1.2 billion in funding from its American Rescue Plan funds to ensure every community has affordable, safe drinking water, clean waterways, and flood protection; and
2. Grow the amount of federal funding for New Jersey water projects; and

3. Prioritize investments in overburdened communities.

Adopted at a meeting of the Board of Commissioners of the Bayshore Regional Sewerage Authority on June 20, 2022

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

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

ABSENT: Commissioner Mioduszewski

Resolution No. (97/22): To Authorize Advertisement for Public Bids on Contract No. 141-O, Security Services

WHEREAS, the Bayshore Regional Sewerage Authority (“Authority”) has a need for security services that will monitor the Wastewater Treatment Plant site, buildings and alarm system during the night shift for 8 hours per day, 7 days per week; and

WHEREAS, the Authority has a current Contract with Wisdom Protective Services, LLC for the security services which expires on September 18, 2022; and

WHEREAS, the Authority intends to rebid the Contract; and

WHEREAS, the Authority requires authorization to solicit public bids for a new Contract.

NOW THEREFORE BE IT RESOLVED the Commissioners of the Bayshore Regional Sewerage Authority authorize the Qualified Purchasing Agent and Principal Engineer to advertise for public bids for Contract 141-O Security Services in the Authority Official Newspaper and on the Authority Website.

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

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

ABSENT: Commissioner Mioduszewski

Resolution No. (98/22): To Approve Sanitary Sewer Connection Application for Holmdel Family Apartments, LLC, Developer of the Holmdel Family Apartments Project

WHEREAS, Holmdel Family Apartments, LLC (“Applicant”), is the project developer of a proposed Residential Apartment Community located at 625 Laurel Avenue, further designated as Block 57, Lot 2 in the Township of Holmdel, a 50 Equivalent Dwelling Units (“EDUs”) project; and

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

WHEREAS, the Developer has indicated they have received all local approvals including local sanitary sewer approval; and

WHEREAS, for the purposes of the Bayshore Regional Sewerage Authority (“Authority”) Sanitary Sewer Connection and any subject Developer’s Agreement, the Project is

expected to generate 11,250 gallons per day of wastewater, which is calculated using the Authority's projected flow criteria of 225 gallons per day per EDU; and

WHEREAS, for the purposes of the New Jersey Department of Environmental Protection Treatment Works Approval ("TWA") Application, the Project is expected to generate 11,550 gallons per day of wastewater, which is calculated using the projected flow criteria from N.J.A.C. 7:14A-23.3; and

WHEREAS, the Authority's Principal Engineer has reviewed the Developer Application and is recommending sanitary sewer connection approval; and

WHEREAS, the Developer has paid the connection fee of \$127,975.00.

NOW THEREFORE BE IT RESOLVED by the Commissioners of the Bayshore Regional Sewerage Authority that Holmdel Family Apartments, LLC, Developer of the Holmdel Family Apartments is hereby granted sanitary sewer connection approval for the above-referenced project.

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

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

ABSENT: Commissioner Mioduszewski

Resolution No. (99/22): To Award Engineering Construction Administration and Inspection Services for Contract 131, Grit Facility Repairs & Improvements to Hazen & Sawyer, D.P.C. in the amount of \$248,500.00

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

WHEREAS, by Resolution No. 83/21, the Authority contracted with Hazen & Sawyer, D.P.C., of Edison, NJ for the engineering design services for the Grit Facility Repairs & Improvements; and

WHEREAS, Hazen & Sawyer, D.P.C., has submitted an engineering construction administration and inspection services proposal for the Grit Facility Repairs & Improvements Project, dated June 7, 2022, in the amount of \$248,500.00; and

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

WHEREAS, in accordance with N.J.S.A 5:30-5.4 (a) (3), the Authority certifies the availability of funds in the Treatment Plant Equipment & Improvements line item of the Authority Capital Budget, to cover the maximum dollar value of the pending Contract set forth in this Resolution.

NOW THEREFORE BE IT RESOLVED, the Commissioners of the Bayshore Regional Sewerage Authority hereby approve the proposal for Engineering Construction Administration and Inspection Services for Contract 131, Grit Facility Repairs & Improvements Project to Hazen & Sawyer, D.P.C., of Edison, NJ in accordance with the terms and conditions of their proposal, dated June 7, 2022, in the amount not to exceed \$248,500.00.

BE IT FURTHER RESOLVED, that the Chairman and Secretary are hereby authorized to execute the Contract agreement with Hazen & Sawyer, D.P.C., of Edison, 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 Lauro, McMullen, Sutton, Whalen and Chairman Cavanagh

ABSENT: Commissioner Mioduszewski

Resolution No. (100/22): To Authorize Advertisement for Public Bids on Contract 137, West Keansburg Force Main Replacement – Phase 2

WHEREAS, the Bayshore Regional Sewerage Authority (“Authority”) owns and operates a sanitary sewer force main pipeline known as the West Keansburg Force Main in Hazlet, NJ; and

WHEREAS, as a result of a recent inspection, there is a need to replace an approximately 210 linear foot section of the force main due to age and corrosion; and

WHEREAS, the Authority has contracted with R3M Engineering, Inc. to develop Contract 137, West Keansburg Force Main Replacement – Phase 2 with technical specifications for the work and design documents for the solicitation of public bids, by Resolution No. 133/21.

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 137, West Keansburg Force Main Replacement – Phase 2 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 Lauro, McMullen, Sutton, Whalen and Chairman Cavanagh

ABSENT: Commissioner Mioduszowski

Resolution No. (101/22): To Award Contract 131, Grit Facility Repairs & Improvements to BR Welding, Inc. of Howell, NJ in the amount of \$1,906,250.00.

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

WHEREAS, the Authority has contracted with Hazen & Sawyer, D.P.C. 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, in accordance with Local Public Contracts Law, the Authority advertised for Contract 131, Grit Facility Repairs & Improvements, and three (3) sealed bids were received and publicly opened on June 2, 2022 at 11:00 A.M., with the low bidder being BR Welding, Inc. of Howell, NJ in the amount of \$1,906,250.00; and

WHEREAS, the Authority Attorney, Principal Engineer and Hazen & Sawyer, D.P.C. have reviewed the bids and are recommending award of the Contract to BR Welding, Inc. of Howell, NJ in the amount of \$1,906,250.00; and

WHEREAS, in accordance with N.J.S.A 5:30-5.4 (a) (3), the Authority certifies the availability of funds in the Treatment Plant Equipment & Improvements line item of the Authority Capital Budget, to cover the maximum dollar value of the pending Contract as set forth in the Resolution.

NOW THEREFORE BE IT RESOLVED, the Commissioners of the Bayshore Regional Sewerage Authority that BR Welding, Inc. of Howell, NJ is hereby awarded Contract 131, Grit Facility Repairs & Improvements in the amount of \$1,906,250.00 in accordance with the terms and conditions of the bid and Contract Documents.

BE IT FURTHER RESOLVED, 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:

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

ABSENT: Commissioner Mioduszowski

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 8:05 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 Lauro, and carried by a unanimous voice vote recorded as follows:

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

ABSENT: Commissioner Mioduszewski

END CLOSED SESSION

Chairman Sutton calls for a **MOTION** to End Closed Session and Re-Open the Regular Meeting @ 8:14 P.M.

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

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

ABSENT: Commissioner Mioduszewski

Resolution No. (102/22): To freeze the Unused Accumulated Sick Time of Steven Spano

WHEREAS, The Bayshore Regional Sewerage Authority, "Authority" was in need of Assistant Superintendent of Operations, a Non-Union, supervisor role; and

WHEREAS, the role was filled effective October 31, 2021, by Steven Spano, a Union employee of the Authority; and

WHEREAS, as per the "Personnel Policies and Procedures and Employee handbook" employees are able to accumulate up to 240 hours of sick time; and

WHEREAS, Mr. Spano had accumulated 237 hours of sick time while in his union role: and

NOW THEREFORE BE IT RESOLVED, by the Commissioners of the Bayshore Regional Sewerage Authority that Mr. Spano shall be afforded the same benefits as any Authority salaried (Non-Union) employee with his remaining sick time to be frozen at its existing level of 237 hours at a rate of \$40.22 an hour.

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

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

ABSENT: Commissioner Mioduszowski

Resolution No. (103/22): To Grant Daniel Bongiovanni Regular Employment Status Effective May 30, 2022

WHEREAS, Daniel Bongiovanni was hired as a probationary employee in the job title of Finance Administrator on February 28, 2022; and

WHEREAS, the probationary period expired on May 29, 2022; and

WHEREAS, the Executive Director has reviewed his performance and recommends that Mr. Bongiovanni be granted Regular Status effective May 30, 2022.

NOW THEREFORE BE IT RESOLVED by the Commissioners of the Bayshore Regional Sewerage Authority that Daniel Bongiovanni is hereby granted Regular Status as an employee of the Bayshore Regional Sewerage Authority, and is further granted the rights and privileges, and responsibilities of the position.

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

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

ABSENT: Commissioner Mioduszowski

Resolution No (104/22): To Ratify Temporary Shared Services Agreement between the Bayshore Regional Sewerage Authority and the Township of Middletown Sewerage Authority

WHEREAS, the Township of Middletown Sewerage Authority (“TOMSA”) was in need of additional employees to work and operate the TOMSA plant for a temporary period due to an unanticipated event; and

WHEREAS, the Bayshore Regional Sewerage Authority (the “Authority”) agreed to provide three (3) Authority employees to work and operate the TOMSA plant during shifts on Monday, June 6, 2022 from 2:00 p.m. to 12:00 a.m.; on Tuesday, June 7, 2022 from 7:00 a.m. to 12:00 a.m.; and if needed on Wednesday, June 8, 2022 (the “Temporary Shifts”); and

WHEREAS, on June 6, 2022, the Authority and TOMSA entered into a Shared Services Agreement, attached hereto, for the Authority Employees to cover the Temporary Shifts and to otherwise establish the rights and responsibilities of each party (the “Agreement”); and

WHEREAS, the Agreement was approved by the Authority Attorney and signed by the Executive Director; and

WHEREAS, the Board of Commissioners has decided to ratify any and all actions taken in furtherance of this Resolution.

NOW THEREFORE BE IT RESOLVED, by the Commissioners of the Bayshore Regional Sewerage Authority hereby ratifies and approves any and all actions taken in furtherance of this Resolution, including the Agreement, as attached hereto.

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

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

ABSENT: Commissioner Mioduszowski

ADJOURNMENT

ANNOUNCEMENT (by Chairman Cavanagh):

The next B.R.S.A. Public Meeting is scheduled for Monday, July 18, 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 8:15 P.M. Chairman Cavanagh called for a **MOTION** to Adjourn the meeting.

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

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

ABSENT: Commissioner Mioduszowski

Respectfully submitted,

Victoria DuDasko, Administrative Assistant/HR