

Minutes of Meeting #590, February 22, 2021 – Stony Brook Regional Sewerage Authority

LOCATION: Via Teleconference, Conference Room, River Road Plant, Princeton, NJ

MEMBERS PRESENT: Downey, Goldfarb, Morehouse, Patel, Switlik, Vilaro-Munet

MEMBERS ABSENT:

CONSULTANTS: Alexander

STAFF PRESENT: Chong, Christiano, Doelling, Pchola, Pizarro

590.01

Chairman Downey opened the regularly scheduled meeting at 7:00 p.m. Chairman Downey indicated that pursuant to Section 13 of the Open Public Meetings Act, adequate notice of the time, place of this meeting and the teleconference information was given by filing with the Authority's official newspapers, each Clerk of each municipality, and by being posted on the Princeton Bulletin Board and the Authority's website.

Dr. Downey noted that this is the Authority's reorganization meeting and requested the Report from the Nominating Committee and the election of Officers for 2021.

Report of the Nominating Committee

Mr. Patel, Chairman of the Personnel Committee, nominated the following slate of Officers for 2021:

Gale D. Downey, Chairman
C. Schuyler Morehouse, Vice Chairman
David A. Goldfarb, Treasurer
Antonia Pchola, Secretary
Angela Christiano, Assistant Secretary

The nomination of Officers was closed and elected on a motion by Mr. Patel, seconded by Ms. Switlik, and passed by a vote of 6 to 0.

Committee Assignments

Dr. Downey made the following Committee assignments for 2021:

Construction Committee

C. Schuyler Morehouse, Chairman
Bharat Patel
Miguel Vilaro-Munet

Finance Committee

David A. Goldfarb, Chairman
Pamela Switlik

Personnel Committee

Bharat Patel, Chairman
Pamela Switlik

Oversight Liaison

Miguel Vilaro-Munet

590.02 Approval of Minutes

The minutes from January 25, 2021, Board meeting were approved as presented on a motion by Mr. Patel, seconded by Mr. Morehouse, and passed by a vote of 6 to 0.

590.03 Board Related Activities

Ms. Pchola indicated that the Authority will provide for the defense of and indemnity to Board members and employees of the Authority. Ms. Pchola explained that Resolution 2021-017, to Authorize the Defense and Indemnification of the Members and Employees of the Stony Brook Regional Sewerage Authority has been passed on an annual basis at the Authority's reorganization meeting. There have been no changes to this resolution and is the same as last year. Resolution 2021-017 was moved by Mr. Goldfarb, seconded by Mr. Morehouse, and passed by a roll call vote of 6 to 0. Resolution 2021-017 follows.

**Resolution to Authorize the Defense and
Indemnification of the Members and Employees
of the Stony Brook Regional Sewerage Authority**

Resolution No. 2021-017

WHEREAS, there exists a need to protect each past and present member and employee of the Stony Brook Regional Sewerage Authority ("SBRSA") from the monetary costs of fines, penalties, damages, settlements, costs, and legal fees associated with the defense of any civil or criminal actions which may be brought against the SBRSA, or any such member or employee, as the result of any action(s) or omission(s) relating to the duties of such member or employee to the SBRSA; and

WHEREAS, the SBRSA desires to provide such protection for each past and present member and employee from the financial consequences of any such civil or criminal action to the extent permitted by law and, therefore, provided that such alleged action or omission does not constitute actual fraud, actual malice, willful misconduct or an intentional wrong in the judgment of the SBRSA;

NOW, THEREFORE, BE IT RESOLVED by the Stony Brook Regional Sewerage Authority as follows:

1. The SBRSA shall, to the extent permitted by law, provide a defense and indemnification to the past and present members and employees of the SBRSA and, therefore, shall pay or otherwise reimburse each past and present member and employee of the SBRSA for all fines, penalties, damages, costs and legal fees associated with any civil or criminal action which may be brought against such member or employee based upon an act or omission of that member or employee arising out of and directly relating to the lawful exercise of his or her official duties or under color of his or her authority.

2. In any case where the SBRSA provides a defense to a member or employee, it is authorized and directed to make direct payments to counsel or reimburse the member or employee for the costs associated with his or her defense upon the approval by the SBRSA of proper vouchers submitted therefore, but in no case shall the SBRSA be authorized to pay or reimburse for legal fees and expenses exceeding those customarily charged for legal services in the defense of such actions.

3. For the purpose of this Resolution, the term “member” shall include any and all persons appointed by the governing bodies of the constituent municipalities pursuant to N.J.S.A. 40:14A-4

4. Any person seeking the provision of a defense and indemnification under the policy enunciated in this Resolution shall give prompt notice to the SBRSA of the pendency of any such civil or criminal action for which payment or reimbursement is sought, at which time the SBRSA shall by Resolution implement the provisions set forth herein.

5. It is within the sole discretion of the SBRSA, in any action where the provision of such a defense and indemnification is sought by a member or employee, to:

- a.** Provide a defense by an attorney chosen by the SBRSA;
- b.** Provide a defense by an attorney of the member or employee's choosing; or
- c.** Assert the SBRSA's right under any appropriate insurance policy which requires the insurer to defend and indemnify.

6. Notwithstanding the foregoing, the SBRSA may refuse to provide for the defense or to indemnify any past and present member or employee of the SBRSA in any action referred to above or may recover any amounts paid on behalf of such member or employee for such defense if in its sole discretion it has reason to conclude that the act or omission was:

- a.** Not within the scope of such member or employee's duties or was carried out in an individual capacity;

- b. The subject matter of any action brought by the SBRSA against the member or employee;
- c. A violation of the Local Government Ethics Law (P.L. 1991, c. 29); or
- d. Due to actual fraud, actual malice, willful misconduct or an intentional wrong.

7. In the event a contested matter, to which this Resolution is applicable, is resolved by way of settlement, the SBRSA may take into account the facts, circumstances and allegations which led to the settlement in its determination of whether it may, subject only to the provisions of paragraph 6, indemnify such past and/or present member(s) and/or employee(s) against whom such settled claims had been made.

8. It is the intention of this Resolution to set forth the policy of the SBRSA with respect to the defense and indemnification of persons associated with the SBRSA in the management of its affairs and businesses to the maximum extent permitted by law, and if any provision hereof or the application hereof to any person or circumstance is held invalid by a court of competent jurisdiction, such invalidity shall not affect other provisions of this Resolution and to this end the provisions hereof are declared to be severable.

9. The policy set forth in this Resolution shall take effect immediately, but shall automatically expire unless re-authorized at each annual reorganization meeting of this Authority.

<u>Recorded Vote:</u>	<u>AYE</u>	<u>NO</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Gale D. Downey	X			
David A. Goldfarb	X			
C. Schuyler Morehouse	X			
Bharat Patel	X			
Pamela Switlik	X			
Miguel Vilaro-Munet	X			

Ms. Pchola stated that there were no pending consultant contracts to be awarded.

590.04 Planning and Administration

Ms. Pchola reported that the most current 12-month average daily flow at the River Road WWTP is 10,073,896 gpd with 733,959 gpd of inoperative flow leaving an available capacity of 2,252,145 gpd. The current 12-month average daily flow at the Hopewell WWTP is 268,755 gpd with 0 gpd of inoperative flow leaving an available capacity of 31,245 gpd. The current 12-month average daily flow at the Pennington WWTP is 276,527 gpd with 31,453 gpd of inoperative flow and is over capacity by 7,980 gpd.

Ms. Pchola reported that the monthly meter verifications were performed by staff on February 3 and February 4, 2021. All flow meters were within $\pm 5\%$.

Ms. Pchola indicated that at the North Ridge Meter Station there was a meter data adjustment from January 1 through January 4, 2021, which was a result of a carryover from the January meter certification.

Ms. Pchola indicated that at the Princeton Farms Meter Station the meter drifted away from its zero-flow condition starting on January 29, 2021. SBRSA staff adjusted the meter zero on February 3, 2021, and the meter was returned to service. The average daily zero offset was removed from the meter data for January 29 through January 31, 2021, and the flows were adjusted accordingly.

Ms. Pchola indicated that during the February meter verification, the Hopewell WWTP Influent Meter was found to be reading high by 6.46%. The January meter verification indicated that the meter was reading high by 1.60%. The meter data from January 5 through January 31, 2021, was adjusted down by 4.03% which is the average of the February and January meter verifications.

Ms. Pchola noted that the Summary Comparing Billing Meter Summation vs River Road WWTP Influent Meter Report indicates that the billing meter total was off by approximately eighteen percent (18%) from the influent flow meter. The difference is approximately 2 mgd. Staff contacted Kleinfelder for additional assistance in investigating the meter issue. Staff believes that the issue is with the Influent Venturi flowmeter. Staff believes that the billing meters are correct.

590.05 Approval Requests and Actions

There were no Board member comments on the Approval Report. The following Approval Requests and Actions Report is included in the meeting minutes for information.

Allocated Flow Update

Princeton University East Campus Garage and Soccer Stadium Block 50.01, Lot 18, Princeton: The Treatment Works Application was approved at the January 25, 2021, Board meeting (Resolution 2021-012), and 6,333 gpd have been added to the inoperable flow of the River Road WWTP.

Schoolhouse Village (Block, Lots 2, 3.01 and 3.03) South Brunswick: CPL Partnership, LLC provided its annual update for the Schoolhouse Village project that was approved in 2016 for the construction of thirty (30) single-family homes for a total flow rate of 9,000 gpd. The update indicated that 17 additional homes have been occupied for a flow rate of 5,100 gpd and this flow rate has been removed from the South Brunswick inoperative flow. As of January 20, 2021, twenty-three (23) homes are complete and occupied for this project and seven (7) homes are under construction. To date, a total of 6,900 gpd have been removed from the inoperable flow for this project.

590.06 Regulatory Report

There were no Board member comments on the Regulatory Report. The following Regulatory Report is included in the meeting minutes for information.

Discharge Monitoring Report (DMR)

The Discharge Monitoring Reports for January 2021 are currently being prepared.

Residuals Discharge Monitoring Report (RDMR)

The November 2020 RDMRs were submitted. All River Road parameters were compliant with the Air Permit requirements.

The December RDMR is currently under review.

The River Road 2020 annual Residuals Waste Characterization Report (RWCR) was submitted to NJDEP. All parameters were within the expected ranges for this facility.

The River Road 2020 annual RWCR for sludge production was submitted to NJDEP.

The 2020 Hopewell and Pennington annual RWCRs for sludge production were submitted to NJDEP.

The semi-annual 2020 RDMR for Hopewell and Pennington were submitted to NJDEP. The results were within the expected ranges for these facilities.

Air Reporting

The 4th quarter 2020 Incinerator Sludge Metals Report was submitted to NJDEP. There were no exceedances of the monthly and 12-month weighted average metals concentration limits nor the 12-month rolling lead or mercury emission limits.

The 4th quarter 2020 Excess Emissions and Monitoring Report was submitted. Incinerator No. 1 operating with AB (OS1) had 1.17 hours of excess Oxygen emissions (Oxygen <3.0%). Carbon Monoxide (CO) concentrations during these periods were less than 100 ppm_{dv} at 7% Oxygen.

The semi-annual 40 CFR 60, Subpart O Report for the last six months of 2020 was submitted. There were no excess emissions reported for scrubber differential pressure or Oxygen.

The federal annual 40 CFR 503 Subpart E report was submitted to EPA utilizing the Central Data Exchange (CDX) portal. The 40 CFR 503 limits were not exceeded for the seven reported metals: arsenic, beryllium, cadmium, chromium, lead, mercury, and nickel. This report also provides daily and monthly averages for combustion hearth temperatures, afterburner temperature, RTO temperature, pressure drop, CO, and Oxygen.

The Title V 2020 Combined 2nd Half Semi-Annual Deviation Report/Annual Compliance Certification was prepared by staff and submitted to NJDEP and EPA. This report includes all deviations that occurred throughout the reporting year including the requirements for Subpart LLL.

The 40 CFR 62 – Subpart-LLL Annual Compliance Report and the Subpart-LLL Semi-Annual Deviation Report were submitted.

Miscellaneous

Incinerator Slag disposal annual recertification application was submitted to Waste Management of Pennsylvania on February 12, 2021 and was approved.

590.07 Safety

Ms. Pchola reported that the Authority has applied for a \$15,315 reimbursement for COVID-19 related expenses from the New Jersey Office of Emergency Management (OEM).

There were no Board member comments on the Safety Report. The following Safety Report is included in the meeting minutes for information.

Accidents

As of February 11, 2021, Stony Brook Regional Sewerage Authority has gone 62 consecutive days without a “Lost Time” accident.

The employee who was injured on December 11, 2020, remains out of work due to his injury.

Inspections

On February 9, 2021, the Princeton Fire Inspector conducted the annual inspection of the River Road WWTP. The inspection was satisfactory and only minor deficiencies such as snow-covered hydrants/valves, missing outlet covers, and door latches were noted. Staff uncovered the hydrants/valves immediately and are working on the installation of outlet covers and door latches.

Representatives of the Safety Committee, Operations and Maintenance met to review the Sludge Mix Tank Hoist and Platform recommendations provided by Kleinfelder Inc. Several suggestions were brought to Kleinfelder Inc. Staff has requested a final design and project cost estimate. This project may be included within another project planned to go out to bid later this year.

Miscellaneous

Staff continues to attend the weekly COVID-19 web-conference check-in meetings hosted by the New Jersey Association of Environmental Authorities (AEA).

One (1) employee was reported to have been exposed to COVID-19 during this reporting period. The employee is currently self-quarantining. No other employees are currently quarantining.

590.08 Litigation

Ms. Alexander reported that on February 18, 2021, a status conference was held with Judge Caliguire and DAG Schuit regarding the Pennington STP and River Road STP NJPDES Permit appeals. The River Road matter has been placed on the inactive list while we continue settlement negotiations.

Concerning the Pennington Permit issues, the next status conference is scheduled for March 30, 2021. During this time, the NJDEP will be reviewing the documentation sent by SBRSA.

On February 19, 2021, we received a draft permit for the Pennington WWTP that does not include TDS limits. The draft permit is currently being reviewed.

590.09 Operations Report

There were no Board member comments on the Operations Report. The following Operations Report is included in the meeting minutes for information.

River Road Facility

The River Road Facility operated well during this reporting period.

The re-bid opening for the repairs needed on Incinerator No. 1 took place on February 12, 2021. No bids were received. In accordance with N.J.S.A. 40A:11-5(3), a contract may be negotiated if, after bids are solicited on two occasions, no bids are received on both occasions, provided that the Authority finds that certain conditions are met in accord with the provision of 40A:11-5(3). Staff will request proposals for the incinerator repairs from the two (2) contractors that have conducted this work in the past.

Staff completed the Relative Accuracy Testing Audit (RATA) on both Incinerators during the week of February 8, 2021. Both CEMS units for our Incinerators passed the testing audit, which was performed by Industrial Technical Services, Inc.

Staff maintained the operation of all facilities during the storm events that occurred over the last few weeks.

Upstream Facilities

Both Upstream Facilities operated well during this reporting period.

The new outer ring of Orbal Aeration Tank No. 2 was filled with water so the required leak test could be performed. The newly installed sluice gate that is between the new outer ring and the ring that follows, leaked during this test. The ring needed to be drained so repairs to the gate could be made. Staff will perform the leak test again following these repairs.

It was reported last month that one of our two UV units went down due to a wire shorting out where it connects to a capacitor for UV Lamp No. 2. The wiring and the capacitor were repaired/replaced, and this unit is currently on-line.

Odor Report

The staff received no Odor Complaints from our surrounding area during January.

We received no odor complaints during the partial month of February 2021. The total number of odor complaints for the February reporting period will be reported in March 2021.

Customer Sludge Deliveries

The reported quantity of liquid sludge was 12% above the budgeted amount, sludge cake was 3% above the budgeted amount, and gray water was 65% below the budgeted amount for January 2021.

590.10 Maintenance

There were no Board member comments on the Maintenance Report. The following Maintenance Report is included in the meeting minutes for information.

During routine operational checks in the Cake Building Basement on January 24, 2021, it was discovered that the tail gears for Receiving Bin No. 1, the screw feeder No. 1, and screw feeder No. 3 were missing several teeth on both gears. On January 25, 2021, the bin was hosed and emptied for further inspection and it was found that several bolts locking the feed screws together broke allowing the screws to partially jam. Three new tail gears were installed and the broken bolts inside the bin were replaced with a shear pin on the drive gear for screw No. 1. The screw feeders were tested and returned to operations at the end of the day.

On January 28, 2021, the water heater tank located on the first floor of the Operations Building was found to have a leak and was removed from service and drained. A new Industrial 480 volt, one hundred and nineteen (119) gallon hot water tank was ordered. The old tank was removed and replaced with a new tank and water valves on January 30, 2021. After the installation was completed the tank was tested for leaks and placed back into service.

While performing preparations on Incinerator No. 1 for the upcoming Relative Accuracy Test Audit (RATA) on February 8, 2021, it was found that the Clinker Grinder Motor was not operational and in need of replacement. The existing motor was removed and replaced with a new

motor from inventory on January 27, 2021. Once the installation was completed the grinder was tested for proper operation and placed on standby.

On February 2, 2021, the River Road Plant experienced a brief power outage. The main breaker tripped and after multiple attempts to close the breaker failed, Scott Testing was called to come out and troubleshoot the issue. Scott Testing was able to get the main breaker to close at which point power transitioned back to utility power and the generators began to cool down. Staff decided while Scott Testing was on site it was a good opportunity to un-rack the main breaker to troubleshoot why it would not reset. This required the generators to restart so an inspection could occur. Scott Testing found a spring on the reset to be weak. While the breaker was racked out the mechanical components were lubricated and exercised as well. They racked the breaker back into place and were able to reset and close the main breaker once again. Staff requested that Scott Testing provide a quote to conduct preventative maintenance on the breaker and replace the weak spring.

The Pennington Plant Boiler Day Tank was removed from service on February 8, 2021, for replacement due to the age of the tank, leaks in the tank, piping, and pumps. A new 10-gallon double-walled tank with new pumps and piping was installed. A new conduit was run for the new control cabinet that was relocated to a more accessible location. The new tank and controls were tested and placed into operation at the end of the day.

Provided in the report were several graphs that monitor our monthly progress. The current monthly open work requests stand at twenty-seven (27). On the Preventive Maintenance graphs, we currently are averaging five (5) days overdue and the number of overdue units is approximately six (6).

590.11 Construction Report

Mr. Doelling recommended approval of Resolution 2021-013, Resolution Authorizing the Award of Contract 21-1 Regenerative Thermal Oxidizer Valve Replacement Project. Bids for the project were received on February 12, 2021. Three copies of the Bid documents were distributed, and one (1) bid was received. BR Welding Inc. was the only bidder. BR Welding Inc. has completed work for the Authority on previous projects. Staff recommended award of Contract 21-1 to BR Welding, Inc. of Howell, New Jersey in the amount of \$295,000.

Mr. Morehouse moved Resolution 2021-013 as it was discussed in the Construction Committee Meeting. The contractor will be purchasing proprietary parts. The labor cost seems appropriate. Resolution 2021-013 was seconded by Mr. Vilaro-Munet and passed by a roll call vote of 6 to 0. Resolution 2021-013 follows.

Resolution Authorizing the Award of Contract 21-1 Regenerative Thermal Oxidizer Valve Replacement Project

Resolution No. 2021-013

WHEREAS, the Stony Brook Regional Sewerage Authority (Authority) advertised for the receipt of sealed competitive bids in accordance with the requirements of the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq. for Contract 21-1 Regenerative Thermal Oxidizer Valve Replacement Project;” and

WHEREAS, sealed competitive bids were received by the Authority on February 12, 2021, as more fully set forth as attached; and

WHEREAS, the bid of BR Welding, Inc. is the lowest bid in the amount of \$295,000; and

WHEREAS, the bid received from BR Welding, Inc. has been reviewed by the Authority and has been determined to be in compliance with the bid specifications and in accordance with the Local Public Contracts Law N.J.S.A. 40A:11-1 et seq.; and

WHEREAS the Stony Brook Regional Sewerage Authority has funds available in unrestricted fund balance.

NOW, THEREFORE, BE IT RESOLVED by the Stony Brook Regional Sewerage Authority that it hereby waives all immaterial defects in the bid of BR Welding, Inc., if any, and awards the contract to BR Welding, Inc., the lowest responsible bidder; for Contract 21-1, Regenerative Thermal Oxidizer Valve Replacement Project in the amount of \$295,000.00; and

BE IT FUTHER RESOLVED that the Executive Director, staff and consultants are authorized to take all appropriate measures to ensure that all appropriate documents, are provided by the Contractor.

<u>Recorded Vote:</u>	<u>AYE</u>	<u>NO</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Gale D. Downey	X			
David A. Goldfarb	X			
C. Schuyler Morehouse	X			
Bharat Patel	X			
Pamela Switlik	X			
Miguel Vilaro-Munet	X			

There were no other Board member comments on the Construction Report. The following Construction Report is included in the meeting minutes for information.

Design

River Road Sludge Storage Hopper Feed Screw Replacement Project: The 90% drawings and specifications are currently being reviewed as part of GHD’s internal QAQC process. Staff anticipates receiving the plans and specifications for review later this month.

Hopewell WWTP Upgrade: Kleinfelder has started the preliminary design phase of the project.

Construction

Contract 17-1 Pennington WWTP Upgrade and Expansion: The Pennington WWTP project remains at 94.8% complete. This month's site work included the electrical installation of Orbal Tank No. 2 drives, DO transmitter, DO probes and flow meter transmitter. Orbal Tank No. 2 tank wall sluice gate was leaking and the required re-grouting was completed. Leak testing of the outer ring can now be conducted when weather permits.

Contract 19-2 River Road WWTP UV Disinfection and Filtration Project: The River Road WWTP UV Disinfection and Filtration Project was awarded to Allied Construction Inc. at last month's Board meeting. Documents were submitted to NJDEP and the NJWB for review on February 15, 2021. Upon receipt of the Authorization to Award from the NJDEP, we will proceed with the project.

Small Capital Projects:

Headworks Painting Project: The Headworks painting project is complete and has been closed out.

Process Control/SCADA

The monthly meter verifications were performed by staff on January 3 and January 4, 2021. Preventative maintenance was completed for all field devices and process control loops.

Miscellaneous Repair: Instrumentation staff completed the following list of unscheduled repairs during the previous reporting period.

- River Road WWTP
 - Replaced the variable frequency drive (VFD) for sodium bisulfite pump No. 2 due to a failed output transistor.
 - New 3-way selector switches were installed on all sodium bisulfite pumps.
 - Replaced a water pressure switch on Belt Filter Press (BFP) No. 3 after it failed and caused the BFP to stop.
 - Performed a bench calibration of the scrubber condensing tray flow meter for Scrubber No. 1.
 - The CEMS No. 2 sample dryer and extraction pump were overhauled and put back into service.
 - Relays in the sludge pump status circuit had failed due to corroded contacts and were replaced.
 - Replaced a 5-volt power supply that serves the indicators on the sludge cake system status panel.
 - Repaired the Scrubber No. 1 differential pressure controller on the Incinerator Control Panel after its firmware configuration Complementary Metal Oxide Semiconductor (CMOS) battery was discharged.
- Hopewell WWTP

- Configured and installed a new ORP analyzer in the Chlorine Contact Tank.
- Millstone Pump Station
 - Fine-tuned the automatic speed control algorithm for the sewage pumps. This was done to fix an issue where the larger pumps would oscillate during periods of low flow.
- South Brunswick Pump Station
 - Cleaned out the air lines for the wet well bubbler level meter after a constriction caused erroneous measurements and an exaggerated pump speed response.

Information Technology

General: Preventative maintenance was completed for all Information Technology devices and services.

KnowBe4/Cyber-Security Training:

- The password construction training issued on October 14, 2020, stands at 91% complete. Training for 3 Board members remain.
- The yearly security awareness training issued December 1, 2020, stands at 67% complete (12 staff and 4 Board members remain incomplete).

VZ M2M: Testing of the new M2M (Machine-to-Machine) service network from Verizon wireless looks great, network availability is over 99%. Our instrumentation technicians can work securely on the remote PLC's from the River Road plant. Staff continues to gather data for comparison to the old system.

Cell Coverage: Several Verizon Wireless network extenders have been installed at the River Road plant. Cellular data coverage has improved substantially.

Digital Signatures: Digital Signature services from DocuSign are available to all staff upon request.

RRWWTP Operation Building Structured Cabling Project: The Cabling project remains at 99% complete.

590.12 Finance

Payment of Bills and Claims

Mr. Goldfarb moved for approval Resolution 2021-014 for the payment of bills and claims in the amount of \$876,278.56 with two signatures instead of three. The motion was seconded by Mr. Morehouse and passed by a roll call vote of 6 to 0. Resolution 2021-014 follows.

Resolution Regarding Payment of Bills and Claims

Resolution No. 2021-014

WHEREAS, the Stony Brook Regional Sewerage Authority received certain claims against it by way of voucher; and

WHEREAS, the staff and Authority members have reviewed said claims.

NOW, THEREFORE, BE IT RESOLVED by Stony Brook Regional Sewerage Authority that these claims in the total amount of \$876,278.56 be approved for payment with checks bearing two authorized signatures instead of three authorized signatures.

<u>Recorded Vote:</u>	<u>AYE</u>	<u>NO</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Gale D. Downey	X			
David A. Goldfarb	X			
C. Schuyler Morehouse	X			
Bharat Patel	X			
Pamela Switlik	X			
Miguel Vilaro-Munet	X			

Treasurer's Report

Mr. Chong reported the net income for the 2021 fiscal year, ending January 31, 2021, was \$293,544. The Authority has total cash and investments of \$13,315,004. The current construction project balance is \$2,402,355. There are sufficient funds for these projects. The outstanding bond principal balance is \$18,478,582.

Monthly Sludge Business Analysis

Mr. Chong reported the net income figure for January is \$121,247 and the cumulative fiscal year to date net income is \$227,337.

Staff recommended approval of Resolution 2021-015, Authorizing Award of a 'No Political Contributions Allowed' Contract for Non-Professional Vendor. This is the pay-to-play provision that staff anticipates making purchases from these vendors that will exceed the \$17,500 limit. Staff has obtained the appropriate documentation from these vendors. The services these vendors provide are listed on the last page of the resolution.

Resolution 2021-015 was moved by Mr. Goldfarb, seconded by Ms. Switlik.

A discussion took place regarding the vendor policy requiring competitive bids and quotes. The Board requested that vendors under an established contract or state contractors/vendors be indicated in the vendor list of the resolution.

Resolution 2021-015 was passed by a roll call vote of 6 to 0. Resolution 2021-015 follows.

Resolution Authorizing the Award of a “No Political Contributions Allowed” Contract(s) for Non-Professional Service Vendors

Resolution No. 2021-015

WHEREAS, the Stony Brook Regional Sewerage Authority has a need to acquire goods or services as a no political contribution allowed contract pursuant to the provisions of N.J.S.A. 19:44A-20.4 or 20.5 as appropriate; and,

WHEREAS, the purchasing agent has determined and certified in writing that the value of each contract (by purchase orders) will likely exceed \$17,500; and,

WHEREAS, the term of this contract(s) is 12-months. Commencing on December 1, 2020, and ending November 30, 2021, and may be extended as approved by this governing body; and,

WHEREAS, the attached list of vendors has completed and submitted a Business Entity Disclosure Certification which certifies that each vendor has not made any reportable contributions to a political or candidate committee served by the Stony Brook Regional Sewerage Authority in the previous one year, and that the contract will prohibit the (attached list of vendors) from making any reportable contributions through the term of the contract; and,

WHEREAS, the Authority has Funds available in its current budget.

NOW THEREFORE, BE IT RESOLVED that the Stony Brook Regional Sewerage Authority authorizes the attached list of vendors to enter into contracts by purchase order; and,

BE IT FURTHER RESOLVED that the Business Entity Disclosure Certification and the Determination of Value be placed on file with this resolution.

<u>Recorded Vote:</u>	<u>AYE</u>	<u>NO</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Gale D. Downey	X			
David A. Goldfarb	X			
C. Schuyler Morehouse	X			
Bharat Patel	X			
Pamela Switlik	X			
Miguel Vilaro-Munet	X			

Year 2021 No Political Contribution Allowed Contracts:	
Company Name	Service
Alfa Laval, Inc.	Dewatering Parts
ALS Environmental	Lab Testing
GKD-USA, Inc.	Filer Belts
Hough Petroleum Corp.	Fuel
Industrial Controls Distributors LLC	Controls/Meters

Industrial Furnace Co. Inc	Incinerator Teeth
Miracle Chemical Company	Hypochlorite 15%
Motion Industries, Inc.	Equipment Parts
Shafts & Sleeves Co. Inc.	Fabrication Service
Scott Testing Inc.	Electrical Repairs

590.13 Personnel Report

Ms. Pchola reported that there are no changes to personnel this reporting period.

590.14 Correspondence

For information only.

590.15 Old Business

There was nothing to report.

590.16 New Business

There was nothing to report.

590.17 Open to the Public

Chairman Downey opened the public portion of the meeting. Hearing no comments from the public, the public portion of the meeting was closed at approximately 7:25 p.m.

584.18 Executive Session

Dr. Downey asked for a motion on Resolution 2021-016, Authorizing Closed Session Pursuant to the Public Meetings Act to discuss issues regarding attorney/client privilege and pending or threatened litigation with regard to issues related to the EPA Term Sheet. The Board entered into Executive Session at 7:26 p.m. on a motion by Ms. Switlik, seconded by Mr. Vilaro-Munet, and passed by a roll call vote of 6 to 0. Resolution 2021-016 follows.

Resolution Authorizing Closed Session Pursuant to The Open Public Meetings Act to Discuss Issues Regarding Attorney/Client Privilege and Pending or Threatened Litigation with Regard to Issues Related to the EPA Term Sheet

Resolution No. 2021-016

BE IT RESOLVED by the Stony Brook Regional Sewerage Authority (“Authority”) on this 22nd day of February 2021, as follows:

1. In accordance with the Open Public Meetings Act, the Authority shall adjourn to executive session in accordance with N.J.S.A. 10:4-12(b)(7), in order to discuss issues regarding Attorney/Client Privilege and pending or threatened litigation with regard to issues related to the EPA Term Sheet.
2. The minutes of the executive session shall be available to the public upon: the issuance of an unappealable Order of a Court of competent jurisdiction; upon settlement of all issues in the matter; or the failure to institute litigation after the passage of reasonable time.
3. This Resolution shall take effect as provided by law.

<u>Recorded Vote:</u>	<u>AYE</u>	<u>NO</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Gale D. Downey	X			
David A. Goldfarb	X			
C. Schuyler Morehouse	X			
Bharat Patel	X			
Pamela Switlik	X			
Miguel Vilaro-Munet	X			

584.19 Report of Executive Session

A discussion took place regarding the ligation issues in the EPA Term Sheet.

Return to Public Session

The Board returned to Public Session at 7:57 p.m.

Staff recommended approval of Resolution 2021-018, Tolling Agreement for Claims Under the Clean Air Act against Stony Brook Regional Sewerage Authority. Resolution 2021-018 was moved by Mr. Patel, seconded by Ms. Switlik, and passed by a roll call vote of 6 to 0. Resolution 2021-018 follows.

Resolution No. 2021-018

RESOLUTION AUTHORIZING EXECUTION OF TOLLING AGREEMENT

NOW, THEREFORE, BE IT RESOLVED by the Stony Brook Regional Sewerage Authority as follows:

1. The Chairman, the Executive Director or General Counsel are hereby authorized and directed to execute the attached Tolling Agreement between the United States of America (“United States”), on behalf of the United States Environmental Protection Agency (“EPA”), the State of New Jersey (“New Jersey”), on behalf of the New Jersey Department of Environmental Protection (“NJDEP”), and the Stony Brook Regional Sewerage Authority (“SBRSA”).

<u>Recorded Vote:</u>	<u>AYE</u>	<u>NO</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Gale D. Downey	X			
David A. Goldfarb	X			
C. Schuyler Morehouse	X			
Bharat Patel	X			
Pamela Switlik	X			
Miguel Vilaro-Munet	X			

590.20 And such other issues as may come before the Board

There was nothing to report.

590.21 Adjournment

As there was no further business to come before the Board, the meeting was adjourned at 7:59 p.m. on a motion by Mr. Morehouse, seconded by Ms. Switlik and passed by unanimous vote.

Respectfully Submitted,

Antonia Pchola
Secretary

Recorded and Written by
Angela Christiano
March 2, 2021