

Minutes of Meeting #563, November 12, 2018 – Stony Brook Regional Sewerage Authority

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

MEMBERS PRESENT: Bartolini, Compton, Downey, Morehouse, Patel

MEMBERS ABSENT: Goldfarb

CONSULTANTS: Alexander

STAFF PRESENT: Bixby, Carlino, Doelling, Hess, Irizarry, Kunert, Pchola, Sears, Stewart

563.01 Chairman Bartolini indicated that pursuant to Section 13 of the Open Public Meetings Act, adequate notice of the time and place of this meeting 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 on the Authority's website.

563.02 Approval of Minutes

Chairman Bartolini asked for any comments or questions on the minutes from the October 22, 2018 meeting minutes. Ms. Pchola indicated that there were several changes to the minutes. On page 3, paragraph 4, line 2 reads "Mr. Morehouse noted that Hopewell Township has also not reached a settlement." The line will be taken out of that paragraph since Hopewell Township has reached an agreement. On page 7, paragraph 7, line 2 reads "Dr. Downey stated that as requested by Mr. Goldfarb the residents who made the odor complaints will be invited to the Board meeting after the Odor Evaluation Report is received." That line will be struck from the minutes. Also, on page 7, paragraph 8 line 2 reads "...was taking place on River Road at that time ..." should read "...was taking place at the time ...". The minutes were then approved as amended on a motion by Dr. Downey, seconded by Mr. Compton and passed by a vote of 5 to 0.

563.03 Board Related Activities

Resolution 2018-78, Authorizing the Award of a "No Political Contributions Allowed" Contract for 2019 General Counsel Services

Ms. Pchola indicated that Maraziti Falcon, LLP (MF) have been the Authority's counsel since 2008. The fees in their proposal for 2019 General Counsel are the same as they were in 2008. Legal services will be provided by Ms. Diane Alexander at the hourly rate of \$220. The hourly rate for partners is \$220, senior associates is \$195 and associates is \$170. Law clerks are billed at the rate of \$90 per hour. The retainer fee is a fixed monthly rate of \$1,500 for preparation and attendance at the Authority's monthly meetings.

Staff recommended approval of Resolution 2018-78, Authorizing the Award of a “No Political Contributions Allowed” Contract for 2019 General Counsel services to Maraziti Falcon, LLC. So moved by Dr. Downey, seconded by Mr. Patel and passed by a roll call vote of 5 to 0. Resolution 2018-78 follows.

**Resolution Authorizing the Award of a “No Political Contributions Allowed”
Contract for 2019 General Counsel**

Resolution No. 2018-78

WHEREAS, the Stony Brook Regional Sewerage Authority has a need for a General Attorney for the period starting on December 1, 2018 and continuing through the end of Fiscal Year 2019 (November 30, 2019) as a contract that does not allow for political contributions to the Authority or its members (“No Political Contributions Allowed” contract) pursuant to the provisions of N.J.S.A. 19:44A-20.4 et seq.; and

WHEREAS, the Finance Officer has determined and certified in writing that the value of the work will exceed \$17,500; and

WHEREAS, the term of this contract is 12 months; and

WHEREAS, Maraziti Falcon, LLP has submitted an Agreement indicating they will provide General advice from December 1, 2018 through November 30, 2019 for a retainer fee of \$18,000. Legal services will be provided by Ms. Diane Alexander at the hourly rate of \$220, additional legal services will be billed at \$220 per hour for Partners, \$195 for Senior Associates, \$170 for Associates and \$90 per hour for Law Clerks; and

WHEREAS, Maraziti Falcon, LLP has completed and submitted a Business Entity Disclosure Certification which certifies that Maraziti Falcon, LLP has not made any reportable contributions to a political or candidate committee in the Stony Brook Regional Sewerage Authority service area, Mercer County, and Middlesex County in the previous one year, and that the contract will prohibit Maraziti Falcon, LLP from making any reportable contributions through the term of the contract; and

WHEREAS, the Stony Brook Regional Sewerage Authority has Funds available in its current budget.

NOW THEREFORE, BE IT RESOLVED that the Board of the Stony Brook Regional Sewerage Authority authorizes the Chairman to enter into a contract with Maraziti Falcon, LLP as described herein; and

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

RECORDED VOTE:	AYE	NO	ABSTAIN	ABSENT
Robert A. Bartolini	X			
Harry Compton	X			
Gale D. Downey	X			
David A. Goldfarb				X
C. Schuyler Morehouse	X			
Bharat Patel	X			

Resolution 2018-79, Authorizing the Award of a “No Political Contribution Allowed” Contract for 2019 Labor Counsel

Ms. Pchola reported that the Weiner Law Group has submitted a proposal for 2019 Labor Counsel. Ms. Stefani Schwartz formerly of Schwartz Simon Edelstein, is a partner of the Weiner Law Group. Ms. Schwartz has been the Authority’s Labor Attorney since 2009 and staff has been happy with her services. The Weiner Law Group has kept the hourly billing rates the same as in 2018; Partners and Counsel \$200; Associates \$180; and Paralegals and Law Clerks \$105.

Staff recommended approval of Resolution 2018-79, Authorizing the Award of a “No Political Contributions Allowed” Contract for 2019 Labor Counsel services to the Weiner Law Group. So moved by Dr. Downey, seconded by Mr. Patel and passed by a roll call vote of 5 to 0. Resolution 2018-79 follows.

Resolution Authorizing the Award of a “No Political Contributions Allowed” Contract for 2019 Labor Counsel

Resolution No. 2018-79

WHEREAS, the Stony Brook Regional Sewerage Authority has a need for a Labor Attorney for the period starting on December 1, 2018 and continuing through the end of Fiscal Year 2019 (November 30, 2019) as a contract that does not allow for political contributions to the Authority or its members (“No Political Contributions Allowed” contract) pursuant to the provisions of N.J.S.A. 19:44A-20.4 et seq.; and

WHEREAS, the Finance Officer has determined and certified in writing that the value of the work will exceed \$17,500; and

WHEREAS, the term of this contract is 12 months; and

WHEREAS, the Weiner Law Group has submitted an Agreement indicating they will provide Labor advice from December 1, 2018 through November 30, 2019. Legal services will be billed at \$200.00 per hour for Partners and Counsel; \$180.00 per hour for Associates and \$105.00 per hour for Paralegals and Law Clerks; and

WHEREAS, the Weiner Law Group has completed and submitted a Business Entity Disclosure Certification which certifies that has not made any reportable contributions to a

political or candidate committee in the Stony Brook Regional Sewerage Authority service area, Mercer County, and Middlesex County in the previous one year, and that the contract will prohibit the Weiner Law Group from making any reportable contributions through the term of the contract; and

WHEREAS, the Stony Brook Regional Sewerage Authority has Funds available in its current budget.

NOW THEREFORE, BE IT RESOLVED that the Board of the Stony Brook Regional Sewerage Authority authorizes the Chairman to enter into a contract with the Weiner Law Group as described herein; and

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

RECORDED VOTE:	AYE	NO	ABSTAIN	ABSENT
Robert A. Bartolini	X			
Harry Compton	X			
Gale D. Downey	X			
David A. Goldfarb				X
C. Schuyler Morehouse	X			
Bharat Patel	X			

Consultant List

The consultant list was provided for information. Ms. Pchola stated that there are several contracts pending award. The contracts will be discussed in the Construction section of the meeting.

563.04 Planning and Administration

Ms. Pchola reported that the current River Road Plant total committed flow is 11,413,576 gpd with 1,646,424 gpd of available capacity. The current Hopewell Plant total committed flow is 269,669 gpd with 30,331 gpd of available capacity. The current Pennington Plant total committed flow is 324,525 gpd and over capacity by 24,525 gpd.

Monthly Flow Transmittal

Ms. Pchola reported that the monthly meter verification was conducted by staff on October 31, 2018. The Princeton Pump Station high range flow meter was discovered to read 6.83% below measurement. The hourly flows at Princeton Pump Station were all below 4.5 mgd, which is the minimum range of the high range flow meter and therefore no adjustments were necessary. All other meters were within $\pm 5\%$, and therefore, no adjustments to the October flow data were required.

Ms. Pchola noted the while reviewing the flow report, a spreadsheet calculation error was discovered in the March 2018 data for West Windsor Township. The flow was listed as 78 mgd but has been corrected to 73 mgd. Staff re-checked the spreadsheet and found no other errors.

Chairman Bartolini asked if there was any updated information for the West Windsor Township and South Brunswick Township flows. Ms. Pchola indicated that staff reviewed the data and it indicates that during rainfall events, South Brunswick's flow is reacting slightly higher but not as high as in the past. Staff is waiting for the meter data from West Windsor Township's temporary flow meter.

563.05 Approval Requests and Actions

TWA-1 Approvals

None.

Time Extensions

None.

NJPDES Applications

None.

Water Quality Management Plan Amendments

None

Allocated Flow Update

Ms. Pchola reported the allocated flow was updated to include the removal of 3,000 gpd from Heritage at Pennington; of the twenty-eight (28) units connected to the sanitary sewer, American Properties indicated that ten (10) units are occupied.

563.06 Regulatory Report

Discharge Monitoring Report (DMR)/Residual Discharge Monitoring Report (RDMR)

Mr. Rahimi reported that the following reports are being prepared or have been submitted to the NJDEP during this reporting period:

- The Discharge Monitoring Reports for the month of September were submitted to the NJDEP. There were no violations reported.

- The August Residuals Discharge Monitoring Reports were submitted to the NJDEP. All River Road parameters were compliant with the Authority's Air Permit.
- Staff is currently preparing the October DMRs and the September RDMR.

Air Reporting

Mr. Rahimi reported that the following reports are being prepared or have been submitted to the NJDEP during this reporting period:

- The 3rd quarter 2018 Incinerator Sludge Metals Report was submitted to the NJDEP. There were no exceedances of the monthly Mercury and Lead limits and the 12-month weighted average for all the monitored metals concentration emission limits.
- The 3rd quarter Excess Emissions and Monitoring Performance Report was submitted to the NJDEP.

563.07 Safety

Mr. Irizarry reported that as of November 5, 2018, Stony Brook Regional Sewerage Authority has gone 851 consecutive days without a "Lost Time Accident".

Mr. Irizarry reported that Crompco completed the sub-modification permit application for the anode replacement for the 20,000-gallon underground storage tank (UST) and submitted the application to the NJDEP.

Mr. Irizarry stated that the replacement leak detection monitoring system for the UST located at the Chemical Building was completed on October 25, 2018. Staff is in the process of training employees on the system.

Mr. Irizarry reported that on November 7, 2018, the Hopewell Fire Inspector conducted the annual fire inspection at the Hopewell and Pennington WWTPs. Staff is waiting for the report.

Mr. Irizarry stated that four training sessions took place during this reporting period.

563.08 Litigation

The Litigation Report was provided for information.

Ms. Alexander reported that a meeting took place with the EPA and will be discussed in Executive Session.

563.09 Operations Report

River Road Facility

Mr. Kunert reported that repairs to Incinerator No. 2 are still ongoing. Industrial Furnace Company (IFCO) is performing the work.

Mr. Kunert indicated that the polymer performance trials were conducted during the month of October. The results of the trials and recommendations will be discussed in the New Business section of the meeting.

Mr. Kunert explained that the 3-HP 480-volt motor for the Wetwell Wizard failed, possibly during the power outage on October 12, 2018. This motor did not have thermal overload protection. The device is used in the Thickener Scumwell for aeration. A new motor was installed. The failed motor was sent out for repair and to have thermal overload added. It will be placed into inventory upon its return.

Upstream Facilities

Mr. Kunert reported that both Upstream facilities operated well during this reporting period.

Odor Report

Mr. Kunert reported that staff received one odor complaint during the month of October and no odor complaints during the partial November reporting period.

Customer Septage and Sludge Deliveries

The quantities of liquid sludge and gray water were below their budgeted amounts for the month of October. The quantity of sludge cake was above its budgeted amount. Mr. Kunert noted that SBRSA did well considering the loss of a large liquid sludge customer and with the ongoing Schwing Pump Project.

563.10 Maintenance

Mr. Roga reported that on October 12, 2018 the River Road WWTP emergency turbine generator failed to start during a commercial power failure due to a high oil temperature alarm. Highland Industrial Turbine Service (HITS) was called in to troubleshoot and repair the problem. HITS found a bad wire to the oil sensor and replaced it. Once the repair was made, the generator was retested (no load) and placed back into service. On November 1, 2018 staff simulated a power failure at 05:00 hours and both generators came on while transferring to emergency load after synchronizing. However, the turbine failed on an overspeed alarm leaving the natural gas generator to supply emergency power.

Mr. Roga indicated that once the load test was completed, the natural gas generator was placed into auto mode and the turbine was removed from service while waiting for repairs. HITS was onsite November 9, 2018.

Mr. Roga stated that staff changed the control batteries for the turbine control panel thinking it could have been the issue. Staff performed a load test. The turbine generator came on, but the natural gas generator did not. Staff retested the generators and the natural gas generator failed twice and the turbine generator supplied the emergency power. Staff asked Centrica, the company who oversees the natural gas generator, to determine what caused the problem.

A brief discussion regarding the two separate problems with the generators took place.

Mr. Roga reported that on October 25, 2018, Belyea Company was onsite to remove an obsolete Allis Chalmers LA 1600 circuit breaker for MCC-E11A located in the sub-station. It was replaced with a new AC Pro Static Trip Unit. The obsolete breaker will be sent out for reconditioning, leaving three (3) additional Allis Chalmers LA 1600 breakers to be replaced over the next year.

The current monthly open work requests stand at twenty-eight (28). The preventative maintenance graphs show that SBRSA is currently averaging two (2) days overdue and the number of overdue units is approximately four (4).

The list of completed Work Orders and Preventative Maintenance for the month of October 2018 was provided to the Board.

563.11 Construction Report

Phosphorous Impact Modeling Study

Mr. Doelling reported that at the request of the NJDEP, Kleinfelder has recently provided them with additional information.

Title V Permit

Mr. Doelling stated that a meeting with the EPA to discuss the Notice of Violation (NOV) occurred on October 25, 2018. This will be discussed in Executive Session. A copy of our response letter to EPA was provided to the Board.

Mr. Doelling noted that the NJDEP Bureau of Stationary Sources (BOSS) requested additional information for the Facility-Wide Risk Assessment and permit modification application. Staff provided them with building heights and site plans on November 1, 2018. A conference call is scheduled for November 15, 2018 to confirm that they received the information and to ensure the project keeps moving forward.

NJPDES Flow Management Rules

Mr. Doelling reported that on October 31, 2018 SBRSA staff submitted comments to an EPA “listening session” for possible approaches to updating the National Pollutant Discharge Elimination System (NPDES) regulations related to the management of peak wet weather flows at Publicly Owned Treatment Works (POTWs). A copy of SBRSA’s submitted comments were provided to the Board.

Odor Sampling and Evaluation

Mr. Doelling indicated that the results of TRC’s most recent odor analyses and comparison of data over the last several years was provided to the Board.

Dr. Downey indicated that this is SBRSA’s continuing commitment to be a “good neighbor” to abate odors. The analysis shows that the Authority is performing very similarly to its performance over the last four years since the completion of the Headworks Project and the installation of the additional biofilters. All the odor control projects that SBRSA has undertaken have greatly improved the abatement of odors. Also, the average number of odor complaints have decreased over the last four years.

Dr. Downey recommended that the odor sampling and analysis should be performed again in the summer of 2019.

Incinerator Repairs

Mr. Doelling stated that IFCO began routine repairs of items discovered during the 2018 annual inspection of Multiple Hearth Incinerator No. 2. Repairs included teeth replacement, replacement of the step bearing, refurbishment of two control dampers and repairs to the internal refractory and external shell. Chavond-Barry Engineering (CBE) provided construction oversight for the project. Due to unforeseen efforts, CBE expects to exceed their original budget amount.

Staff recommended approval of Resolution 2018-74, Authorizing the Award of Amendment No. 1 to the “No Political Contributions Allowed” Contract for 2018 General Advice to Chavond-Barry Engineering in the amount of \$10,000 for additional work to be performed on a time-charge/as-needed basis.

Dr. Downey indicated that this was discussed in the Construction Committee meeting and the Committee recommends approval of Amendment No. 1. So moved by Dr. Downey, seconded by Mr. Compton and passed by a roll call vote of 5 to 0. Resolution 2018-74 follows.

Resolution Authorizing the Award of Amendment No. 1 to the “No Political Contributions Allowed” Contract for 2018 General Advice to Chavond-Barry Engineering Corporation

Resolution No. 2018-74

WHEREAS, the Stony Brook Regional Sewerage Authority “Authority” has entered into an Agreement with Chavond-Barry Engineering on November 13, 2017 for a “No Political Contributions Allowed” contract for the period starting on December 1, 2017 through the end of Fiscal Year 2018 (November 30, 2018); and

WHEREAS, Chavond-Barry submitted an Agreement indicating they would provide general engineering consulting advice on a time charge basis not to exceed \$25,000 without prior written permission from Stony Brook Regional Sewerage Authority; and

WHEREAS, the advice contract included general engineering consulting advice for the incinerator and related matters; and

WHEREAS, the engineering services associated with the incinerator repair project required additional engineering efforts not included in the original scope of services outlined in the 2018 General Advice proposal; and

WHEREAS, Chavond-Barry has submitted an amendment request dated November 1, 2018 outlining the engineering assistance tasks in the original design proposal and the additional engineering advice tasks performed during the incinerator repairs; and

WHEREAS, SBRSA staff have reviewed the amendment request and recommend approval of Amendment No. 1 in the amount of \$10,000 resulting in a total contract amount of \$35,000 to be billed on a time charge basis; and

WHEREAS, the SBRSA Chief Financial Officer (CFO) has determined and certified in writing that the combined value (original design contract and Amendment No. 1) of the work will exceed \$17,500; and

WHEREAS, Chavond-Barry has completed and submitted a Business Entity Disclosure Certification for FY 2018 which certifies that Chavond-Barry has not made any reportable contributions to a municipal political party committee of a governing body that appoints members to the Stony Brook Regional Sewerage Authority including Princeton, South Brunswick Township, West Windsor Township, Hopewell Borough, Hopewell Township and Pennington Borough in the previous one year, and that the contract will prohibit Chavond-Barry, from making any reportable contributions through the term of the contract; and

WHEREAS, the Stony Brook Regional Sewerage Authority has Funds available in its Fiscal Year 2018 operating budget.

NOW THEREFORE, BE IT RESOLVED that the Board of the SBRSA authorizes the Chairman to enter into an amended contract with Chavond-Barry as described herein; and

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

Recorded Vote:

	AYE	NO	ABSTAIN	ABSENT
Robert A. Bartolini	X			
Harry R. Compton	X			
Gale D. Downey	X			
David A. Goldfarb				X
C. Schuyler Morehouse	X			
Bharat Patel	X			

2019 Annual Advice Contracts

Mr. Doelling reported that staff requested proposals from CBE, EMA, KEMS, Kleinfelder and ELECSYS Engineering Group for the 2019 Annual Advice Contracts.

Mr. Doelling indicated that the following table summarizes the amount spent for each advice contract in 2018 (up to the end of October). All contracts are on a time charge basis. Each consultant has provided the required pay to play forms.

Mr. Doelling noted that ELECSYS is a new advice account this year. This contract is for General Electrical Engineering Advice. The AECOM Engineering Advice is not needed for 2019.

Consultant	2018 Contract Amount	2018 Contract Amount Spent to Date ⁽¹⁾	2019 Contract Amount
AECOM	\$20,000	\$2,556	\$0
CBE	\$25,000 ⁽²⁾	\$25,000 ⁽¹⁾	\$25,000
ELECSYS	\$0	\$0	\$15,000
EMA	\$30,000	\$0	\$30,000
KEMS	\$55,425	\$43,322	\$49,990
Kleinfelder General Advice	\$35,000	\$25,526	\$35,000
Kleinfelder Permit Advice	\$30,000	\$12,162	\$50,000

⁽¹⁾ Costs incurred up to the end of October 2018.

⁽²⁾ Does not include Amendment No.1 (Resolution 2018-74, +\$10,000).

Mr. Doelling noted that two Advice accounts have increased from 2018. KEMS general advice contract increased due to the upcoming NOV negotiations. Kleinfelder’s NJPDES permit advice contract has also increased. SBRSA adjudicated its NJPDES permit and it is anticipated that the hearing, scheduled for December 2018, will require additional effort from Kleinfelder.

Staff recommended approval of Resolution 2018-68, Authorizing the Award of a “No Political Contributions Allowed” Contract for 2019 General Advice to Chavond Barry Engineering in the amount of \$25,000; Resolution 2017-69, Authorizing the Award of a “No Political Contributions Allowed” Contract for 2019 IT General Advice to EMA in the amount of \$30,000; Resolution 2017-70, Authorizing the Award of a “No Political

Contributions Allowed” Contract for 2019 General Advice to KEMS in the amount of \$49,900; Resolution 2018-71, Authorizing the Award of a “No Political Contributions Allowed” Contract for 2019 NJPDES Permit Advice to Kleinfelder in the amount of \$50,000; Resolution 2018-72, Authorizing the Award of a “No Political Contributions Allowed” Contract for 2019 General Advice to Kleinfelder in the amount of \$35,000; and 2018-73, Authorizing the Award of a “No Political Contributions Allowed” Contract for 2019 Electrical Engineering Advice from ELECSYS Engineering Group in the amount of \$15,000.

Dr. Downey indicated that the 2019 annual advice contracts as recommended for approval by staff were discussed at the Construction Committee meeting earlier this evening. SBRSA has been satisfied with the consultant’s “expertise, knowledge and most importantly familiarity of the SBRSA facilities”. The Committee also approved of the contract amounts.

Dr. Downey moved for approval of Resolutions 2018-68, 2018-69, 2018-70, 2018-71, 2018-72 and 2018-73. The motion was seconded by Mr. Compton and passed by a roll call vote of 5 to 0. Resolutions 2018-69, 2018-69, 2018-70, 2018-71, 2018-72 and 2018-73 follow.

**Resolution Authorizing the Award of a “No Political Contributions Allowed”
Contract for 2019 General Advice to Chavond-Barry Engineering Corporation**

Resolution No. 2018-68

WHEREAS, the Stony Brook Regional Sewerage Authority “Authority” has a need for general advice for the period starting on December 1, 2018 through the end of Fiscal Year 2019 (November 30, 2019) for Consulting Engineering Services related to the operation and maintenance of the Authority’s incinerators as a contract that does not allow for political contributions to the Authority or its members (“No Political Contributions Allowed” Contract) pursuant to the provisions of N.J.S.A. 19:44A-20.4 et seq.; and,

WHEREAS, the SBRSA Chief Financial Officer (CFO) has determined and certified in writing that the contract value of the work will exceed \$17,500; and

WHEREAS, the term of this contract is December 1, 2018 through November 30, 2019 and,

WHEREAS, Chavond-Barry Engineering has submitted a proposal dated October 29, 2018 indicating they will provide general engineering consulting advice from December 1, 2018 through November 30, 2019 for a time charge fee not to exceed \$25,000 without written permission from Stony Brook Regional Sewerage Authority; and

WHEREAS, Chavond-Barry Engineering has submitted a Business Entity Disclosure Certification which certifies that Chavond-Barry Engineering its subsidiaries, assigns or principals controlling in excess of 10% of the company has neither made a contribution that is reportable pursuant to the Election Law Enforcement Commission pursuant to N.J.S.A. 19:44A-8 or 19:44A-16, in the one (1) year period preceding the award of the contract that would, pursuant to P.L. 2004, c.19, affect its eligibility to perform this

contract, nor will it make a reportable contribution during the term of the contract to a municipal political party committee of a governing body that appoints members to the Authority including, Princeton, South Brunswick Township, West Windsor Township, Hopewell Borough, Hopewell Township, and Pennington Borough, when the contract is awarded, or to any municipal candidate committee of any candidate for or holder of municipal elective public office of any such municipality when the contract is awarded; and

WHEREAS, the Stony Brook Regional Sewerage Authority has Funds available in its Fiscal Year 2019 operating budget.

NOW THEREFORE, BE IT RESOLVED that the Board of the Stony Brook Regional Sewerage Authority authorizes the Chairman to enter into a contract with Chavond-Barry Engineering as described herein; and

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

Recorded Vote:	AYE	NO	ABSTAIN	ABSENT
Robert A. Bartolini	X			
Harry Compton	X			
Gale D. Downey	X			
David A. Goldfarb				X
C. Schuyler Morehouse	X			
Bharat Patel	X			

Resolution Authorizing the Award of a “No Political Contributions Allowed” Contract for 2019 Information Technology Support to EMA, Inc.

Resolution No. 2018-69

WHEREAS, the Stony Brook Regional Sewerage Authority (SBRSA) has a need for Information Technology (IT) System support for the period starting on December 1, 2018 through the end of Fiscal Year 2019 (November 30, 2019) that does not allow for political contributions to the Authority or its members (“No Political Contributions Allowed” contract) pursuant to the provisions of N.J.S.A. 19:44A-20.4 et seq.; and

WHEREAS, the SBRSA Chief Financial Officer (CFO) has determined and certified in writing that the contract value of the work will exceed \$17,500; and

WHEREAS, the term of this contract is December 1, 2018 and ending on November 30, 2019 and

WHEREAS, EMA, Inc. has submitted to SBRSA a proposal dated October 30, 2018 indicating they will provide IT support from December 1, 2018 through November 30, 2019 for a time charge fee not to exceed \$30,000 without written permission from Stony Brook Regional Sewerage Authority; and

WHEREAS, EMA, Inc. has submitted a Business Entity Disclosure Certification which certifies that EMA, Inc. its subsidiaries, assigns or principals controlling in excess of 10% of the company has neither made a contribution that is reportable pursuant to the Election Law Enforcement Commission pursuant to N.J.S.A. 19:44A-8 or 19:44A-16, in the one (1) year period preceding the award of the contract that would, pursuant to P.L. 2004, c.19, affect its eligibility to perform this contract, nor will it make a reportable contribution during the term of the contract to a municipal political party committee of a governing body that appoints members to the Authority including, Princeton, South Brunswick Township, West Windsor Township, Hopewell Borough, Hopewell Township, and Pennington Borough, when the contract is awarded, or to any municipal candidate committee of any candidate for or holder of municipal elective public office of any such municipality when the contract is awarded, and

WHEREAS, the Stony Brook Regional Sewerage Authority has Funds available in its Fiscal Year 2019 operating budget.

NOW THEREFORE, BE IT RESOLVED that the Board of the Stony Brook Regional Sewerage Authority authorizes the Chairman to enter into a contract with EMA, Inc. as described herein; and,

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

Recorded Vote:

	AYE	NO	ABSTAIN	ABSENT
Robert A. Bartolini	X			
Harry Compton	X			
Gale D. Downey	X			
David A. Goldfarb				X
C. Schuyler Morehouse	X			
Bharat Patel	X			

**Resolution Authorizing the Award of a “No Political Contributions Allowed”
Contract for 2019 General Advice to KEMS, LLC**

Resolution No. 2018-70

WHEREAS, the Stony Brook Regional Sewerage Authority “Authority” has a need for general advice for the period starting on December 1, 2018 through the end of Fiscal Year 2019 (November 30, 2019) for Consulting Engineering Services related to the regulatory requirements including the USEPA Subpart LLL requirements, permit reporting, changes to our Title V Permit, and operation and maintenance of the Authority’s incinerators as a contract that does not allow for political contributions to the Authority or its members (“No Political Contributions Allowed” Contract) pursuant to the provisions of N.J.S.A. 19:44A-20.4 et seq.; and

WHEREAS, the SBRSA Chief Financial Officer (CFO) has determined and certified in writing that the contract value of the work will exceed \$17,500; and

WHEREAS, the term of this contract is December 1, 2018 through November 30, 2019 and

WHEREAS, KEMS, LLC has submitted a detailed proposal dated November 2, 2018 for the tasks to be performed under this contract and indicating they will provide general consulting advice from December 1, 2018 through November 30, 2019 on a time charge fee not to exceed \$49,990 without written permission from Stony Brook Regional Sewerage Authority; and

WHEREAS, KEMS, LLC has completed and submitted a Business Entity Disclosure Certification certifies that KEMS, LLC its subsidiaries, assigns or principals controlling in excess of 10% of the company has neither made a contribution that is reportable pursuant to the Election Law Enforcement Commission pursuant to N.J.S.A. 19:44A-8 or 19:44A-16, in the one (1) year period preceding the award of the contract that would, pursuant to P.L. 2004, c.19, affect its eligibility to perform this contract, nor will it make a reportable contribution during the term of the contract to a municipal political party committee of a governing body that appoints members to the Authority including, Princeton, South Brunswick Township, West Windsor Township, Hopewell Borough, Hopewell Township, and Pennington Borough, when the contract is awarded, or to any municipal candidate committee of any candidate for or holder of municipal elective public office of any such municipality when the contract is awarded, and

WHEREAS, the Stony Brook Regional Sewerage Authority has Funds available in its Fiscal Year 2019 operating budget.

NOW THEREFORE, BE IT RESOLVED that the Board of the Stony Brook Regional Sewerage Authority authorizes the Chairman to enter into a contract with KEMS, LLC as described herein; and

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

Recorded Vote:	AYE	NO	ABSTAIN	ABSENT
Robert A. Bartolini	X			
Harry Compton	X			
Gale D. Downey	X			
David A. Goldfarb				X
C. Schuyler Morehouse	X			
Bharat Patel	X			

**Resolution Authorizing the Award of a “No Political Contributions Allowed”
Contract For 2019 NJPDES Permit Advice from Kleinfelder**

Resolution No. 2018-71

WHEREAS, the Stony Brook Regional Sewerage Authority has a need for NJPDES Permit Advice and Related Matters for the period starting on December 1, 2018 through the end of Fiscal Year 2019 (November 30, 2019) for our three wastewater treatment plants as a contract that does not allow for political contributions to the Authority or its members (“No Political Contributions Allowed” contract) pursuant to the provisions of N.J.S.A. 19:44A-20.4 et seq.; and

WHEREAS, the SBRSA Chief Financial Officer (CFO) has determined and certified in writing that the contract value of the work will exceed \$17,500; and

WHEREAS, Kleinfelder has submitted a proposal dated October 30, 2018 indicating they will provide NJPDES Permit Advice and Related Matters during December 1, 2018 through November 30, 2019 for a time charge fee not to exceed \$50,000 without written permission from Stony Brook Regional Sewerage Authority; and

WHEREAS, Kleinfelder has submitted a Business Entity Disclosure Certification which certifies that Kleinfelder its subsidiaries, assigns or principals controlling in excess of 10% of the company has neither made a contribution that is reportable pursuant to the Election Law Enforcement Commission pursuant to N.J.S.A. 19:44A-8 or 19:44A-16, in the one (1) year period preceding the award of the contract that would, pursuant to P.L. 2004, c.19, affect its eligibility to perform this contract, nor will it make a reportable contribution during the term of the contract to a municipal political party committee of a governing body that appoints members to the Authority including, Princeton, South Brunswick Township, West Windsor Township, Hopewell Borough, Hopewell Township, and Pennington Borough, when the contract is awarded, or to any municipal candidate committee of any candidate for or holder of municipal elective public office of any such municipality when the contract is awarded, and

WHEREAS, the Stony Brook Regional Sewerage Authority has Funds available in its Fiscal Year 2019 operating budget.

NOW THEREFORE, BE IT RESOLVED that the Board of the Stony Brook Regional Sewerage Authority authorizes the Chairman to enter into a contract with Kleinfelder as described herein; and,

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value is on file.

Recorded Vote:	AYE	NO	ABSTAIN	ABSENT
Robert A. Bartolini	X			
Harry Compton	X			
Gale D. Downey	X			
David A. Goldfarb				X
C. Schuyler Morehouse	X			
Bharat Patel	X			

**Resolution Authorizing the Award of a “No Political Contributions Allowed”
Contract for 2019 General Advice to Kleinfelder**

Resolution No. 2018-72

WHEREAS, the Stony Brook Regional Sewerage Authority has a need for general advice for the period starting on December 1, 2018 through the end of Fiscal Year 2019 (November 30, 2019) for General Consulting Services as a contract that does not allow for political contributions to the Authority or its members (“No Political Contributions Allowed” contract) pursuant to the provisions of N.J.S.A. 19:44A-20.4 et seq.; and

WHEREAS, the SBRSA Chief Financial Officer (CFO) has determined and certified in writing that the contract value of the work will exceed \$17,500; and

WHEREAS, the term of this contract is 12 months and

WHEREAS, Kleinfelder has submitted an Agreement on October 30, 2018 indicating they will provide general engineering consulting advice from December 1, 2018 through November 30, 2019 for a time charge fee not to exceed \$35,000 without written permission from Stony Brook Regional Sewerage Authority; and

WHEREAS, Kleinfelder has submitted a Business Entity Disclosure Certification which certifies that Kleinfelder its subsidiaries, assigns or principals controlling in excess of 10% of the company has neither made a contribution that is reportable pursuant to the Election Law Enforcement Commission pursuant to N.J.S.A. 19:44A-8 or 19:44A-16, in the one (1) year period preceding the award of the contract that would, pursuant to P.L. 2004, c.19, affect its eligibility to perform this contract, nor will it make a reportable contribution during the term of the contract to a municipal political party committee of a governing body that appoints members to the Authority including, Princeton, South Brunswick Township, West Windsor Township, Hopewell Borough, Hopewell Township, and Pennington Borough, when the contract is awarded, or to any municipal candidate committee of any candidate for or holder of municipal elective public office of any such municipality when the contract is awarded, and

WHEREAS, the Stony Brook Regional Sewerage Authority has Funds available in its Fiscal Year 2019 operating budget.

NOW THEREFORE, BE IT RESOLVED that the Board of the Stony Brook Regional Sewerage Authority authorizes the Chairman to enter into a contract with Kleinfelder as described herein; and

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

Recorded Vote:	AYE	NO	ABSTAIN	ABSENT
Robert A. Bartolini	X			
Harry Compton	X			
Gale D. Downey	X			
David A. Goldfarb				X
C. Schuyler Morehouse	X			
Bharat Patel	X			

Resolution Authorizing the Award of a “No Political Contributions Allowed” Contract For 2019 Electrical Engineering Advice from ELECSYS Engineering Group

Resolution No. 2018-73

WHEREAS, the Stony Brook Regional Sewerage Authority has a need for general advice for the period starting on December 1, 2018 through the end of Fiscal Year 2019 (November 30, 2019) for Electrical Engineering Advice and Related Matters as a contract that does not allow for political contributions to the Authority or its members (“No Political Contributions Allowed” contract) pursuant to the provisions of N.J.S.A. 19:44A-20.4 et seq.; and

WHEREAS, ELECSYS Engineering Group has submitted a proposal dated November 1, 2018 indicating they will provide Electrical Engineering Advice during December 1, 2018 through November 30, 2019 for a time charge fee not to exceed \$15,000 without written permission from Stony Brook Regional Sewerage Authority; and

WHEREAS, ELECSYS Engineering Group has submitted a Business Entity Disclosure Certification which certifies that ELECSYS Engineering Group its subsidiaries, assigns or principals controlling in excess of 10% of the company has neither made a contribution that is reportable pursuant to the Election Law Enforcement Commission pursuant to N.J.S.A. 19:44A-8 or 19:44A-16, in the one (1) year period preceding the award of the contract that would, pursuant to P.L. 2004, c.19, affect its eligibility to perform this contract, nor will it make a reportable contribution during the term of the contract to a municipal political party committee of a governing body that appoints members to the Authority including, Princeton, South Brunswick Township, West Windsor Township, Hopewell Borough, Hopewell Township, and Pennington Borough, when the contract is awarded, or to any municipal candidate committee of any candidate for or holder of municipal elective public office of any such municipality when the contract is awarded; and

WHEREAS, the Stony Brook Regional Sewerage Authority has Funds available in its Fiscal Year 2019 operating budget.

NOW THEREFORE, BE IT RESOLVED that the Board of the Stony Brook Regional Sewerage Authority authorizes the Chairman to enter into a contract with ELECSYS Engineering Group as described herein; and

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value is on file.

Recorded Vote:	AYE	NO	ABSTAIN	ABSENT
Robert A. Bartolini	X			
Harry Compton	X			
Gale D. Downey	X			
David A. Goldfarb				X
C. Schuyler Morehouse	X			
Bharat Patel	X			

Contract 18-3, Millstone Pump Station Odor Abatement Design

Mr. Doelling indicated that a meeting with the design engineer from R3M occurred on October 31, 2018 to discuss staff's review comments. It is anticipated that this contract will be advertised for bid in December.

River Road WWTP UV Disinfection/Filtration Design

Mr. Doelling reported that Kleinfelder continues with the preliminary project work for the UV Disinfection and Filtration systems. A technical memorandum for selection of design basis equipment was submitted on November 1, 2018 and is under review by staff.

Contract 14-1, SBRSA Emergency Generator Project

Mr. Doelling reported that this project stands at 94% complete. Thomas Controls Inc. expects to have the final inspection by the Princeton Construction Department completed in November and completion of the project by mid-December 2018.

Contract 16-1, Schwing Pump Replacement Project

Mr. Doelling indicated that this project stands at 79% complete. MBE completed the demolition and installation of Pump No. 1, disassembly and removal of the screws and drives for Receiving Bin No. 1 and began the installation of the screws in Receiving Bin No. 1. Start-up and testing of Pump No. 1 and Receiving Bin No. 1 is scheduled for the week of November 12, 2018.

Contract 17-1 Pennington WWTP Upgrade and Expansion

Mr. Doelling reported that this project is 12% complete. CMS is currently working on the Gravity Thickener and Primary Tank No. 1. The installation of electrical conduit for the PACL Building is nearly complete. CMS is also performing site work.

Contract 18-1, Hopewell WWTP Primary Tank Sludge Collector Replacement Project

Mr. Doelling stated that there has been no change to this project. The equipment has been delivered and work is scheduled to begin on December 3, 2018 with an anticipated completion date of December 21, 2018.

Contract 18-2, River Road WWTP Commercial Power Protection Project

Mr. Doelling reported that this project stands at 100% complete. Staff is trying to find a metric to determine whether or not the system is working. SBRSA did experience a possible power “blip” and the UPS did respond. This occurrence did not result in an emergency bypass event with the incinerator.

Contract 18-5, Millstone Pump Station Parshall Flume Replacement Project

Mr. Doelling indicated that the specifications for this project have been completed and are under review by SBRSA staff. Staff anticipates bidding this project in November and recommending award at the December 2018 Board meeting.

Process Control/SCADA

Mr. Doelling noted that the monthly flow meter verification was conducted by staff on October 31, 2018 and November 1, 2018.

Plant Influent Flow Meter

Mr. Doelling reported that staff continues with the calibration checks on the two (2) flow transmitters to establish historical accuracy data on each transmitter. The comparison summary for the sum of the billing meters versus the River Road Plant influent meter was provided to the Board.

Information Technology

Mr. Hess reported that on November 5th, during normal maintenance of the TRACE-CEMS computer, data became corrupt in the boot sector of the disk. The workstation would not reboot as expected, and therefore we could not run the incinerator. Attempts were made to restore the workstation to a virtual environment, but all attempts failed. The machine was restored to identical hardware on November 7th. Data was recovered and verified.

Mr. Hess indicated that on November 7th the power supply unit for the phone system failed. Avaya was contacted, and a replacement was delivered within two (2) hours. Phone service was partially restored that evening; troubleshooting and repairs are ongoing.

563.12 Finance Report

Payment of Bills and Claims

Mr. Morehouse moved for approval of Resolution 2018-75 for the payment of bills and claims in the amount of \$1,512,797.73 with two signatures instead of three. Seconded by Dr. Downey and passed by a roll call vote of 5 to 0. Resolution 2018-75 follows.

Resolution Regarding Payment of Bills and Claims

Resolution No. 2018-75

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 \$1,512,797.73 be approved for payment with checks bearing two authorized signatures instead of three authorized signatures.

Recorded Vote:	AYE	NO	ABSTAIN	ABSENT
Robert A. Bartolini	X			
Harry Compton	X			
Gale D. Downey	X			
David A. Goldfarb				X
C. Schuyler Morehouse	X			
Bharat Patel	X			

Treasurer's Report

Mr. Sears reported that net income for the eleven-month period ending October 31, 2018 is \$1,845,597. The Authority has total cash and investments of \$18,524,957. The current construction projects balance is \$12,418,557. Mr. Sears noted there are sufficient funds for these projects. The outstanding bond principal balance remains at \$18,016,279.

Monthly Sludge Business Analysis

Mr. Sears reported that the net income figure for the month of October is \$80,345 and the cumulative net income is \$1,111,933.

Resolution 2018-76, Adopted 2019 Budget

Mr. Sears recommended approval of Resolution 2018-76, 2019 Adopted Budget with total revenues of \$15,631,825. The figures remain unchanged; they are the same as in the Introduction of the 2019 Budget.

Mr. Morehouse moved for approval of Resolution 2018-76, 2019 Adopted Budget in the amount of \$15,631,825. Mr. Morehouse noted that as stated in the third paragraph of the Resolution, the annual budget reflects Total Revenues of \$15,631,825 and Total Appropriations of \$15,631,825. The motion was seconded by Dr. Downey and passed by a roll call vote of 5 to 0. Resolution 2018-76 follows.

**2019 ADOPTED BUDGET RESOLUTION
Stony Brook Regional Sewerage Authority**

Resolution # 2018-76

FISCAL YEAR: FROM: 12/1/18 TO: 11/30/19

WHEREAS, the Annual Budget and Capital Budget/Program for the Stony Brook Regional Sewerage Authority for the fiscal year beginning December 1, 2018 and ending, November 30, 2019 has been presented for adoption before the governing body of the Stony Brook Authority at its open public meeting of November 12, 2018; and

WHEREAS, the Annual Budget and Capital Budget as presented for adoption reflects each item of revenue and appropriation in the same amount and title as set forth in the introduced and approved budget, including all amendments thereto, if any, which have been approved by the Director of the Division of Local Government Services; and

WHEREAS, the Annual Budget as presented for adoption reflects Total Revenues of \$15,631,825, Total Appropriations, including any Accumulated Deficit, if any, of \$15,631,825 and Total Unrestricted Net Position utilized of \$ 0.00; and

WHEREAS, the Capital Budget as presented for adoption reflects Total Capital Appropriations of \$ 6,157,903 and Total Unrestricted Net Position planned to be utilized of \$ 1,900,000; and

NOW, THEREFORE BE IT RESOLVED, by the governing body of Stony Brook Regional Sewerage Authority, at an open public meeting held on November 12, 2018 that the Annual Budget and Capital Budget/Program of the Stony Brook Regional Sewerage Authority for the fiscal year beginning, December 1, 2018 and ending, November 30, 2019 is hereby adopted and shall constitute appropriations for the purposes stated; and

BE IT FURTHER RESOLVED, that the Annual Budget and Capital Budget/Program as presented for adoption reflects each item of revenue and appropriation

in the same amount and title as set forth in the introduced and approved budget, including all amendments thereto, if any, which have been approved by the Director of the Division

Recorded Vote:	AYE	NO	ABSTAIN	ABSENT
Robert A. Bartolini	X			
Harry R. Compton	X			
Gale D. Downey	X			
David A. Goldfarb				X
C. Schuyler Morehouse	X			
Bharat Patel	X			

563.13 Personnel Report

The Personnel Report was provided for member information.

563.14 Correspondence

For information.

563.15 Old Business

None

563.16 New Business

Resolution 2018-77, Rejecting all Bids for Furnishing, Delivery and Maintenance of Uniforms and Mats and Authorizing Readvertisement

Mr. Sears recommended approval of Resolution 2018-77, Rejecting all Bids for Furnishing, Delivery and Maintenance of Uniforms and Mats, and Authorizing Readvertisement. Mr. Sears indicated that staff is significantly changing the bid specification to use the industry standard pricing. This is being done to give the bidders a specification that is easier to understand and allow bidders to bid appropriately. It is anticipated that this change will foster more competition and the Authority will still get the services that it expects.

So moved by Dr. Downey, seconded by Mr. Patel and passed by a roll call vote of 5 to 0. Resolution 2018-77 follows.

**RESOLUTION REJECTING ALL BIDS FOR FURNISHING, DELIVERY AND
MAINTENANCE OF UNIFORMS AND MATS AND AUTHORIZING
READVERTISEMENT**

Resolution No. 2018-77

WHEREAS, the 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 the furnishing, delivery and maintenance of uniforms and mats; and

WHEREAS, the following sealed competitive bids were received by the Authority on October 17, 2018, as more fully set forth in the attached Bid Tabulation Sheet:

WHEREAS, the SBRSA has reviewed the bids received by the Authority to determine compliance with the bid specifications in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-1, et seq.; and

WHEREAS, it is necessary to substantially revise the specifications to revise the terminology and definition of unit price, and in order to ensure a fair process for all bidders; and

WHEREAS, N.J.S.A. 40A:11-13.2 authorizes the Authority to reject all bids in that circumstance; and

WHEREAS, the Authority desires to reject all bids pursuant to N.J.S.A. 40A:11-13.2 in order to revise the bid specifications.

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

1. The Authority hereby rejects all bids received on October 17, 2018, for the furnishing, delivery and maintenance of uniforms and mats, in accordance with N.J.S.A. 40A:11-13.2, in order to substantially revise the specifications.

2. The Executive Director, staff and consultants are authorized and directed to substantially revise the bid specifications for the furnishing, delivery and maintenance of uniforms and mats and advertise for the receipt of sealed competitive bids pursuant to the requirements of the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.

Recorded Vote:	AYE	NO	ABSTAIN	ABSENT
Robert A. Bartolini	X			
Harry Compton	X			
Gale D. Downey	X			
David A. Goldfarb				X
C. Schuyler Morehouse	X			
Bharat Patel	X			

Resolution 2018-80, Awarding Contract for the Supply of Polymer

Mr. Kunert reported that sealed bids for the supply of liquid polymer were received on October 31, 2018. Two bids were received, and the results are as follows:

	<u>12 MONTHS</u>	<u>24 MONTHS</u>
Coyne Chemical Co.	\$195,809.28 (\$1.2748/lb.)	\$194,534.40/\$1.2665/lb. (1st) \$203,351.04/\$1.3239/lb. (2nd) \$397,885.44 (2 Year Total)
SNF Polydyne Inc.	\$129,926.40 (\$1.34/lb.)	\$130,896.00/\$1.35/lb. (1st) \$136,713.00/\$1.41/lb. (2nd) \$267,609.60 (2 Year Total)

The total bid prices were calculated based on the polymer dosage rates during the performance trial and an estimated annual sludge quantity used for bid comparison only. Due to changes in the nature of the sludge processed, the dosage requirements increase and decrease unavoidably. Because polymer is purchased on a per pound basis, the actual monies spent will be based on the actual amount of polymer used.

Mr. Kunert noted that three vendors participated in the trials. One vendor was disqualified because his polymer did not meet the chemical specifications in the Bid Specifications.

Mr. Kunert stated that the cost of polymer in 2009 and 2010 was \$1.24/lb. The cost dropped in the following eight years, but it is now on the rise. This year we purchased 51,800 lbs. of polymer at a cost of \$0.897/lb. for a total of \$46,464.60. If we were to purchase the same amount of polymer next year at \$1.35/lb., the total would come to \$69,930.00. Staff has budgeted \$69,694.00 in the 2019 budget for polymer.

Mr. Kunert stated that the last contract was a two-year contract awarded to SNF Polydyne Inc. with a 1st year price of \$0.847/lb. and a 2nd year price of \$0.897/lb. for a total two-year bid price of \$209,782.28.

Staff recommended approval of a two-year contract to SNF Polydyne, Inc. in the estimated amount of \$267,609.60. Mr. Kunert noted that a copy of an explanation as to what is driving the price for polymer higher is included in the Board Report. A motion was made by Dr. Downey and seconded by Mr. Patel.

Mr. Patel asked, how is it that the low bidder's unit price for polymer is higher than the other bidder. Mr. Kunert explained that the low bidder used less polymer to achieve the required result. Dr. Downey indicated that there are no identical polymers. Each company has its own proprietary polymer and therefore each company's polymer is a little different and works differently.

Resolution 2018-80 was then passed by a roll call vote of 5 to 0. Resolution 2018-80 follows.

**RESOLUTION AWARDING A CONTRACT FOR THE SUPPLY OF
POLYMER**

Resolution No. 2018-80

WHEREAS, the 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 the supply of polymer; and

WHEREAS, the following sealed competitive bids were received by the Authority on October 31, 2018, as more fully set forth as follows:

	12-Month Contract Total / Unit cost	24-Month Contract Total / Unit cost
Coyne Chemical Co.	\$195,809.28 (\$1.2748/lb.)	\$194,534.40/\$1.2665/lb. (1st) \$203,351.04/\$1.3239/lb. (2nd) \$397,885.44 (2 Year Total)
SNF Polydyne Inc.	\$129,926.40 (\$1.34/lb.)	\$130,896.00/\$1.35/lb. (1st) \$136,713.00/\$1.41/lb. (2nd) \$267,609.60 (2 Year Total)

WHEREAS, the total bid prices are calculated based on the polymer dosage rates experienced during the performance trial and an estimated annual sludge quantity which is used for bid comparison only; and

WHEREAS, the average percent solids results of the Coyne Chemical trial did not meet the minimum specifications and thus the bid was considered to be non-responsive; and

WHEREAS, the Authority has determined that the bid of SNF Polydyne Inc. is the lowest responsive bid; and

WHEREAS, the bidder, SNF Polydyne Inc. submitted a bid in the amount of \$130,896.00 (\$1.35 per pound) for the first year and \$136,713.00 (\$1.41 per pound) for the second year with a two-year total of \$267,609.60; and

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

WHEREAS, the Chief Finance Officer has determined and certified that the value of the work for this contract will exceed \$17,500 and there are sufficient funds in the 2019 budget appropriations for chemicals to provide funding for the contract amount; and

NOW, THEREFORE, BE IT RESOLVED by the Stony Brook Regional Sewerage Authority that it hereby awards a 24-month contract to SNF Polydyne Inc. the lowest responsive bidder; for the supply of polymer in the estimated amount of \$267,609.60; 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.

Recorded Vote:	AYE	NO	ABSTAIN	ABSENT
Robert A. Bartolini	X			
Harry Compton	X			
Gale D. Downey	X			
David Goldfarb				X
C. Schuyler Morehouse	X			
Bharat Patel	X			

563.17 Open to the Public

563.18 And such other issues as may come before the Board

None.

563.19 Executive Session

The Board entered Executive Session at 8:15 pm to discuss issues involving pending or anticipated litigation in connection with allegations made by the United States Environmental Protection Agency per the Notice of Violation by way of Resolution 2018-81 on a motion by Dr. Downey, seconded by Mr. Patel and passed by a roll call vote of 5 to 0. Resolution 2018-81 follows.

**RESOLUTION AUTHORIZING CLOSED SESSION
PURSUANT TO THE OPEN PUBLIC MEETINGS LAW**

Resolution 2018-81

BE IT RESOLVED by the Stony Brook Regional Sewerage Authority on this 12th day of November 2018, as follows:

1. The Authority shall adjourn to executive session in accordance with N.J.S.A. 10:4-12(b)(7), being the Open Public Meetings Law, in order to discuss issues involving pending or anticipated litigation in connection with allegations made by the United States Environmental Protection Agency per the Notice of Violation, EPA Docket No. CAA-02-2018-1302, dated August 27, 2018.

2. The minutes of the executive session will be released to the public in the event of successful negotiations or, in the event of litigation, the minutes 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>
Robert A. Bartolini	X			
Harry Compton	X			
Gale D. Downey	X			
David A. Goldfarb				X
C. Schuyler Morehouse	X			
Bharat Patel	X			

Executive Session

Return to Public Session

563.19 Adjournment

As there was no further business to come before the Board, the meeting was adjourned at 8:45 p.m. on a motion by Dr. Downey and seconded by Mr. Patel and passed by unanimous vote.

Respectfully Submitted,

John Kantorek
Secretary

Recorded and Written by
Patricia Carlino
December 5, 2018