

BERNARDS TOWNSHIP SEWERAGE AUTHORITY
AGENDA
February 15, 2022
6:30 PM

1. Call to Order
2. Pledge of Allegiance
3. Roll Call
4. Open Public Meeting Statement
5. Closed session – Resolution #2210 – Personnel
6. Approval of Minutes
 - a. Regular Meeting – January 11, 2022
7. Correspondence –
8. Public Comment
9. Action/Discussion Items:
 - a. Resolution #2211 May Basking Ridge LLC user fee refund **\$34,395**
 - b. Resolution #2212 Acceptance of Crown Court Pump Station new force main
 - c. Resolution #2213 Personnel Appointment David Raphel
 - d. Resolution #2214 Personnel Appointment Jeremy Cottrell
 - e. Resolution #2215 P2P Foley, Vanguard, Miracle Chemical, Lookfirst
 - f. Resolution #2216 Reject Fieldstone PS Force Main bids
 - g. Resolution #2217 Reject East Oak PS Force Main III bids
 - h. Resolution #2218 Award TV Truck Pierce Eagle Equipment **\$349,912**
 - i. Resolution #2219 Sludge Disposal award Environmental Protection and Improvements Co. LLC **\$322,825**, and Denali Water Systems **\$30,000**
 - j. Resolution #2220 Budget transfer kirk key system (panel redundancy)
 - k. Resolution #2221 Buchart Horn kirk key system (panel redundancy) **\$22,051**
 - l. Resolution #2222 Buchart Horn Plant Pipe Header Design **\$43,070**
10. Operator's Report
11. Bill List – Resolution - #2223
12. Member/Staff Comments
13. Adjournment



Bernards Township Sewerage Authority Resolution

Resolution #2210

Authorizing an Executive Session Meeting of the Bernards Township Sewerage Authority

WHEREAS, NJSA 10:4-12 allows for a public body to go into closed session during a public meeting; and

WHEREAS, the Bernards Township Sewerage Authority has deemed it necessary to go into closed session to discuss certain matters which are exempted from the public; and

WHEREAS, the regular meeting of the Bernards Township Sewerage Authority will reconvene.

NOW THEREFORE BE IT RESOLVED, that the Bernards Township Sewerage Authority will go into closed session for the following reason(s) as outlined in NJSA 10:4-12; and

NOW THEREFORE BE IT FURTHER RESOLVED, that the Bernards Township Sewerage Authority hereby declares that the discussion of subject(s) may be made public at a time when the Authority Attorney advises the Authority that the disclosure of the discussion will not detrimentally affect any right, interest or duty of the Township or any other entity with respect to said discussion. That time is currently estimated as the time of said matter.

NOW THEREFORE BE IT FINALLY RESOLVED that the Bernards Township Sewerage Authority, hereby declares that the public is excluded from the portion of the meeting during which the discussion(s) shall take place and hereby directs the Director to take the appropriate action to effectuate the terms of this resolution.

Reason for Closed Session

Estimated Time of Disclosure or Upon Occurrence Of

- Any matter which by express provisions of Federal Law, State Statute or Rule of Court shall be rendered confidential or excluded from discussion in public provision relied upon .
- Any matter in which the release of information would impair a right to receive funds from the federal government.
- Any matter involving Attorney-Client privilege.
- Any collective bargaining agreement, or the terms and conditions of which are proposed for inclusion in any collective bargaining agreement, including the negotiation of terms and conditions with employees or representatives of employees of the public body.
- Any matter involving the purpose, lease or acquisition of real property with public funds, the setting of bank rates or investment of public funds where it could adversely affect the public interest if discussion of such matters were disclosed.
- Any tactics and techniques utilized in protecting the safety and property of the public provided that their disclosure could impair such protection.



Bernards Township Sewerage Authority Resolution

- Any investigations of violations or possible violations of the law.
- Any pending or anticipated litigation or contract negotiations which the public body is or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as lawyer. *Under certain circumstances, if public disclosure of the matter would have a potentially negative impact on the Township's position in the litigation or negotiation, this information may be withheld until such time that the matter is concluded or the circumstances no longer present a potential impact.*
- Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance, promotion or disciplining of any specific prospective public officer or employee or current public officer or employee employed or appointed by the public body, unless all individual employees or appointees whose right could be adversely affect request in writing that such matter or matters be discussed at a public meeting subject to the balancing of the public's interest and the employee's privacy rights under *South Jersey Publishing*, 124 NJ 478.
The employee(s) and nature of discussion is: *Personnel*
- Any deliberation of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty upon the responding party or the suspension or loss of a license or permit belonging to the responding party as a result of an act of omission for which the responding party bears responsibility.
- Any matter the disclosure of which constitutes an unwarranted invasion of individual privacy.

Agenda and Date Voted: February 15, 2022

CERTIFICATION

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Sewerage Authority on 2/15/22.

Thomas Timko, Authority Director



Bernards Township Sewerage Authority Resolution

**RESOLUTION #2211
REFUND OF USER FEE
BLOCK 11301 LOT 1.01
180-181 Mountainview Boulevard**

WHEREAS, in an email dated Thursday, December 28, 2021, from Kevin Sant' Angelo, Bernards Township Tax Collector, a refund for 180-181 Mountainview Boulevard was requested by the owner, May Basking Ridge LLC for a payment posted by the parent company Accurate Builders; and

WHEREAS, the email notes that the owner made a payment of \$34,395.00 for the second half of 2021 which is not due as the property has not been connected yet; and

NOW, THEREFORE BE IT RESOLVED that the Bernards Township Sewerage Authority authorizes a refund of \$34,395.00 to Accurate Builders for 180-181 Mountainview Boulevard, May Basking Ridge LLC, 32 Cross, Street Suite 301, Lakewood, NJ 08701, for the over payment of the sewer fee.

Agenda and Date Voted: February 15, 2022

CERTIFICATION

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Sewerage Authority on 2/15/22.

Thomas Timko, Authority Director



Bernards Township Sewerage Authority

Resolution #2212

Resolution Accepting the Construction of the Crown Court Pump Station Force Main

WHEREAS the Bernards Township Sewerage Authority adopted resolution #2047 approving the first amendment to the sewage allocation agreement for Bernards Plaza Associates LLC for BLOCK 8501, LOTS 39 & 43 for the construction of 198 residential housing units; and

WHEREAS the allocation agreement requires Bernards Plaza Associates LLC to pay for all costs associated with any pump station improvements due to the increase in flow from the development; and

WHEREAS Bernards Plaza agreed to the construction of a new force main for the pump station; and

WHEREAS the Authority's engineering consultant Mott MacDonald reviewed plans and specifications for the force main and related improvements and inspected and approved the construction; and

WHEREAS Bernards Plaza has posted a two year maintenance bond required by the allocation agreement; and

NOW, THEREFORE, BE IT RESOLVED that the Bernards Township Sewerage Authority hereby accepts the force main as further detailed on plan entitled "Crown Court Pump Station Retrofit, Force Main Plan-1," last revised April 26, 2021, and prepared by Scott H. Turner, P.E., of Menlo Engineering Associates, Highland Park, NJ; and

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be placed in the permanent project file, together with one copy of the plan referred to above with a notation referring to the Resolution of Acceptance placed thereon, and

Agenda and Date Voted: February 15, 2022

Certification

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Sewerage Authority on 02/15/2022.

Thomas Timko, Authority Director



Bernards Township Sewerage Authority Resolution

Resolution #2213
Personnel Appointment
David Raphel – Wastewater Treatment Plant Operator I
Sewerage Authority

Whereas, the fulltime position of Wastewater Treatment Plant Operator is vacant within the Bernards Township Sewerage Authority; and

Whereas, the Plant Superintendent, Sewerage Authority Director, and Human Resource Manager have deemed it necessary to fill this position; and,

Whereas, David Raphel has applied for and is qualified to fill said position; and

Now, Therefore Be It Resolved, by the Bernards Township Sewerage Authority of the Township of Bernards that David Raphel is appointed full time Wastewater Treatment Plant Operator I effective February 21, 2022, at an hourly rate of \$22.60 for a 40-hour workweek. Offer of employment is contingent upon the results of pre-employment screening as per Township policy.

CERTIFICATION

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Sewerage Authority on 2/15/2022.

Thomas Timko, Authority Director



Bernards Township Sewerage Authority Resolution

Resolution #2214
Personnel Appointment
Jeremy Cottrell – Wastewater Treatment Plant Operator I
Sewerage Authority

Whereas, the fulltime position of Wastewater Treatment Plant Operator is vacant within the Bernards Township Sewerage Authority; and

Whereas, the Plant Superintendent, Sewerage Authority Director, and Human Resource Manager have deemed it necessary to fill this position; and,

Whereas, Jeremy Cottrell has applied for and is qualified to fill said position; and

Now, Therefore Be It Resolved, by the Bernards Township Sewerage Authority of the Township of Bernards that Jeremy Cottrell is appointed full time Wastewater Treatment Plant Operator I effective February 21, 2022, at an hourly rate of \$22.60 for a 40-hour workweek. Offer of employment is contingent upon the results of pre-employment screening as per Township policy.

CERTIFICATION

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Sewerage Authority on 2/15/2022.

Thomas Timko, Authority Director



Bernards Township Sewerage Authority

Resolution # 2215

Bernards Township Sewerage Authority

Award of Purchase Order(s) for

Foley Incorporated, Pumping Services, Inc., and Vanguard Energy Partners, LLC

WHEREAS, The Township Committee of Bernards has adopted Ordinance # 1854 “Known as Pay to Play” and P. L. 2004, Chapter 19; and

WHEREAS, pursuant to the ordinance window contracts determined to exceed \$ 17,500.00 and within the bid threshold of \$ 44,000.00 requires Authority approval; and

WHEREAS, the purchasing agent has determined that the value of the expenditures with the vendor(s) listed below will exceed \$17,500.00 in purchases;

Vendor	Not to Exceed
Foley Incorporated	\$44,000.00
LookFirst Technology LLC	\$44,000.00
Miracle Chemical Company	\$44,000.00
Vanguard Energy Partners, LLC	\$44,000.00

and

WHEREAS, in anticipation of the listed expenditure, a Business Entity Disclosure Certification has been secured in compliance with N.J.S.A.19:44A 20-4 et seq., and that the principals of the said companies, have not made any reportable contributions to a political or candidate committee in the Township of Bernards in the previous one year, and that the contract will prohibit the principals of said companies from making ANY contributions through the term of the contract pursuant to Bernards Township Ordinance # 1854 adopted on February 28, 2006, that would prohibit any business entity or professional that procures goods, services or contracts from the Township without the formal bid process from making “any” contribution whatsoever in the prior calendar year; and

NOW THEREFORE BE IT RESOLVED by the Bernards Township Sewerage Authority of the Township of Bernards, Somerset County, New Jersey that the Purchasing Agent is hereby authorized to issue purchase orders to the vendor listed above to maintain continuity and facilitate the ordering process through November 30, 2022.

Agenda and Date Voted: February 15, 2022

PURCHASING CERTIFICATION

I hereby certify that I have prepared this resolution and reviewed it for accuracy.

Francis J. Decibus, QPA, RPPO
Purchasing Agent

Date: February 1, 2022

CERTIFICATION

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Sewerage Authority on 01/12/2021.

Thomas Timko, Authority Director



Bernards Township Sewerage Authority Resolution

**RESOLUTION #2216
REJECTION OF BID FOR FIELDSTONE FORCE MAIN INVESTIGATION**

WHEREAS, the Bernards Township Sewerage Authority received bids on Tuesday, January 25, 2022 at 10:45 AM for the Fieldstone Force Main Investigation project. The bid summary is as follows:

Bidder	Bid
Montana Construction Corp. Inc.	\$286,500.00
Arold Construction Co.	\$309,900.00

WHEREAS, it is the combined recommendation of the Director, Superintendent and Purchasing Agent to reject the bid pursuant to N.J.S.A. 40A:11-13.2(a) as the lowest bid exceeds the cost estimated for this project.

BE IT RESOLVED, by the Bernards Township Sewerage Authority, Somerset County, New Jersey that the lowest bid is hereby rejected and that the Purchasing Agent is authorized by the Bernards Township Sewerage Authority to re-advertise.

BE IT FURTHER RESOLVED, that a copy of this resolution be on file, available for public inspection in the office of the Bernards Township Sewerage Authority Director, 277 So. Maple Avenue, Basking Ridge, New Jersey 07920.

Agenda and Date Voted: February 15, 2022

PURCHASING CERTIFICATION

I hereby certify that I have reviewed this resolution for accuracy.

Francis J. Decibus, QPA
Purchasing Agent

Date: February 10, 2022

Certification

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards township Sewerage Authority on 02/15/2022.

Thomas Timko, Authority Director



Bernards Township Sewerage Authority Resolution

**RESOLUTION #2217
REJECTION OF BID**

East Oak Street Force Main Rehabilitation Project Phase III

WHEREAS, the Bernards Township Sewerage Authority received bids on Tuesday, January 25, 2022 at 10:30 AM for the East Oak Street Force Main Rehabilitation Project Phase III. The bid summary is as follows:

Bidder	Bid
Reivax Contracting Corp.	\$572,845.50
Arold Construction Co. Inc.	\$829,000.00
Insituform Technologies, LLC	\$1,733,960.00

WHEREAS, the low bidder, Reivax Contracting Corp., 165 River Road, Flemington, NJ 08822, failed to complete the Acknowledgement of Receipt of Addenda form and also exceeded the allowable amount for Item 1, Mobilization, as outlined in Section 154 of the bid documents; and

WHEREAS, the Township finds and concludes that pursuant to N.J.S.A. 40A:11-2 (33), the bid submitted is not “Responsive” as Reivax Contracting Corp. submitted incorrect bid documents and therefore does not conform to the terms and conditions, specifications, legal requirements, and other provisions of the request; and

WHEREAS, it is the combined recommendation of the Director and Purchasing Agent to reject the bid as non-responsive pursuant to N.J.S.A. 40A:11-2 (33); and

BE IT RESOLVED, by the Bernards Township Sewerage Authority, Somerset County, New Jersey that the bid is hereby rejected and that the Purchasing Agent is authorized by the Bernards Township Sewerage Authority to re-advertise.

BE IT FURTHER RESOLVED, that a copy of this resolution be on file, available for public inspection in the office of the Bernards Township Sewerage Authority Director, 277, So. Maple Avenue, Basking Ridge, New Jersey 07920.

PURCHASING CERTIFICATION

I hereby certify that I have reviewed this resolution for accuracy.

Francis J. Decibus, QPA, RPPO
Purchasing Agent

Dated: February 10, 2022

Date Adopted: February 15, 2022

Certification

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards township Sewerage Authority on 2/15/2022.

Thomas Timko, Authority Director



Bernards Township Sewerage Authority

Resolution #2218

Authorizing and Approving Purchase of a Truck/Van RCA 4.0 HD mainline & lateral launcher installation Model #SC21AG035A from Pierce-Eagle Equipment Co., 3388 Route 22 West, Branchburg, NJ 08876, a member of the Houston-Galveston Area Council (HGAC) Contract #SC01-021A
In the Amount Not to Exceed \$349,912.00

WHEREAS, the Bernards Township Sewerage Authority wishes to purchase, one (1) Truck/Van RCA 4.0 HD mainline & lateral launcher installation Model #SC21AG035A;

QTY	DESCRIPTION	UNIT TOTAL
1	Truck/Van RCA 4.0 HD mainline & lateral launcher installation Model #SC21AG035A Quote Dated 1/3/2022	\$383,352.00
	Additional software & accessories	\$30,315.00
	Sub Total	\$413,667.00
	TRADE- IN	
	2010 Cues Mainline Lateral Truck	\$45,000.00
	Additional credit & discounts	\$19,022.00
	TOTAL	\$349,912.00

WHEREAS, N.J.S.A. 52:34-6.2(b)(3) authorizes any contracting unit to purchase goods, or to contract for services through the use of a nationally recognized and accepted cooperative purchasing agreement that has been developed utilizing a competitive bidding process by another contracting unit within the State of New Jersey or within any other state; and

WHEREAS, the Chief Financial Officer has certified that funds are available in the budget; the line item appropriation to be charged is line account #C-01-22-PLA- D01 (\$349,912.00); and

NOW THEREFORE BE IT RESOLVED by the Bernards Township Sewerage Authority of the Township of Bernards that the Purchasing Agent be authorized to issue a purchase order to Pierce-Eagle Equipment Co., 3388 Route 22 West, Branchburg, NJ 08876 in the amount not to exceed \$349,912.00.

CFO CERTIFICATION

I, Sean McCarthy, Chief Financial Officer of the Township of Bernards, hereby certify that adequate funds are available for the above referenced contract for 2022 Vehicle Replacement. Monies are available in the 2022 Authority Capital Budget, line item C-01-22-PLA-D01, (\$349,912.00).

Date: February 10, 2022

Sean McCarthy, Chief Financial Officer

Explanatory Statement

This resolution approves the purchase of a video inspection truck and camera equipment to replace the old truck which is 12 years old and in accordance with the Authority capital plan. The video inspection truck is an important piece of equipment that is used to inspect sewer mains.

Date: February 10, 2022

Thomas Timko, Director

PURCHASING CERTIFICATION

I hereby certify that I have prepared this resolution and reviewed it for accuracy.

Date: February 10, 2022

Francis J. Decibus, QPA,RPPO
Purchasing Agent

Dated and Voted: February 15, 2022

CERTIFICATION

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Sewerage Authority on 02/15/2022.

Thomas Timko, Authority Director



Bernards Township Sewerage Authority

Resolution #2219

Award of Bid, for REMOVAL AND DISPOSAL OF DEWATERED SLUDGE **PRIMARY**
 to Environmental Protection & Improvement Co. LLC
 227 US Highway 206, Suite 31, Bldg. 1, Flanders, NJ 07836
 In the Amount of \$1,614,125.00 (\$322,825.00 Per Year)
 (5 YEAR PERIOD FROM 2022-2027)

and

Award of Bid, for REMOVAL AND DISPOSAL OF DEWATERED SLUDGE **SECONDARY**
 to Denali Water Solutions
 3308 Bernice Avenue, Russellville, AR 72802
 In the Amount of \$150,000.00 (\$30,000.00 Per Year)
 (5 YEAR PERIOD FROM 2022-2027)

WHEREAS, The Township received bids on Wednesday, February 2, 2022 at 10:30 A.M. for the Removal and Disposal of Dewatered Sludge for Primary and Secondary contracts;

The Bid Summary as follows:

Bidders Name	BID PRIMARY per ton	BID SECONDARY per ton
Environmental Protection & Improvement Co. LLC	\$129.13*	\$129.13
Denali Water Solutions	\$138.77	\$138.77**
Spectraserv Inc.	\$139.00	\$155.00
LMR Disposal LLC	\$149.50	\$149.50
Russell Reid	\$181.75	\$237.00

Note: The specifications require two distinct awards, denoted as Primary and Secondary, to provide redundancy for sludge disposal continuity of operations.

* Low bid primary

**Low bid secondary (Lowest bidder primary is excluded from secondary bid per specs.)

WHEREAS, it is the combined recommendation of the Authority Superintendent, Director and Purchasing Agent to award the **PRIMARY** contract to, Environmental Protection & Improvement Co. LLC, 227 US Highway 206, Suite 31, Bldg. 1, Flanders, NJ 07836; in the five (5) year total amount of \$1,614,125.00 (\$322,825.00 Per Year) for 2022-2027; and

WHEREAS, it is the combined recommendation of the Authority Superintendent, Director and Purchasing Agent to award the **SECONDARY** contract to, Denali Water Solutions, 3308 Bernice Avenue, Russellville, AR 72802; in the five (5) year total amount of \$150,000.00 (\$30,000.00 Per Year) for 2022-2027; and

WHEREAS, the Chief Financial Officer has certified that funds are available in the 2022 budget; the line item appropriations to be charged is 2-01- -803-235 and (3-01- -803-235; 4-01- -803-235; 5-01- - 803-235; 6-01- - 803-235; 7-01- - 803-235, pending Bernards Township Sewerage Authority approval); and

WHEREAS, this PRIMARY contract has been awarded to Environmental Protection & Improvement Co. LLC through a "fair and open process" pursuant to N.J.S.A. 19:44A-20.4, et seq."; and

WHEREAS, this SECONDARY contract has been awarded to Denali Water Solutions through a "fair and open process" pursuant to N.J.S.A. 19:44A-20.4, et seq."; and

NOW THEREFORE BE IT RESOLVED, by the Bernards Township Sewerage Authority, Somerset County, New Jersey that the Purchasing Agent is hereby authorized to issue a PRIMARY contract and purchase order to: Environmental Protection & Improvement Co. LLC, 227 US Highway 206, Suite 31, Bldg. 1, Flanders, NJ 07836 in the five (5) year total amount of \$1,614,125.00 (\$322,825.00 Per Year) for 2022-2027; and

NOW THEREFORE BE IT RESOLVED, by the Bernards Township Sewerage Authority, Somerset County, New Jersey that the Purchasing Agent is hereby authorized to issue a SECONDARY contract and purchase order to: Denali Water Solutions, 3308 Bernice Avenue, Russellville, AR 72802; in the five (5) year total amount of \$150,000.00 (\$30,000.00 Per Year) for 2022-2027; and

NOW THEREFORE BE IT FURTHER RESOLVED, that a copy of this resolution be published in the official Township newspaper, be on file, available for public inspection, in the office of the Bernards Township Sewerage Authority, 277 South Maple Avenue, Basking Ridge, NJ 07920.

Explanative Statement

This bid is to secure a firm to remove and dispose of the HBSTP sludge. The contract is for a five year period from 2022-2027, not to exceed \$1,614,125.00 (\$322,825.00 Per Year) for the PRIMARY contract and not to exceed \$150,000.00 (\$30,000.00 Per Year) for the SECONDARY contract.

Date: February 15, 2022

Thomas Timko
Authority Director

Chief Financial Officer Certification

I, Sean McCarthy, Chief Financial Officer of the Township of Bernards, hereby certify that adequate funds are available for the above referenced purchase in the not to exceed amount of \$322,825.00 for the PRIMARY contract and in the not to exceed amount of \$30,000.00 for the SECONDARY contract. Monies are available in the 2022 Sewerage Authority Budget; line account #2-01- -803-235-and (3-01- -803-235; 4-01- -803-235; 5-01- - 803-235; 6-01- - 803-235; 7-01- - 803-235 pending Bernards Township Sewerage Authority approval).

Date: February 10, 2022



Sean McCarthy
CFO

PURCHASING CERTIFICATION

I hereby certify that I have prepared this resolution and reviewed it for accuracy.



Francis J. Decibus, QPA, Purchasing Agent

Date: February 10, 2022

Agenda and Date Voted on: February 15, 2022

CERTIFICATION

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Sewerage Authority on 2/15/2022.

Thomas Timko, Authority Director

**BERNARDS TOWNSHIP SEWERAGE AUTHORITY
RESOLUTION #2220
CAPITAL TRANSFER – kirk key system (main switchgear)**

WHEREAS, there are insufficient funds in the following account (excepting the appropriation for Contingent Expenses or Deferred Charges) to meet the demands for the Capital Budget project:

C-01-20-PLA-C03 Plant Generator Controls

WHEREAS, there is a surplus in the following accounts (excepting the appropriation for Contingent Expenses, Deferred Charges, Cash Deficit of Preceding Year, or Interest and Debt Redemption Charges) over and above the demand deemed necessary for the balance of the Capital project

C-01-16-PLA-F01 Belt Press Refurbishing

NOW, THEREFORE, BE IT RESOLVED (not less than two-thirds of all the members thereof affirmatively concurring) that part of the surplus in the account heretofore mentioned be and the same is hereby transferred to the account (excepting the appropriation for Contingent Expenses or Deferred Charges) mentioned as being insufficient, to meet the current demands, and

BE IT FURTHER RESOLVED that the CFO is hereby authorized and directed to make the following transfers:

<u>FROM</u>	<u>AMOUNT</u>	<u>TO</u>
C-01-16-PLA-F01	\$22,051.00	C-01-20-PLA-C03
TOTAL TRANSFER	\$22,051.00	

CHIEF FINANCIAL OFFICER CERTIFICATION

I, Sean McCarthy, Chief Financial Officer for the Township of Bernards, hereby certify that adequate funds are available in the Bernards Township Sewerage Authority’s Unreserved Retained Earnings for the above referenced transfer in the amount of \$22,051.00.



February 10, 2022

Sean McCarthy, CFO

EXPLANATORY STATEMENT

This transfer moves additional funds into the Plant Generator Controls account to award the project. See Resolution #2222.

February 10, 2022

Thomas Timko, Authority Director

Date Adopted: February 15, 2022

Certification

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Sewerage Authority on 2/15/2022

Thomas Timko, Authority Director



Bernards Township Sewerage Authority

RESOLUTION #2221
PROFESSIONAL SERVICES CONTRACT
KIRK KEY SYSTEM FOR TREATMENT PLANT PANELS PP-INLET & PP-SF
Awarded to Michael V. Pullano, P.E., NJ Lic #24GE04616200 of the firm Buchart Horn
In the Not to Exceed Amount of \$22,051

WHEREAS, the Bernards Township Sewerage Authority requires consulting engineering services for developing construction bid documents, bidding assistance and construction administration and inspection for the implementation of a kirk-key system between Panel PP-INLET and Panel PP-SF; and

WHEREAS, Michael V. Pullano, P.E., NJ Lic #24GE04616200 of the firm Buchart Horn, 2 Eves Drive, Suite 110, Marlton, NJ 08053 has submitted a proposal dated February 7, 2022, outlining their services and rates; and

WHEREAS, section N.J.S.A. 40A:11-5 (1)(a) (i) of the Local Public Contracts Law, (N.J.S.A. 40A11-1 et seq.) exempts such professional services from competitive bidding; and

WHEREAS, this contract was awarded without public advertisement as defined in N.J.S.A. 19:44A-20-7 and pursuant to the provisions of N.J.S.A. 19:44A-20-4; and

WHEREAS, the Chief Financial Officer has certified that funds are available in the 2020 Budget, line item appropriation or ordinance to be charged is C-01-20-PLA-C03.

NOW BE IT RESOLVED by the Bernards Township Sewerage Authority as follows:

1. That a professional service contract for consulting engineering services be awarded to Michael V. Pullano, P.E., NJ Lic #24GE04616200, of the firm Buchart Horn, 2 Eves Drive, Suite 110, Marlton, NJ 08053 in the not to exceed amount of \$22,051.00, pursuant to the February 7, 2022 proposal.
2. That the contract be awarded for a 12-month term, from February 15, 2022 through February 14, 2023. Project design must be finalized and bid within 90 days.
3. Billing must be rendered within 30 days of service delivery.
4. **Any modification to this contract shall be in writing and signed by both parties and upon obtaining said signatures shall immediately become part of the contract.**
5. **No payments in excess of the “not to exceed” contract amounts will be approved, unless such services/expenditures are negotiated and agreed upon in advance of service delivery.**
6. As required by law, the parties to this contract agree to incorporate into this contract the mandatory affirmative action language promulgated by the Treasurer pursuant to PL 1975, c.127, which is attached to this resolution as Exhibit A.
7. This contract shall, for all purposes, be deemed a New Jersey Contract and any provision of this contract shall be governed and interpreted with the Laws of the State of New Jersey.
8. The contractor shall report directly to the Authority Director, who will be the chief contact for the Bernards Township Sewerage Authority on this contract.

NOW THEREFORE BE IT FURTHER RESOLVED that a copy of this resolution be on file and available for public inspection, in the office of the Bernards Township Sewerage Authority Director, 277 South Maple Avenue, Basking Ridge, NJ 07920.

I agree to the terms as stated in this Resolution and by signing this document, I am committed to follow all terms of this award.

Michael V. Pullano, P.E., NJ Lic #24GE04616200

CHIEF FINANCIAL OFFICER CERTIFICATION

I, Sean McCarthy, Chief Financial Officer of the Township of Bernards, hereby certify that adequate funds are available for the above referenced purchase in the amount not to exceed \$22,051.00. Monies are available in the 2020 Sewerage Authority Budget, the line item appropriation to be charged is, C-01-20-PLA-C03.



Dated: February 10, 2022 Sean McCarthy, Chief Financial Officer

PURCHASING CERTIFICATION

I hereby certify that I have reviewed this resolution for accuracy.



Dated: February 10, 2022 Francis J. Decibus, QPA, RPPO
Purchasing Agent

Dated Adopted: February 15, 2022

CERTIFICATION

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Sewerage Authority on 02/15/2022.

Thomas Timko, Authority Director



Bernards Township Sewerage Authority

RESOLUTION #2222
PROFESSIONAL SERVICES CONTRACT
REPLACEMENT OF PLANT HEADER PIPING
Awarded to Michael V. Pullano, P.E., NJ Lic #24GE04616200 of the firm Buchart Horn
In the Not to Exceed Amount of \$43,070.00

WHEREAS, the Bernards Township Sewerage Authority requires consulting engineering services for the replacement of the Plant Header Piping at the Harrison Brook Treatment Plant; and

WHEREAS, Michael V. Pullano, P.E., NJ Lic #24GE04616200 of the firm Buchart Horn, 2 Eves Drive, Suite 110, Marlton, NJ 08053 has submitted a proposal dated February 9, 2022, outlining their services and rates; and

WHEREAS, section N.J.S.A. 40A:11-5 (1)(a) (i) of the Local Public Contracts Law, (N.J.S.A. 40A11-1 et seq.) exempts such professional services from competitive bidding; and

WHEREAS, this contract was awarded without public advertisement as defined in N.J.S.A. 19:44A-20-7 and pursuant to the provisions of N.J.S.A. 19:44A-20-4; and

WHEREAS, the Chief Financial Officer has certified that funds are available in the 2020 and 2021 Budget, line item appropriation or ordinance to be charged is C-01-20-PLA-C04, \$30,000.00, and C-01-21-PLA-C04, \$13,070.00.

NOW BE IT RESOLVED by the Bernards Township Sewerage Authority as follows:

1. That a professional service contract for consulting engineering services be awarded to Michael V. Pullano, P.E., NJ Lic #24GE04616200, of the firm Buchart Horn, 2 Eves Drive, Suite 110, Marlton, NJ 08053 in the not to exceed amount of \$43,070.00, pursuant to the February 9, 2022 proposal.
2. That the contract be awarded for a 12-month term, from February 15, 2022 through February 14, 2023. Project design must be finalized and bid within 90 days
3. Billing must be rendered within 30 days of service delivery.
4. **Any modification to this contract shall be in writing and signed by both parties and upon obtaining said signatures shall immediately become part of the contract.**
5. **No payments in excess of the “not to exceed” contract amounts will be approved, unless such services/expenditures are negotiated and agreed upon in advance of service delivery.**
6. As required by law, the parties to this contract agree to incorporate into this contract the mandatory affirmative action language promulgated by the Treasurer pursuant to PL 1975, c.127, which is attached to this resolution as Exhibit A.
7. This contract shall, for all purposes, be deemed a New Jersey Contract and any provision of this contract shall be governed and interpreted with the Laws of the State of New Jersey.
8. The contractor shall report directly to the Authority Director, who will be the chief contact for the Bernards Township Sewerage Authority on this contract.

NOW THEREFORE BE IT FURTHER RESOLVED that a copy of this resolution be on file and available for public inspection, in the office of the Bernards Township Sewerage Authority Director, 277 South Maple Avenue, Basking Ridge, NJ 07920.

I agree to the terms as stated in this Resolution and by signing this document, I am committed to follow all terms of this award.

Michael V. Pullano, P.E., NJ Lic #24GE04616200

CHIEF FINANCIAL OFFICER CERTIFICATION

I, Sean McCarthy, Chief Financial Officer of the Township of Bernards, hereby certify that adequate funds are available for the above referenced purchase in the amount not to exceed \$43,070.00. Monies are available in the 2020 and 2021 Sewerage Authority Budget, the line item appropriation to be charged is, C-01-20-PLA-C04, \$30,000.00 and C-01-21-PLA-C04, \$13,070.00.



Dated: February 10, 2022 Sean McCarthy, Chief Financial Officer

PURCHASING CERTIFICATION

I hereby certify that I have reviewed this resolution for accuracy.



Dated: February 10, 2022

Francis J. Decibus, QPA, RPPO
Purchasing Agent

Dated Adopted: February 15, 2022

CERTIFICATION

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Sewerage Authority on 02/15/2022.

Thomas Timko, Authority Director