

BERNARDS TOWNSHIP SEWERAGE AUTHORITY
AGENDA
April 12, 2022
6:30 PM

1. Call to Order
2. Pledge of Allegiance
3. Roll Call

4. Open Public Meeting Statement

5. Approval of Minutes
 - a. Regular Meeting – March 15, 2021

6. Correspondence –

7. Public Comment

8. Action/Discussion Items:
 - a. Discussion solar srecs – Michael Flett – Flett Exchange
 - b. Discussion – Peracetic Acid Pilot study – Buchart Horn
 - c. Resolution #2231 BTSA Surplus Equipment USGovBid
 - d. Resolution #2232 Reject Bid E Oak Force Main Phase III
 - e. Resolution #2233 Reject Bid Fieldstone Force Main
 - f. Resolution #2234 Barrister Craft Coffee 96 S Finley Ave Grease trap waiver
 - g. Resolution #2235 May Basking Ridge LLC, 180-181 Mountainview Blvd
Allocation

9. Operator's Report

10. Bill List – Resolution - #2236 -

11. Member/Staff Comments

12. Closed session – Resolution #2237 – Personnel

13. Adjournment



Bernards Township Sewerage Authority

Resolution #2231

Authorization of the Sale at Public Auction of the Bernards Township Sewerage Authority Personal Property Not Needed for Public Use through USGovBid

WHEREAS, the Purchasing Agent has presented the following listing of personal property which are no longer needed for public use by the Bernards Township Sewerage Authority:

Description	Serial No
Sharp Office Copier AR-M237	35010640
Reliance Electric Motor	B4522233-010
Safetronics VFD	FM-1-111699005
L&A Power Washer	903
Simplicity Snow Blower	N/A
Power Flame Blower	29197006
Power Flame Blower	69094210
P&H Gantry Crane w/remote	N/A
US Gear Motor E462	N/A
Aqua Drive	000220H312
Century AC Motor AD Smith	F-391337-63
AC Motor WEG	01018EP3E21ST
Air Compressor Speedaire	091288H
Worthington Pump	N/A
Ransoms Lawn Mower	5263
and;	

WHEREAS, pursuant to N.J.S.A.40A:11-36, "Sale or other disposition of personal property," the governing body may authorize the public sale of municipal owned property no longer needed for public use; and

WHEREAS, the sale of surplus property shall be conducted through USGovBid pursuant to State Contract T2581/A-70967 in accordance with the terms and conditions of the state contract; and

WHEREAS, the terms and conditions of the agreement entered into with USGovBid is available on-line at; www.USGovBid.com and placed on file and available for public inspection in the office of the Bernards Township Purchasing Agent; and

WHEREAS, the Local Unit Technology Pilot Program and Study Act (P.L. 2001, c. 30) authorizes the sale of surplus personal property no longer needed for public use through the use of an online auction service; and

WHEREAS, the sale will be conducted online and the address of the auction site is; www.USGovBid.com; and

WHEREAS, the sale is being conducted pursuant to Local Finance Notice 2008-09; and

WHEREAS, no express or implied warranty is made for the property subject to sale. All property is being sold in "as is"- "where is" condition; and

WHEREAS, all sales are final; and

WHEREAS, method of payment is Cash, Certified Check, Money Order or Company Check (with bank letter guaranteeing funds-mandatory); and

WHEREAS, all merchandise must be removed within 10 business days from the time and date of issuance of the Buyers Certification otherwise buyers will be charged \$ 10.00 per day per item storage fee; and

WHEREAS, this resolution shall be published in accordance with provisions of N.J.S.A. 40A-11-36.

BE IT RESOLVED, that the Resolution (or Notice of the date, time and place of the auction, with a description of the items to be sold) shall be published in an official newspaper as required by N.J.S.A. 40A:11-36(3).

BE IT FURTHER RESOLVED, that the Bernards Township Sewerage Authority does hereby declare that the personal property listed above are surplus and no longer needed for Bernards Township Sewerage Authority use; and

NOW, THEREFORE BE IT FINALLY RESOLVED, that the Bernards Township Sewerage Authority does hereby authorize the purchasing agent to enter into an agreement with USGovBids to conduct an internet auction of surplus property identified.

PURCHASING CERTIFICATION

The Bernards Township Sewerage Authority has accumulated equipment not needed for public use. Notification of the surplus sale will be posted on the township website and bulleting board located in the municipal building. USGovBids service includes complete photo shoot, listing of items on internet, and collection of all proceeds.

I hereby certify that I have prepared this resolution in accordance with the Local Public Contracts Law N.J.S.A.40A:11-36.



Francis J. Decibus, QPA, RPPO,
Purchasing Agent

Dated: April 4, 2022

Adopted: April 12, 2022

CERTIFICATION

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Sewerage Authority on 04/12/2022.

Thomas Timko, Authority Director



Bernards Township Sewerage Authority Resolution

**RESOLUTION #2232
REJECTION OF BID
East Oak Street Force Main Rehabilitation Project Phase III**

WHEREAS, the Bernards Township Sewerage Authority received bids on Tuesday, March 29, 2022 at 10:30 AM for the East Oak Street Force Main Rehabilitation Project Phase III. The bid summary is as follows:

Bidder	Bid
Arold Construction Co. Inc.	\$778,250.00
Montana Construction Corp. Inc.	\$1,569,111.00

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; 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: April 6, 2022

Date Adopted: April 12, 2022

Certification

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards township Sewerage Authority on 04/12/2022.

Thomas Timko, Authority Director



Bernards Township Sewerage Authority Resolution

**RESOLUTION #2233
REJECTION OF BID FOR FIELDSTONE FORCE MAIN INVESTIGATION**

WHEREAS, the Bernards Township Sewerage Authority received bids on Tuesday, March 29, 2022 at 10:45 AM for the Fieldstone Force Main Investigation project. The bid summary is as follows:

Bidder	Bid
Montana Construction Corp. Inc.	\$229,569.00
Arold Construction Co.	\$274,900.00

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: April 12, 2022

PURCHASING CERTIFICATION

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

Francis J. Decibus, QPA
Purchasing Agent

Date: April 6, 2022

Certification

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards township Sewerage Authority on 04/12/2022.

Thomas Timko, Authority Director



Bernards Township Sewerage Authority Resolution

RESOLUTION #2234
WAIVER OF GREASE TRAP REGULATION

WHEREAS, Barrister Craft Coffee, 96 S. Finley Avenue, Basking Ridge, NJ 07920 has requested a waiver from the required 750 gallon grease trap to install a smaller, undersink grease trap; and

WHEREAS, Barrister Craft Coffee has provided a description of store operations and plan of the kitchen; and

WHEREAS, Barrister Craft Coffee will provide the Authority with information demonstrating the sizing of the smaller grease trap prior to the issuance of any construction permits; and

BE IT RESOLVED, by the Bernards Township Sewerage Authority, Somerset County, New Jersey that the waiver for Barrister Craft Coffee, 96 S. Finley Avenue, Basking Ridge, NJ 07920 is hereby approved; and

BE IT RESOLVED, that should Barrister Craft Coffee, change their service menu or operation or not maintain the smaller trap, the Authority may at its sole discretion require the installation of a larger grease trap; and

BE IT FURTHER RESOLVED, the undersink grease trap shall be subject to the same rules and regulations and inspections as any other grease trap installation and the Authority may require the installation of a 750 gallon grease trap within 30 days notice, at anytime the Authority deems necessary;

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 S. Maple Avenue, Basking Ridge, New Jersey 07920.

EXPLANATORY STATEMENT	
This resolution approves the installation of a smaller grease trap at Barrister Craft Coffee instead of the required 750 gallon grease trap.	
April 12, 2022	Thomas Timko, Director

Agenda and Date Voted: April 12, 2022

<u>Certification</u>
I hereby certify this is a true and exact copy of a resolution adopted by the Bernards township Sewerage Authority on 4/12/2022.
_____ Thomas Timko, Authority Director

RESOLUTION #2235
RESOLUTION FOR SEWAGE ALLOCATION AGREEMENT
FOR
MAY BASKING RIDGE LLC
BLOCK 11301, LOT 1
180-181 Mountainview Boulevard

WHEREAS, May Basking Ridge LLC, 180-181 Mountainview Boulevard, Basking Ridge, NJ 07920, requests sewage allocation of **63,422** gallons per day from the Bernards Township Sewerage Authority for **BLOCK 11301, LOT 1**; and

WHEREAS, the subject property is within the Sewer Service Area of the Bernards Township Sewerage Authority and Mott MacDonald, the Bernards Township Sewerage Authority's consulting engineer, has reviewed the plans for the sewer connection; and

WHEREAS, Site Plan Approval was memorialized in a resolution from the Bernards Township Planning Board on March 3, 2020, application No. PB 19-003; and

WHEREAS, allocation for this property was previously approved by the Bernards Township Sewerage Authority, Resolution # 2078, dated November 24, 2020 for Mountainview Corporate Center LLC and the property was sold to May Basking Ridge LLC; and

WHEREAS, the Authority's consultant engineer Mott MacDonald has reviewed the request and adequate capacity is available for the allocation; and

NOW, THEREFORE BE IT RESOLVED, that the Bernards Township Sewerage Authority hereby authorizes an allocation of **63,422** gallons per day for **BLOCK 11301, LOT 1** subject to the Authority's Rates, Rules and Regulations; and

BE IT FURTHER RESOLVED, that the Bernards Township Sewerage Authority hereby authorizes the Authority Chairman and Director to sign the allocation agreement for **BLOCK 11301, LOT 1**.

Agenda and Date Voted: April 12, 2022

Certification

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Sewerage Authority on 4/12/2022.

Thomas Timko, Authority Director



Bernards Township Sewerage Authority Resolution

Resolution #2237

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.
- 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: April 12, 2022

CERTIFICATION

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Sewerage Authority on 4/12/22.

Thomas Timko, Authority Director