

BERNARDS TOWNSHIP SEWERAGE AUTHORITY
AGENDA
January 23, 2024
6:30 PM

1. Call to Order
2. Pledge of Allegiance
3. Oath of Office Gary Baumann
4. Roll Call
5. Open Public Meeting Statement
6. Approval of Minutes
 - a. Regular Meeting – December 12, 2024
7. Correspondence –
8. Public Comment
9. Action/Discussion Items:
 - a. Resolution #2407 Kirk Key System budget transfer \$130,000
 - b. Resolution #2408 Award Kirk Key System Pichardo Electric \$107,700
 - c. Resolution #2409 Reject pipe header bids
 - d. Resolution #2410 Suburban Fieldstone PS force main CO #2 \$5,200
 - e. Resolution #2411 CO #2 Environmental Protection Improvement \$6,242.92
 - f. Discussion E Oak Force Main
 - g. Discussion 4th Quarter Flow Report
10. Operator's Report
11. Bill List – Resolution - #24 -
12. Member/Staff Comments
13. Adjournment



Bernards Township Sewerage Authority Resolution

RESOLUTION #2407

CAPITAL TRANSFER – Kirk Key System Project

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 account (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-FO1 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	\$130,000.00	C-01-20-PLA-C03
TOTAL TRANSFER	\$130,000.00	

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 \$130,000.00.

Sean McCarthy, CFO

January 9, 2024

EXPLANATORY STATEMENT

This transfer moves additional funds into the Plant Generator Controls account to award the Kirk Key System Project. See Resolution #2408.

Thomas Timko, Authority Director

Date Adopted: January 23, 2024

Certification

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Sewerage Authority on 1/23/2024

Thomas Timko, Authority Director



Bernards Township Sewerage Authority Resolution

RESOLUTION #2408

Award of Bid for the Kirk Key System for Panels PP-Inlet & PP-SF to Pichardo Electric, LLC
In the Amount of \$107,700.00

WHEREAS, the Bernards Township Sewerage Authority (BTSA) received bids on Tuesday, November 28, 2023, for the Kirk Key System for Panels PP-Inlet & PP-SF rebid. The bid summary is as follows:

BIDDERS NAME	TOTAL BID AMOUNT
Pichardo Electric, LLC	\$107,700.00

WHEREAS, it is therefore the combined recommendation of the Authority Director, Authority Superintendent and Purchasing Agent to award the contract to **Pichardo Electric, LLC, 48 Chapman Terrace, Middletown, NJ 07748** in the amount of \$107,700.00; and

WHEREAS, the Chief Financial Officer has certified that funds are available in the 2020 Sewerage Authority Capital Budget, Plant Generator Controls, account number C-01-20-PLA-C03; and

WHEREAS, this contract has been awarded to **Pichardo Electric, LLC**, through a "fair and open process" pursuant to N.J.S.A. 19:44A-20.4, et seq.

NOW THEREFORE BE IT RESOLVED, by the Bernards Township Sewerage Authority, that the bid be awarded to and the Purchasing Agent be authorized to issue a purchase order to: **Pichardo Electric, LLC, 48 Chapman Terrace, Middletown, NJ 07748**, in the amount of \$107,700.00.

NOW THEREFORE BE IT FURTHER RESOLVED, by the Bernards Township Sewerage Authority of the Township of Bernards that in accordance with the bid specifications, the contract between Bernards Township Sewerage Authority ("Owner") and **Pichardo Electric, LLC** ("Contractor") shall contain:

1. Provisions of all labor, material, and equipment necessary to perform all work as indicated on the Drawings and Specified for the Kirk Key System for Panels PP-Inlet & PP-SF.
2. 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.
3. Any modification to this contract shall be in writing, approved by the Bernards Township Sewerage Authority, and signed by both parties and upon obtaining said signatures shall immediately become part of the contract.
4. No payments in excess of the total bid amount will be approved, unless such services/expenditures are negotiated, agreed upon and approved by the Bernards Township Sewerage Authority in advance of service delivery.
5. Billing must be rendered within 30 days 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 P.L. 1975, c.127, which is attached to resolution as Exhibit B.
7. The Bernards Township Sewerage Authority may terminate this contract if contractor does not fulfill the services as outlined in the Bid Specification, upon 5 days written notice via certified mail.

8. The work contemplated under the Contract shall be completed within **180** days of the issuance of the Notice to Proceed.
9. The Contractor shall commence the work not later than ten (10) calendar days after the owner has given the Notice to Proceed Date to the Contractor in writing.
10. The completion time period shall include, but not be limited to, the time necessary to prepare shop drawings, to order, process, and deliver all equipment and materials, to obtain necessary permits and approvals, to perform the proper installation contemplated under this Contract and all else necessary and incidental in connection with the performance of this Contract.
11. The Contractor shall report directly to the Owner's construction management consultant, who will be the Bernards Township Sewerage Authority contact for all phases of this project.
12. If the Contractor fails to complete the work within the specified time plus extensions, the Contractor shall be responsible to the Bernards Township Sewerage Authority for liquidated damages in the sum of \$500.00 per day for every day thereafter until the completion and acceptance of the work. Such liquidated damages shall not be considered as a penalty. The Bernards Township Sewerage Authority shall deduct and retain out of any money due or to become due herein to Contract the amount of the liquidated damages.
13. In accordance with bid specifications, if the Contractor, upon notification by the Bernards Township Sewerage Authority, fails to execute the contract prepared by the Authority attorney within 10 days of such notification with the Bernards Township Sewerage Authority, the Authority may rescind the award of the bid to the Contractor and award the contract to another bidder, and shall have the right to proceed against the guaranty accompanying the bid.

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.

Carlos J. Pichardo, President
Pichardo Electric, LLC

Explanatory Statement

This resolution awards a contract for the Kirk Key System Project which will create redundant switching capability for the generator switchgear. Currently, two electrical panels that serve treatment equipment must be de-energized whenever switchgear maintenance is done. This project will allow redundant feeding of both panels from a different circuit during maintenance, so treatment equipment does not have to be turned off.

Thomas Timko, Authority Director

CFO 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 \$107,700.00. Monies are available in the 2020 Sewerage Authority Capital Budget, Plant Generator Controls, account number C-01-20-PLA-C03.

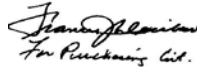
Date: January 4, 2024



Sean McCarthy, Chief Financial Officer

PURCHASING CERTIFICATION

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



Date: January 4, 2024

Francis J. Decibus, QPA, RPPO
Purchasing Agent

Agenda and Date Voted: January 23, 2024

CERTIFICATION

I hereby certify this is a true and exact copy of a
resolution adopted by the Bernards
Township Sewerage Authority on 01/23/2024.

Thomas Timko, Authority Director



Bernards Township Sewerage Authority Resolution

RESOLUTION #2409 REJECTION OF RE-BID Replacement of Plant Header Piping

WHEREAS, the Bernards Township Sewerage Authority received bids on Wednesday, December 27, 2023 at 10:30 AM for the Re-Bid of the Replacement of Plant Header Piping. Bid summary:

Bidder	Bid
Spectraserv Inc.	\$764,650.00

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(d) as the lowest bid exceeds the budget allocation 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: January 4, 2024

Date Adopted: January 23, 2024

Certification

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards township Sewerage Authority on 01/23/2024.

Thomas Timko, Authority Director



Bernards Township Sewerage Authority Resolution

**RESOLUTION #2410
PROFESSIONAL SERVICES CONTRACT
CHANGE ORDER #2
IN THE AMOUNT OF \$5,200.00 FOR
FIELDSTONE FORCE MAIN INVESTIGATION
SUBURBAN CONSULTING ENGINEERS, INC., 96 US HIGHWAY 206, SUITE 101,
FLANDERS, NJ 07836
IN THE NEW NOT TO EXCEED AMOUNT OF \$26,850.00**

WHEREAS, the Bernards Township Sewerage Authority required professional engineering services for the Fieldstone Force Main Investigation, and

WHEREAS, the Bernards Township Sewerage Authority adopted Resolution #2143 on August 10, 2021, awarding a professional services contract to Suburban Consulting Engineers, Inc., of Flanders, NJ 07836 in the amount of \$19,150.00 for the Fieldstone Force Main investigation; and

WHEREAS, the Bernards Township Sewerage Authority adopted Resolution #2216 on February 15, 2022 rejecting all bids received for the Fieldstone Force Main Rehabilitation Project on January 25, 2022; and

WHEREAS, Change Order #1 in the amount of \$2,500.00 was needed for professional engineering services for additional bid phase services, as outlined in the letter from Suburban Consulting dated March 7, 2022; and

WHEREAS, Change Order #2 in the amount of \$5,200.00 includes professional engineering services for additional construction observation services, as outlined in the letter from Suburban Consulting dated January 3, 2024 which includes additional time to manage the replacement of a thirty foot section of the main; and

WHEREAS, the Chief Financial Officer has certified that funds are available in the 2018 Budget, account number C-01-18-SEW-A01; and

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 a change order to Suburban Consulting Engineers, Inc., 96 US Highway 206, Suite 101, Flanders, NJ 07836, increasing the contract price from \$19,150.00 for a new not to exceed amount of \$26,850.00.

CHIEF FINANCIAL OFFICER CERTIFICATION

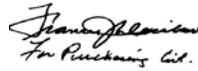
I, Sean McCarthy, Chief Financial Officer, hereby certify that adequate funds are available for the above referenced change order of \$5,200.00 for a new not to exceed amount of \$26,850.00. Monies are available in the 2018 Budget, account number C-01-18-SEW-A01.

Dated: January 4, 2024

Sean McCarthy, Chief Financial Officer

PURCHASING CERTIFICATION

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



Francis J. Decibus
For Purchasing Agent

Francis J. Decibus, QPA, RPPO
Purchasing Agent

Date: January 4, 2024

Agenda and Date Voted: January 23, 2024

CERTIFICATION

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Sewerage Authority on 01/23/2024.

Thomas Timko, Authority Director



Bernards Township Sewerage Authority Resolution

Resolution #2411

Award of Change Order # 2 for REMOVAL AND DISPOSAL OF DEWATERED SLUDGE,
Environmental Protection & Improvement Co. LLC
227 US Highway 206, Suite 31, Bldg. 1, Flanders, NJ 07836
In the Amount of \$6,242.92

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

WHEREAS, the Bernards Township Sewerage Authority approved resolution #2219 on February 22, 2022 awarding Environmental Protection & Improvement Co. LLC for a five (5) year bid contract in the amount of \$ 1,614,125.00 (322,825.00 per year); and

WHEREAS, the Bernards Township Sewerage Authority approved Change Order #1 resolution #2355 on November 21, 2023 for an additional amount of \$30,000.00 is to address their services for the removal and disposal of dewatered sludge for an additional amount of \$ 30,000.00; and

WHEREAS, Change Order #2 is to address their services for the removal and disposal of dewatered sludge for an additional amount of \$ 6,242.92.

WHEREAS, the Chief Financial Officer has certified that funds are available in 2024 Budget, account number 4-01-904-201, prior year bills-operating, for the same as appended to the original of this resolution; 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 a change order to Environmental Protection & Improvement Co. LLC, 227 US Highway 206, Suite 31, Bldg. 1, Flanders, NJ 07836 for an additional amount of \$ 6,242.92 for new not to exceed amount of \$ 359,067.92 for 2022-2023.

Explanative Statement

Sludge production exceeded the volume in the bid and a change order is needed to pay for the disposal.

Thomas Timko
Authority Director

CHIEF FINANCIAL OFFICER CERTIFICATION

I, Sean McCarthy, Chief Financial Officer, hereby certify that adequate funds are available for the above referenced change order of \$ 6,242.02 and a new not to exceed amount of \$358,067.92. Monies are available in the 2024 Budget, account number 4-01-904-201, prior year bills-operating.



Dated: January 18, 2024

Sean McCarthy, Chief Financial Officer

PURCHASING CERTIFICATION

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


For Purchasing Agent

Date: January 5, 2024

Francis J. Decibus, QPA, Purchasing Agent

Agenda and Date Voted on: January 23, 2024

CERTIFICATION

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Sewerage Authority on 01/23/2024.

Thomas Timko, Authority Director