BERNARDS TOWNSHIP SEWERAGE AUTHORITY
AGENDA
August 9, 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 – June 14, 2022

6. Correspondence –

7. Public Comment

8. Action/Discussion Items:

    a. Discussion - Audit FYE 11/30/21
    b. Resolution #2246 Audit FYE 11/30/21
    c. Resolution #2247 Audit FYE 11/30/21 group certification
    d. Resolution #2248 award SREC Contract
    e. Resolution #2249 P2P Betts Environmental, Garden State Laboratories
    f. Resolution #2250 Insituform CO#1 $25,052.60
    g. Discussion Draft 2023 budget
    h. Discussion Plant Hydraulic Improvements

9. Operator's Report

10. Bill List – Resolution - #2251-

11. Member/Staff Comments

12. Adjournment

BERNARDS TOWNSHIP SEWERAGE AUTHORITY

RESOLUTION #2246
GROUP AFFIDAVIT FORM
CERTIFICATION OF GOVERNING BODY

STATE OF NEW JERSEY
COUNTY OF SOMERSET

We, members of the governing body of the Bernards Township Sewerage Authority, County of Somerset, of full age, being duly sworn according to law, upon our oath depose and say:

1) We are duly appointed members of the Bernards Township Sewerage Authority.

2) In performance of our duties and pursuant to the Local Finance Board Regulations, we have familiarized ourselves with the contents of the Annual Audit filed with the Authority pursuant to NJSA 40A:5A-15 for the year 2021 and specifically the sections entitled General Comments and Recommendations.

3) We certify that we have personally reviewed and accept the Annual Audit for FYE 11/30/21.

_____
Chairperson, Kevin Orr

_____
Member, Jennifer Asay

_____
Member, John Crane

_____
Member, Janice Fields

_____
Member, Andrew McNally

Dated: _____

BERNARDS TOWNSHIP SEWERAGE AUTHORITY
Resolution #2247
Compliance with N.J.S.A. 40A:5A-15
2021 Annual Report of Audit

WHEREAS, N.J.S.A. 40A:5A-15 requires the Authority of every local unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, The Annual Report of Audit for the year 2021 has been filed by a Registered Municipal Accountant with the Authority Director pursuant to the requirements of N.J.S.A. 40A:5A-15, and a copy has been received by each member of the Authority, and

WHEREAS, the Local Finance Board of the State of New Jersey is authorized to prescribe reports pertaining to the local fiscal affairs, pursuant to N.J.S.A. 52:27BB-34, and

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5b., requiring that the Authority of each municipality shall, by resolution, certify to the Local Finance Board of the State of New Jersey that all members of the Authority have reviewed, as a minimum, the sections of the annual audit entitled: General Comments, Recommendations, Auditor's Opinions, and Single Audit Findings; and

WHEREAS, the members of the Bernards Township Sewerage Authority have personally reviewed as required by N.J.A.C. 5:30-6-5b. the sections of the annual audit entitled: General Comments, Recommendations, Opinions and Findings, as evidenced by the group affidavit form of the Authority; and

WHEREAS, such resolution of certification shall be adopted and executed by the Authority no later than 45 days after the Authority members' receipt of the annual audit pursuant to N.J.A.C. 5:30-6.5(b)2.; and

WHEREAS, due to the ongoing pandemic, the State of New Jersey Division of Local Government Services extended the audit filing deadline to August 31, 2022; and

NOW, THEREFORE BE IT RESOLVED, that the Bernards Township Sewerage Authority of the Township of Bernards, states that it has complied with N.J.S.A. 5:30-6.5(b) as set forth therein and above and does submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

Agenda and Date Voted: August 9, 2022

CERTIFICATION

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Sewerage Authority on August 9, 2022.

_____

Thomas Timko, Director

BERNARDS TOWNSHIP SEWERAGE AUTHORITY

RESOLUTION #2248

RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT FOR THE SALE OF SOLAR RENEWABLE ENERGY CREDITS TO ERT

WHEREAS, Flett Exchange, a consulting firm retained by the Bernards Township Sewerage Authority, recommends entering into a contract with Constellation, 1310 Point Street, Baltimore, MD 21230 for the sale of the Authorities Solar Renewable Energy Certificates (SRECs), generated by the Authority's Solar Field, and

WHEREAS, Constellation has agreed to a unit firm, three-year contract price of $226.25 per SREC for year 1, $211.00 per SREC for year 2, and $193.00 per SREC for year 3 based on an estimated annual production of 1,150 SRECs; and

WHEREAS, the contract shall be paid based on the actual generation of SRECs by the solar field at the unit price for the reporting years established by the New Jersey State Board of Public Utilities 2023, 2024 and 2025; and

WHEREAS, sale of the SRECs will generate revenues for the Authority, and

WHEREAS, Solar Renewable Energy Certificates ("SRECs"), are defined in the NJ Renewable Energy Portfolio Standards ("RPS") 14:8-2, as amended. An SREC represents the environmental benefits or attributes of one megawatt-hour of generation from an electric generation facility, and are issued by the New Jersey Board of Public Utilities ("NJ BPU"), or its designee, and have been approved by the NJ BPU as a means of compliance with the RPS; and

NOW, THEREFORE BE IT RESOLVED, that the Bernards Township Sewerage Authority hereby authorizes the execution of a contract with Constellation for the sale of the Authority's SRECs, and

BE IT FURTHER RESOLVED that the Authority authorizes the Authority Chairperson to sign the contract on behalf of the Authority.

Agenda and Date Voted: August 9, 2022

CERTIFICATION

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Sewerage Authority on 8/9/2022.

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Thomas Timko, Authority Director

Bernards Township Sewerage Authority

Resolution #2249
Bernards Township Sewerage Authority
Award of Purchase Order(s) for
Betts Environmental Services Corp & Garden State Laboratories, Inc

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	Vendor	Not to Exceed
Betts Environmental Services Corp	$44,000.00	Garden State Laboratories, Inc.	$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: August 1, 2022

PURCHASING CERTIFICATION

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

For Purchasing Agt.
Francis J. Decibus, QPA, RPPO
Purchasing Agent

Date: August l, 2022

CERTIFICATION

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Sewerage Authority on 08/09/2022.

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Thomas Timko, Authority Director

Bernards Township Sewerage Authority

BERNARDS TOWNSHIP SEWERAGE AUTHORITY
RESOLUTION #2250
CHANGE ORDER #1
INCREASE IN THE AMOUNT OF $25,052.60 FOR
EAST OAK, STONEHOUSE, CROWN COURT AND REBEL HILL INFILTRATION AND INFLOW IMPLEMENTATION PROJECT- PHASE I
IN THE NEW NOT TO EXCEED AMOUNT OF $1,122,781.60

WHEREAS, the Bernards Township Sewerage Authority approved resolution #2146 on September 10, 2021, awarding the East Oak, Stonehouse, Crown Court and Rebel Hill Infiltration and Inflow implementation Project-Phase I to Insituform Technologies, LLC, 17988 Edison Avenue, Chesterfield, MO 63005, in the amount of $1,097,729.00; and

WHEREAS, Change Order #1 includes ten additional manhole bench and invert replacements as well as additional uniformed traffic directors for the project as outlined in correspondence from Suburban Consulting dated July 14, 2022; and

WHEREAS the Chief Financial Officer has certified that funds are available in the 2019 Budget, account number C-01-19-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 Insituform Technologies, LLC, 17988 Edison Avenue, Chesterfield, MO 63005, increasing the original contract price from **$1,097,729.00** for a new not to exceed amount of **1,122,781.60.**

NOW THEREFORE BE IT FURTHER RESOLVED, by the Bernards Township Sewerage Authority of the Township of Bernards that a copy of this resolution is on file, available for public inspection, in the office of the Bernards Township Sewerage Authority Director, Basking Ridge, NJ 07920

EXPLANATORY STATEMENT
This change order provides for additional manhole work identified by the consultant inspector during the project and additional costs due to uniformed traffic directors. Thomas Timko, Director

PURCHASING CERTIFICATION

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

For Purchasing Cert.

Francis J. Decibus, QPA, RPPO
Purchasing Agent

Date: August 3, 2022

CHIEF FINANCIAL OFFICER CERTIFICATION

I, Sean McCarthy, Chief Financial Officer, hereby certify that adequate funds are available for the above referenced change order of $25,052.60 and a new not to exceed amount of $1,122,781.60. Monies are available in the 2019 Budget, account number C-01-19-SEW-A01.

Dated: August 3, 2022 Sean McCarthy, Chief Financial Officer

Dated Voted: August 09, 2022

CERTIFICATION

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Sewerage Authority on 08/09/2022.

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Thomas Timko, Authority Director