



**MINUTES
REGULAR MEETING
March 16, 2021**

1. The Meeting was called to order at 7:30pm.
2. The Secretary read the Open Public Meetings Act statement.
3. Roll Call: The following Commissioners were present via a web based conference call on Zoom: Duch, Jordan, Kelaher, LoIacono, Ortega, Plumley and Chairman Kasparian. Commissioners Bonagura and Mongelli were absent.

Also present on the conference call were Board Secretary Alison Gordon, Executive Director James Rotundo, Assistant Executive Director John Danubio, Treasurer Todd Sherer, Authority Engineer Howard Hurwitz, Superintendent Robert Genetelli, Municipal Liaison John De Rienzo, General Counsel Douglas Bern, Esq., and Consulting Engineer Nicholas Rotonda.

4. Chairman Remarks: No remarks.
5. Appointment of Committees for 2021:

The Committees for 2021 are as follows:

- a. **Operating**: Chair: Thomas Duch, Members: Frank Kelaher and Dennis Bonagura
 - b. **Strategic Plan Subcommittee**: Chair: Michael Kasparian, Members: Stephen LoIacono, Marianne Ortega, Matthew Jordan
 - c. **Personnel**: Chair: Frank Kelaher, Member: Thomas Duch
 - d. **Finance**: Chair: Stephen LoIacono, Members: Dennis Bonagura, Thomas Duch, Treasurer Todd Sherer
 - e. **Buildings and Grounds**: Chair: Frank Kelaher, Member: Marion Plumley
 - f. **Public Relations/Communications**: Chair: Marianne Ortega, Member: Matthew Jordan
 - g. **Insurance**: Chair: Marion Plumley, Member: Bart Mongelli
 - h. **Safety & Security**: Chair: Frank Kelaher, Member: Bart Mongelli
6. Consideration for approval of minutes:
 - a. Reorganization Meeting – February 16, 2021: Commissioner LoIacono motioned to accept the minutes, Commissioner Duch seconded the motion. The motion carried.
 7. Public Comments: There were no public comments.
 8. Consideration for approval list of Resolutions dated March 16, 2021
 - a. The Commissioners voted by Consent Agenda for Resolution No. 32-2021, and 37-2021 through 43-2021. Commissioner Duch offered the Consent Agenda, Commissioner Kelaher seconded. All present Commissioners voted yes.

Resolution No. 32-2021 – Approval of vouchers, payroll and tax deposits and pensions and benefits transfers for February 2021 and Health and Dental Benefits for March 2021 as follows: Payroll Account: \$335,185.44; Tax Deposit Acct: \$146,879.53; Health Benefits Contribution-Employer: \$118,046.33; Health Benefits Contribution Employee: \$4,766.37; Dental Benefits: \$4,370.61; PERS and Contributory Insurance: \$31,072.04; PERS Employer Liability Annual Contribution: \$586,570.93; Operating Account: \$271,739.93; General Improvement Account: \$253,408.14.

Resolution No. 37-2021 – Salary Action for Non-Collective Bargaining Unit Employees for 2021: The Executive Director prepared salary recommendations for non-collective bargaining unit employees. This Resolution grants the salary increases for 2021 to the non-collective bargaining unit employees. The salaries will be retro-active to January 1, 2021.

Resolution No. 38-2021 – Authorization to Amend the Not-To-Exceed Amount of a Professional Services Agreement with RSC Architects: The Authority previously retained RSC Architects to provide architectural services with a not to exceed cost of \$25,000. By Resolution 100-2020 the Authority amended the not to exceed cost to \$27,825 for the Pre-design and Schematic Design in connection to the addition of the vehicle storage building and the interior alterations to the services building. The firm submitted a revised proposal for architectural services in connection to the addition to the vehicle storage building. After review of their proposal, the Authority finds it to be in the best interest to increase the not to exceed amount to the firm to \$34,075 for the Pre-Design and Schematic Design of the projects. This Resolution authorizes the Authority to amend the not to exceed cost of the Professional Services Agreement with RSC Architects to \$34,075.

Resolution No. 39-2021 – Approving Change Order No. 2 for Contract No. 273 – Wastewater Treatment Plants Improvement Project: The following modification was made to the Project as more particularly set forth in Change Order No. 2: Reduction of Item No. 9 – Roof Metal Deck Replacement. As a result of this modification there will be a decrease of \$5,040 to project costs. The Change Order also reflects an increase in contract time of 214 calendar days. The Authority's consulting engineer, T&M Associates, has prepared the change order and recommends same be approved by the Authority. This Resolution approves Change Order No. 2 of Contract No. 273.

Resolution No. 40-2021 – Authorization to Award Contract – Furnishing and Delivery of liquid grade organic polymer for a duration of 2 years: The Authority received one (1) bid on February 25, 2021 for the furnishing and delivery of liquid grade organic polymer to serve as a flocculating aid for improving the separation of solid particles suspended in wastewater sludge by Belt filter press and Disk Thickener. The bid received was from Polydyne, Inc. in the amount of \$0.148 per pound for Clarifloc EA-192 polymer for the belt filter press and \$1.18 per pound for Clarifloc C-9530 polymer for the disk thickener. The bid has been reviewed by the Authority's General Counsel and has been found to be in legal conformance with the advertised specifications and bid requirements and the Local Contracts Law. The bid has also been reviewed by the Authority's technical Advisor and has been found to be in conformance in all technical aspects with the advertised specifications and bid requirements and has recommended the bid be accepted. This resolution awards the contract to Polydyne, Inc. for a period of two (2) years.

Resolution 41-2021 – Authorization to Award Contract No. 289 – Disposal of Incinerator Ash for a duration of two (2) years: On March 9, 2021 the Authority received 5 bids for Contract No. 289. The bid of Environmental Protection & Improvement Company, LLC (EPIC) in the amount of \$113.94 per ton of existing and future ash has been reviewed by the Authority's General Counsel and has been found to be in legal conformance with the advertised specifications and bid requirements and the Local Contracts Law. The bid of EPIC has also been reviewed by the Authority's technical Advisor and the bid has been found to be in conformance in all technical aspects with the advertised specifications and bid requirements and has recommended the bid be accepted. This Resolution accepts the bid of Environmental Protection & Improvement Company, LLC in the amount of \$113.94 per ton of existing and future ash for a duration of two (2) years.

Resolution No. 42-2021 – Authorization to enter into an Agreement with the Passaic Valley Sewerage Commissioner for the acceptance of liquid waste on an emergency basis: This Resolution authorizes the Authority to enter into an Agreement for PVSC to treat and dispose of the sludge waste generated by the NBCUA in accordance to the terms and conditions set forth within the agreement for a term of 3 years. The Executive Director of the Authority is authorized to execute the agreement on behalf of the Authority.

Resolution No. 43-2021 – Authorization to enter into a Shared Services Agreement with the Borough of Allendale: This resolution authorizes the Authority to enter into a shared services agreement with the Borough of Allendale for a period of one (1) year commencing January 1, 2021 and ending December 31, 2021 for the following services: 1) act as the Borough's New Jersey Licensed Operator 2) respond to sanitary sewer collection emergencies 24 hours a day, 7 days a week 3) coordinate all third party repairs of the collections system 4) coordinate, participate and correspond to any and all NJDEP inspections and actions regarding the sanitary sewer collection system 5) coordinate with the Borough any NJDEP hotline calls and correspondence regarding the sanitary collection system 6) upon request, coordinate and conduct a manhole inspection program and 7) upon request, can conduct New Jersey State Certified Backflow Preventer tests.

- b. The following Resolutions were voted on separately from the Consent Agenda as Chairman Kasparian recused himself from discussion and vote and exited the meeting. Commissioner Kelaher made a motion to approve Resolutions 33-2021 through 36-2021, Commissioner Duch seconded. The following Commissioners voted yes: Duch, Jordan, Kelaher, Lo Iacono, Ortega and Plumley.

Resolution No. 33-2021 – Resolution to Rescind Resolutions 18-2021, 24-2021 and 25-2021: The Authority authorized the approval of qualifying firms for 2021 Legal Services and for the appointment of General Counsel and Labor Counsel for 2021 by Resolutions 18-2021, 24-2021 and 25-2021. Michael Kasparian is conflicted with respect to these resolutions and erroneously voted to approve them. This Resolution rescinds Resolution 18-2021, 24-2021 and 25-2021. The Authority will re-vote on the resolutions at the March 16, 2021 meeting.

Resolution No. 34-2021 – Qualifications of individuals/firms for the provision of legal services: The Authority published a request for qualifications for legal services on January 15, 2021. Three (3) responses were received on February 9, 2021. The following

firms/individuals were found to be qualified to provide legal services to the Authority: Eric M. Bernstein and Associates, LLC; Bern Root, LLC and Weiner Law Group, LLP.

Resolution No. 35-2021 – Retention of General Counsel for 2021 pursuant to N.J.S.A. 19:44A-20.4: Bern Root, LLC was found to be highly qualified and eminently capable of providing legal services. This Resolution retains Bern Root, LLC as General Counsel for 2021, with a not to exceed compensation amount of \$75,000.

Resolution No. 36-2021 – Retention of Labor Counsel for 2021 pursuant to N.J.S.A. 19:44A-20.4. Eric M. Bernstein & Associates, LLC was found to be highly qualified and eminently capable of providing labor counsel services. This resolution retains Eric M. Bernstein & Associates, LLC as Labor Counsel for 2021, with a not to exceed compensation amount of \$15,000.

Chairman Kasparian joined the meeting upon completion of the vote of the above Resolutions.

9. Report of Treasurer: There is approximately \$13.6 million in short term investments at an interest rate ranging from .1% to .2%.
10. Chairman Kasparian thanked the Staff for how they have been handling the Pandemic and commended the Staff for doing a great job through it all.
11. Old Business: No old business.
12. New Business: No new business.
13. Public Comments: No public comments.
14. Adjournment: The meeting adjourned at 7:42pm.


ALISON GORDON, SECRETARY