

April 28, 2020

Public comments will be permitted for those specific resolutions to be removed from consent approval.

Please read the synopsis of the resolutions, which have been prepared by the Authority's Staff. Each is informative and self-explanatory. However, if you wish to address a specific resolution, the Board will entertain questions on it.

RESOLUTIONS

Executive Session Resolution #02E-20

- #32-20** - Resolution adopting 2020 Proposed Sewer Rates.
- #33-20** - Resolution adopting an Industrial Discharge Permit Renewal to Paramount Metal Finishing Company.
- #34-20** - Resolution approving of the Dock Use Agreement with Brayco Inc.
- #35-20** - Resolution authorizing contract amendment for Legal Services with Carlin & Ward, P.C. in the matter involving Accordia Realty Ventures, LLC has requested a contract increase in the amount of \$4,000 to complete legal services due to additional scope of work for a total not to exceed contract amount of \$8,000.
- #36-20** - Resolution authorizing contract amendment for Annual Engineering Services with CDM Smith in the amount of \$4,000 therefore increasing the contract to a total not to exceed amount \$117,310 for additional services to ensure successful transition.
- #37-20** – Resolution authorizing contract amendment for Professional Engineering Services with T&M Associates in the amount of \$9,209 due to additional tasks that were not anticipated in the original scope of work, therefore increasing the contract to a total not to exceed amount \$183,609.
- #38-20** – Resolution authorizing contract amendment for Professional Engineering Services with Remington & Vernick Engineers in the amount of \$11,830 due to additional tasks that were not anticipated in the original scope of work, therefore increasing the contract to a total not to exceed amount \$157,105.

APPROVAL FOR PAYMENTS

- 1. By Motion and “O&M Resolution”, there is an Operating Fund Payment in the total amount of \$942,421.69**
- 2. By Motion and “R&R Resolution”, there are payments from the Authority’s Renewal and Replacement Fund totaling of \$354,665.44**

RENEWAL AND REPLACEMENT "R&R" BILLS SUMMARY

Meeting of April 28, 2020

PROJECT	PAYEE	AMOUNT
Construction Phase of the Phase V Building Improvements Project Payment Certificate #1	APS Contracting, Inc.	\$223,283.20
Construction Phase of the Phase V Building Improvements Project Application #1	LRSA Retainage	\$ 4,556.80
Engineering Design Services for the Thickening Facilities Upgrade Project From 2/24/20 – 3/27/20	CME Associates	\$ 30,864.50
Allis Chalmers 16 X 16 X 20 Pump Rotating Assembly W/Mechanical Seal Replacement for S/N23352-06	Municipal Maintenance Co.	\$ 29,140.00
Professional Engineering Services for Construction Administration Services For the Building Project Phase V Services Processed through 1/31/20	T&M Associates	\$ 18,523.46
Flood Mitigation Improvements Project Engineering Design Serv. thru 2/29/20	Alaimo Group	\$ 17,610.00
Program Mgmt. Serv. for 2019-2021 Capital Improvement Plan Services from 2/24/20 to 3/27/20	Grant Engineering	\$ 17,410.00
Engineering Serv. for Mgmt. Serv. for E-Builder Program; Services Provided From 1/26 - 2/22/20 & 2/23 - 4/4/20	CDM Smith	\$ 9,932.48
Engineering Services for Bar Screen Replacement & Screenings Conveyance Improvement Project through 2/29/20	Remington & Vernick Eng.	\$ 3,345.00

TOTAL \$354,665.44

LINDEN ROSELLE SEWERAGE AUTHORITY

RESOLUTION #02E-20

EXECUTIVE SESSION

WHEREAS, THE Linden Roselle Sewerage Authority has determined at a meeting of April 28, 2020 to which the public is admitted, that it is necessary to exclude the public from a portion of that said meeting for the following reasons;

The Authority will discuss:

**Personnel Matters
and
Any other matters as may come before the Members**

NOW, THEREFORE BE IT RESOLVED, that this meeting be closed to the public until such discussion will be made available to the public within thirty (30) days, unless it is determined by the Authority that disclosure of those Minutes would defeat the intent and purpose of N.J.S.A. 10:14-12(b).

I certify the foregoing to be a true copy of a Resolution adopted by the Linden Roselle Sewerage Authority at a meeting held on April 28, 2020.


Derek Armstead, Secretary

THE LINDEN ROSELLE SEWERAGE AUTHORITY

2020 RATE RESOLUTION #32-20

WHEREAS, the Authority at its October 23, 2019 meeting reviewed its budget for 2020 and approved the same for State review and approval; and

WHEREAS, the Authority obtained such approval on November 21, 2019 and adopted said budget December 18, 2019;

WHEREAS, the Authority allocates debt service, operating costs, maintenance expenses and fund requirements to the City of Linden and the Borough of Roselle based upon a report entitled "User Charge and Industrial Cost Recovery," dated May 1979, as revised by the "2018 User Charge System Report". Prepared by CDM Smith, Boston, Massachusetts and adopted April 25, 2018; and

WHEREAS, the Authority has agreed with the City of Linden to adopt rates for, and bill users in the City directly.

NOW, THEREFORE, BE IT RESOLVED that the Authority hereby:

(1) Approves an estimated amount of \$4,880,528 for 2020 to be collected at a rate of \$3.56 per one hundred cubic feet of water consumption measured or estimated for the year 2019 which shall be charged against all Residential and Small Industrial properties connected to the City of Linden's sewer system, except Major Industrial Users. Provided however, there shall be a minimum use of 30 hundred cubic feet charged against all such properties, regardless of the amount of water actually consumed, as a facilities charge;

(2) Approves the following estimated amount of \$493,450 for 2020 to be collected from Major Industrial Users Class A:

- (a) \$4,755.00 per million gallons of wastewater;
- (b) \$1,022.00 per ton of biochemical oxygen demand (BOD);
- (c) \$2,135.00 per ton of suspended solids (TSS);

(3) Approves an estimated amount of \$1,293,004 for 2020 to be collected from Major Industrial Users Class B: \$1,215.00 per million gallons of wastewater. Capacity fee billing at \$463 per million gallons per year of Reserved Capacity would apply if 80% of flow limits are not met.

(4) Authorizes the City of Linden through its Tax Collector to collect payments of non-major users in the City and place the same in a bank account for the Authority;

(5) Adopts June 30, 2020, and September 30, 2020 as the dates for payments by all users in the City of Linden and adopts an interest charge of one and one half percent (1.5%) per month for unpaid balances remaining after 30 days.

(6) Charges to the Borough of Roselle the amount of \$2,914,033 (payable quarterly) in accordance with the Municipal Agreement; and

(7) Directs the Executive Director to immediately transmit to the Director, Division of Local Government, Department of Community Affairs and the Municipalities certified copies of this Resolution, together with all relevant information and documentation prescribed in applicable regulations or as may be required by the Director.

I certify the foregoing to be a true copy of a Resolution adopted by the Linden Roselle Sewerage Authority at a Board meeting on April 28, 2020.


Derek Armstead, Secretary

THE LINDEN ROSELLE SEWERAGE AUTHORITY

RESOLUTION #33-20

TO ISSUE AN INDUSTRIAL DISCHARGE PERMIT RENEWAL TO:

Paramount Metal Finishing Company
1515 West Elizabeth Avenue
Linden, NJ 07036

WHEREAS, the above industrial user of the Linden Roselle Sewerage Authority's facilities has applied for an Industrial Discharge Permit renewal in accordance with the requirements of the Authority's Rules and Regulations; and

WHEREAS, the Authority has given proper public notice of the application for renewal and for the proposed issuance of such permit by the Authority, in accordance with the applicable State and Federal regulations; and

WHEREAS, the Authority has addressed any comments from the public as a result of such notice; and

WHEREAS, the Authority's Staff has recommended the issuance of such permit as set forth in the attached memorandum dated April 16, 2020, attached hereto and made part of this Resolution.

NOW THEREFORE, BE IT RESOLVED that the Industrial Discharge Permit, as set forth in the attached memorandum, upon the terms and conditions contained in the permit be issued to Paramount Metal Finishing Company effective May 01, 2020.

I certify the above to be a true copy of a Resolution adopted by the Linden Roselle Sewerage Authority at a meeting held on April 28, 2020.


Derek Armstead, Secretary

LRSA MEMORANDUM

To: LRSA Board Members

From: Jeffrey A. Williams, Executive Director
Edward Majeski, Environmental Compliance Manager



Cc: Urszula Luzny, Office Manager

Date: April 16, 2020

Re: Recommendation to Adopt the Discharge Permit #012 Renewal for
Paramount Metal Finishing Company

Facility Name: Paramount Metal Finishing Company
Facility Address: 1515 West Elizabeth Avenue, Linden, NJ 07036

Paramount Metal Finishing Company applied for a renewal of their industrial discharge permit #012 with LRSA. Paramount is job shop metal finisher located at 1515 West Elizabeth Avenue in Linden, NJ. Their primary operation is electroplating and anodizing. The final products are plated customer parts for the military, telecommunications, computer, and electronics industries.

The facility produces an average of 74,000 gallons per day of wastewater discharge. They are subject to the federal EPA categorical standards for Electroplating 40 CFR 413 Subparts A, B, D, E, F, and G as well as the LRSA local pretreatment limits. As part of the permit renewal, the facility was evaluated to determine if their classification changed under the federal regulations 40 CFR 413. As indicated in the permit renewal application, there were no significant changes to their process. The outcome of the evaluation is that they remained classified as an electroplater subject to 40 CFR 413.

The draft permit was subject to public comment March 05, 2020 through April 03, 2020. No comments were received.

We hereby recommend adoption of the permit renewal for the Paramount Metal Finishing Company at the April 28, 2020 Board Meeting. The permit will then be scheduled to take effect May 01, 2020.

THE LINDEN ROSELLE SEWERAGE AUTHORITY

RESOLUTION #34-20

**APPROVING AN AGREEMENT PROVIDING FOR
THE USE OF THE AUTHORITY'S DOCK ON THE ARTHUR KILL**

WHEREAS, the Linden Roselle Sewerage Authority ("LRSA" or "Authority") is the owner of a dock facility (the "Dock Facility") located on real property owned by the LRSA and the Arthur Kill waterway in Linden, New Jersey; and

WHEREAS, Brayco Marine LLC ("Brayco"), an affiliate of Brayco, Inc., having an address at 25 E 21st St., Linden, NJ, is a New Jersey limited liability company, engaged in the business of welding and steel fabrication, and

WHEREAS, the LRSA is not using the Dock Facility to its full capacity; and

WHEREAS, Brayco desires to use the Dock Facility for its operations including loading and unloading of a barge and vessel carrying equipment and products used in its operations and for use as a staging area, subject to the right of LRSA to use the Dock Facility to load and unload Sewage Sludge onto barges from time to time; and

WHEREAS, the Dock Facility needs to be repaired, upgraded and maintained in good condition; and

WHEREAS, Brayco is qualified, equipped and capable of performing such repairs, upgrades and maintenance; and

WHEREAS, LRSA and Brayco have determined that it is in the best interests of LRSA and Brayco to enter into a Dock Use Agreement (the "Agreement"), as shown in **Exhibit A** annexed hereto, wherein the LRSA shall provide a license to Brayco for the shared use of LRSA's Dock Facility and to provide for the terms and conditions for such use in the nature of a license; and

WHEREAS, the Agreement provides for an obligation of Brayco to perform the needed repairs, upgrades and maintain in good condition; and

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WHEREAS, Brayco will pay to the LRSA just compensation, in accordance with an appraisal obtained, for its use of the Dock Facility with offsets to the just compensation for the value of the repairs, upgrades and maintenance that Brayco will provide to the Dock Facility; and

WHEREAS, the proposed Dock Use Agreement has been reviewed by the Authority's Executive Director, Plant Superintendent, General Counsel, Insurance Advisor and Financial Advisor; and

WHEREAS, the LRSA's Consulting Engineer shall certify to the Bond Trustee under the 1984 Refunding Bonds that such Dock Use Agreement and the license rights provided thereunder will not interfere with the operation of the treatment plant, which Certification shall be in accordance with Section 9.09 of the Bond Trust Agreement; and

WHEREAS, the Dock Use Agreement is being re-approved by the Board of the LRSA due to changes prior to execution of the Dock Use Agreement.

NOW, THEREFORE, BE IT RESOLVED, that the Dock Use Agreement between the LRSA and Brayco as attached hereto and incorporated herein is hereby approved in substantially similar form and the Chairman and Secretary are authorized and directed to execute the same subject to the approval of the Bond Trustee pursuant to Section 9.09 of the Bond Trust Agreement.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the LRSA's Consulting Engineer shall certify to the Bond Trustee under the 1984 Refunding Bonds that such Dock Use Agreement and the license rights provided thereunder will not interfere with the operation of the treatment plant, which Certification shall be in accordance with Section 9.09 of the Bond Trust Agreement.

I certify the foregoing to be a true copy of a Resolution adopted by the Linden Roselle Sewerage Authority at a meeting held on April 28, 2020.


Derek Armstead, Secretary

EXHIBIT A

LINDEN ROSELLE SEWERAGE AUTHORITY

RESOLUTION #35-20

**AMENDING A CONTRACT FOR LEGAL SERVICES IN THE MATTER INVOLVING
ACCORDIA REALTY VENTURES, LLC**

WHEREAS, by Resolution #45-19, the Board awarded a contract to Carlin & Ward, P.C. to serve as Conflict Counsel to the Authority for the matter involving Accordia Realty Ventures, LLC, and the tie in of a private sewer connection to the Linden Roselle Sewer Authority's Main Interceptor Sewer; and

WHEREAS, the contract was awarded for an amount not to exceed \$4,000.00 and due to additional work necessary that was not foreseen, Carlin & Ward, P.C. has requested a contract increase in the amount of \$4,000.00 to complete these legal services; and

WHEREAS, sufficient funds are available for the contract in the Authority's 2020 budget in Account No. 01-100-7760 (Legal Special Services) as evidenced by the Certifying Finance Officer's certification attached hereto; and

NOW, THEREFORE, BE IT RESOLVED by the Board of the Linden Roselle Sewerage Authority as follows:

1. The Chairman and Secretary are authorized and directed to execute the amendment in the amount of \$4,000.00 to the said contract with Carlin & Ward, P.C. for a total not to exceed contract amount of \$8,000.00.
2. This Agreement is awarded without competitive bidding as a "Professional Service"; in accordance with N.J.S.A. 40A:11-5(1)(a) of the Local Public Contracts Law.
3. A notice of this action shall be printed once in the Progress

I certify the foregoing to be a true copy of a Resolution adopted by the Linden Roselle Sewerage Authority at a meeting held on April 28, 2020.

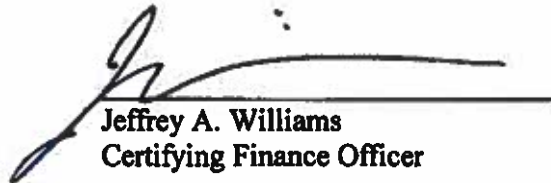

Derek Armstead, Secretary

THE LINDEN ROSELLE SEWERAGE AUTHORITY

CERTIFICATION OF FUNDS

I certify that sufficient funds are available in the Linden Roselle Sewerage Authority's 2020 Budget in Account No. 01-100-7760 (Legal Special Services) for a contract amendment with Carlin & Ward, P.C. in the amount of \$4,000.00 for a total contract amount of not to exceed \$8,000.00, now pending approval by the Linden Roselle Sewerage Authority.

DATED: April 28, 2020


Jeffrey A. Williams
Certifying Finance Officer

LINDEN ROSELLE SEWERAGE AUTHORITY

RESOLUTION #36-20

AUTHORIZING AMENDMENT OF CONTRACT FOR ANNUAL ENGINEERING SERVICES

WHEREAS, pursuant to a fair and open process, by Resolution #08-19, the Board retained the services of CDM Smith to provide Annual Engineering Services to the Authority for a one year term in the amount of not to exceed \$113,310.00; and

WHEREAS, additional services were necessary to ensure the successful transition to the engineering firm of Remington Vernick, who were appointed at the Authority's 2020 Annual Organizational Meeting to serve as the Authority's Annual Engineer in 2020-2021; and

WHEREAS, the Acting Executive Director and Staff are recommending that the awarded contract with CDM Smith in the sum of \$113,310.00 be amended in the amount of \$4,000.00, therefore increasing the contract to a total not to exceed amount of \$117,310.00; and

WHEREAS, sufficient funds are available for the contract amendment in the 2020 Budget, Account No. 01-100-7700 (Engineering Annual Services) and Account No. 01-100-7970 (Air Emissions Monitoring) as evidenced by the Certifying Finance Officer's certification attached hereto; and

NOW, THEREFORE, BE IT RESOLVED by the Board of the Linden Roselle Sewerage Authority as follows:

1. The Linden Roselle Sewerage Authority authorizes the execution of an amendment in the amount of \$4,000.00 to the said contract with CDM Smith for a total not to exceed contract amount of \$117,310.00.
2. This Agreement is awarded without competitive bidding as a "Professional Service"; in accordance with N.J.S.A. 40A:11-5(1)(a) of the Local Public Contracts Law.
3. A Notice of this action shall be printed once in the Local Source.

I certify the foregoing to be a true copy of a Resolution adopted by the Linden Roselle Sewerage Authority at a meeting held on April 28, 2020.



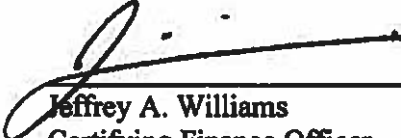
Derek Armstead, Secretary

THE LINDEN ROSELLE SEWERAGE AUTHORITY

CERTIFICATION OF FUNDS

I certify that sufficient funds are available in the Linden Roselle Sewerage Authority's 2020 Budget (Account No. 01-100-7700 and Account No. 01-100-7970) for a contract amendment in the amount of \$4,000 with CDM Smith for a total not to exceed contract amount of \$117,310 now pending approval.

DATED: April 28, 2020



Jeffrey A. Williams
Certifying Finance Officer

LINDEN ROSELLE SEWERAGE AUTHORITY

RESOLUTION #37-20

**AUTHORIZING AMENDMENT OF CONTRACT FOR PROFESSIONAL
ENGINEERING SERVICES WITH T&M ASSOCIATES FOR CONTRACT
ADMINISTRATION AND CONSTRUCTION OBSERVATION FOR THE BUILDING
IMPROVEMENTS PROJECT PHASE V**

WHEREAS, by Resolution #52-19, the Board retained the services of T&M Associates, to provide engineering services during the construction phase of the project known as the Building Improvements Project Phase V for an amount not to exceed \$174,400.00; and

WHEREAS, T&M Associates has submitted a request for a contract amendment in the amount of \$9,209.00 due to additional tasks that were not anticipated in the original scope of work; and

WHEREAS, the Members of the Authority having reviewed said proposal and determined the contract amendment to be in the Authority's best interest; and

WHEREAS, sufficient funds are available for the contract amendment in the Authority's Renewal and Replacement Fund as evidenced by the Certifying Finance Officer's certification attached hereto; and

WHEREAS, the Local Public Contract Law (N.J.S.A. 40A: 11-1 et seq.) requires that the resolution authorizing the award of contracts for "Professional Services" and the contract itself must be available for public inspection; and

NOW, THEREFORE, BE IT RESOLVED by the Board of the Linden Roselle Sewerage Authority as follows:

1. The Linden Roselle Sewerage Authority authorizes the execution of an amendment in the amount of \$9,209.00 to the said contract with T&M Associates for a total not to exceed contract amount of \$183,609.00.
2. The Chairman is hereby authorized and directed to sign the Agreement.
3. This Agreement is awarded without competitive bidding as a "Professional Service"; in accordance with N.J.S.A. 40A:11-5(1)(a) of the Local Public Contracts Law.
4. A Notice of this action shall be printed once in the Local Source.

I certify the foregoing to be a true copy of a Resolution adopted by the Linden Roselle Sewerage Authority at a meeting held on April 28, 2020.


Derek Armstead, Secretary

THE LINDEN ROSELLE SEWERAGE AUTHORITY

CERTIFICATION OF FUNDS

I certify that sufficient funds are available in the Linden Roselle Sewerage Authority's Renewal and Replacement Fund (Account No. 2574000681) for a contract amendment in the amount of \$9,209.00 with T&M Associates for a total not to exceed contract amount of \$183,609.00 now pending approval.

DATED: April 28, 2020

A handwritten signature in blue ink, appearing to read 'Jeffrey A. Williams', is written over a solid horizontal line.

Jeffrey A. Williams
Certifying Finance Officer

LINDEN ROSELLE SEWERAGE AUTHORITY
RESOLUTION #38-20

AUTHORIZING AMENDMENT OF CONTRACT FOR PROFESSIONAL
ENGINEERING SERVICES WITH REMINGTON & VERNICK ENGINEERS FOR
BAR SCREEN REPLACEMENT & SCREENINGS CONVEYANCE
IMPROVEMENTS PROJECT

WHEREAS, by Resolution #05-19, the Board retained the services of Remington & Vernick Engineers to provide Design, Bid and Construction Management engineering services for the project known as the Bar Screen Replacement & Screenings Conveyance Improvements Project for an amount not to exceed \$145,275.00; and

WHEREAS, Remington & Vernick Engineers has submitted a request for a contract amendment in the amount of \$11,830.00 due to additional tasks that were not anticipated in the original scope of work; and

WHEREAS, the Members of the Authority having reviewed said proposal and determined the contract amendment to be in the Authority's best interest; and

WHEREAS, sufficient funds are available for the contract amendment in the Authority's Renewal and Replacement Fund as evidenced by the Certifying Finance Officer's certification attached hereto; and

WHEREAS, the Local Public Contract Law (N.J.S.A. 40A: 11-1 et seq.) requires that the resolution authorizing the award of contracts for "Professional Services" and the contract itself must be available for public inspection; and

NOW, THEREFORE, BE IT RESOLVED by the Board of the Linden Roselle Sewerage Authority as follows:

1. The Linden Roselle Sewerage Authority authorizes the execution of an amendment in the amount of \$11,830.00 to the said contract with Remington & Vernick Engineers for a total not to exceed contract amount of \$157,105.00.
2. The Chairman is hereby authorized and directed to sign the Agreement.
3. This Agreement is awarded without competitive bidding as a "Professional Service"; in accordance with N.J.S.A. 40A:11-5(1)(a) of the Local Public Contracts Law.
4. A Notice of this action shall be printed once in the Local Source.

I certify the foregoing to be a true copy of a Resolution adopted by the Linden Roselle Sewerage Authority at a meeting held on April 28, 2020.

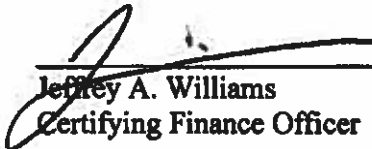

Derek Armstead, Secretary

THE LINDEN ROSELLE SEWERAGE AUTHORITY

CERTIFICATION OF FUNDS

I certify that sufficient funds are available in the Linden Roselle Sewerage Authority's Renewal and Replacement Fund (Account No. 2574000681) for a contract amendment in the amount of \$11,830.00 with Remington & Vernick Engineers for a total not to exceed contract amount of \$157,105.00 now pending approval.

DATED: April 28, 2020


Jeffrey A. Williams
Certifying Finance Officer