

July 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 #04E-20

- #49-20 - Certifying to the New Jersey Local Finance Board that each Member has reviewed the 2019 Audit Report and specifically the "General Comments and Recommendations" section and executed a group affidavit to that effect.
- #50-20 - Approving a First Amendment to Monitoring Well Encroachment Permit and License Agreement with NuStar Terminals Operations Partnership, L.P. and Geosyntec Consultants.
- #51-20 - Authorizing the Execution of an Escrow Agreement with ST Linden Terminal.
- #52-20 - Authorizing Jeffrey A. Williams to Act as the Authorized Representative for the LRSA in All Matters Relating to the New Jersey Environmental Infrastructure Loan No. S340299-08.
- #53-20 - Authorizing the Transfer of Funds to Renewal and Replacement Account.
- #54-20 - Authorizing Disposal of Surplus Property.
- #55-20 - Authorizing the Purchase of Electricity Supply Services for Public Use on an Online Auction Website.
- #56-20 - Authorizing Membership and Participation in Sourcewell, a National Cooperative Purchasing Program.
- #57-20 - Awarding a Contract for Rental and Cleaning of Uniforms.
- #58-20 - Authorizing Change Order Number 2 to Building Improvements Project Phase V.

APPROVAL FOR PAYMENTS

1. By Motion and "O&M Resolution", there is an Operating Fund Payment in the total amount of \$512,743.80
2. By Motion and "R&R Resolution", there are payments from the Authority's Renewal and Replacement Fund totaling of \$502,145.33

RENEWAL AND REPLACEMENT "R&R" BILLS SUMMARY

Meeting of July 28, 2020

PROJECT	PAYEE	AMOUNT
Construction Phase of Phase V Bldg. Improvements Project payment 3	APS Contracting, Inc.	\$245,971.55
Construction Phase of Phase V Bldg. Improvements Project payment 4	APS Contracting, Inc.	\$160,693.05
Professional Engineering Services for Construction Administration Services For the Building Project Phase V Services through 6/12/20	T&M Associates	\$ 31,071.95
Engineering Design Phase Services for The Thickening Facilities Upgrade Project From 5/26 – 6/26/20	CME Associates	\$ 30,452.25
Program Management Services for 2019- 2020 Capital Improvement Plan	Grant Engineering	\$15,127.50
ABB Variable Frequency Drive & Control Panel Mounting Kit/6 yr. complete care Warranty	Applied Analytics, Inc.	\$ 5,904.50
Construction Phase of Phase V Bldg. Improvements Project Payment App. 3	LRSA Retainage	\$ 5,019.83
Construction Phase of Phase V Bldg. Improvements Project Payment App. 4	LRSA Retainage	\$ 3,279.45
Engineering Services/Bar Screen Replace Screenings Conveyance Improv. Project	Remington & Vernick	\$ 2,341.57
Engineering Services, Mgmt. Serv. for Implementation of E-Builder Program (PMIS)	CDM Smith	\$ 2,283.68
	TOTAL	\$502,145.33

LINDEN ROSELLE SEWERAGE AUTHORITY

RESOLUTION #04E-20

EXECUTIVE SESSION

WHEREAS, THE Linden Roselle Sewerage Authority has determined at a meeting of July 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 July 28, 2020.



Derek Armstead, Secretary

LINDEN ROSELLE SEWERAGE AUTHORITY

RESOLUTION #49-20

BOARD AUDIT REVIEW & CERTIFICATION

DECEMBER 31, 2019 AUDIT REPORT

WHEREAS, N.J.S.A. 40A:5A-15 requires the governing body of each local Authority to cause an annual audit of its accounts to be made, and

WHEREAS, the annual audit report for the fiscal year ended December 31, 2019 has been completed and filed with the City of Linden and Borough of Roselle pursuant to N.J.S.A. 40A:5A-15, and

WHEREAS, N.J.S.A. 40A:5A-17 requires the governing body of each Authority to, within 45 days of receipt of the annual audit, certify by resolution to the Local Finance Board that each Member thereof has personally reviewed the annual audit report, and specifically the sections of the audit report entitled "General Comments" and "Recommendations", and has evidenced same by Group Affidavit in the form prescribed by the Local Finance Board, and

WHEREAS, the Members of the governing body have received the annual audit and have personally reviewed the annual audit, and have specifically reviewed the sections of the annual audit report entitled "General Comments" and "Recommendations" in accordance with N.J.S.A. 40A:5A-17,

NOW THEREFORE BE IT RESOLVED, that the governing body of the Linden Roselle Sewerage Authority hereby certifies to the Local Finance Board of the State of New Jersey that each governing body Member has personally reviewed the annual audit report for the fiscal year ended December 31, 2019, and specifically has reviewed the sections of the audit report entitled "General Comments" and "Recommendations", and has evidenced same by Group Affidavit in the form prescribed by the Local Finance Board.

BE IT FURTHER RESOLVED that the Secretary of the Authority is hereby directed to promptly submit to the Local Finance Board the aforesaid Group Affidavit, accompanied by a certified true copy of this Resolution.

IT IS HEREBY CERTIFIED THAT THIS IS A TRUE COPY OF THE RESOLUTION PASSED AT THE MEETING HELD ON July 28, 2020.



Derek Armstead, Secretary

LOCAL AUTHORITIES
GROUP AFFIDAVIT FORM

PRESCRIBED BY
THE NEW JERSEY LOCAL FINANCE BOARD

AUDIT REVIEW CERTIFICATE

We, the Members of the governing body of the Linden Roselle Sewerage Authority being of full age and being duly sworn according to law, upon our oath depose and say:

1. We are duly appointed Members of the Linden Roselle Sewerage Authority.
2. We certify, pursuant to N.J.S.A. 40A:5A-17, that we have each reviewed the annual audit report for the fiscal year ended December 31, 2019, and specifically the sections of the audit report entitled "General Comments" and "Recommendations."

[Print]

[Signature]

Ralph Strano, Chairman

Ralph Strano

Jamel C. Holley, Vice Chairman

Jamel C. Holley

Derek Armstead, Secretary

Derek Armstead

Edward Mikolajczyk, Treasurer

Edward Mikolajczyk

Reginald Atkins, Member

Reginald Atkins

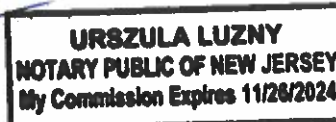
James Moore, Member

James Moore

Sworn to and subscribed before me this 28th day of July, 2020.

Urszula Luzny
Urszula Luzny

Notary State of New Jersey



IMPORTANT: Signatures must be original. Photocopies not accepted.

LINDEN ROSELLE SEWERAGE AUTHORITY

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Derek Armstead, Secretary

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2. We certify, pursuant to N.J.S.A. 40A:5A-17, that we have each reviewed the annual audit report for the fiscal year ended December 31, 2019, and specifically the sections of the audit report entitled "General Comments" and "Recommendations."

[Print]

Ralph Strano, Chairman

Jamel C. Holley, Vice Chairman

Derek Armstead, Secretary

Edward Mikołajczyk, Treasurer

Reginald Atkins, Member

James Moore, Member

[Signature]

Ralph Strano

Jamel C. Holley

Derek Armstead

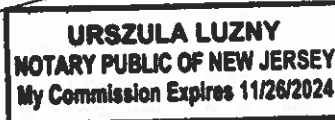
Edward Mikołajczyk

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James Moore

Sworn to and subscribed before me this 28th day of July, 2020.

Urszula Luzny
Urszula Luzny
Notary State of New Jersey



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THE LINDEN ROSELLE SEWERAGE AUTHORITY

RESOLUTION #50-20

**APPROVING A FIRST AMENDMENT TO MONITORING WELL
ENCROACHMENT PERMIT AND LICENSE AGREEMENT WITH NUSTAR
TERMINALS OPERATIONS PARTNERSHIP, L.P. AND GEOSYNTEC
CONSULTANTS**

WHEREAS, the Linden Roselle Sewerage Authority ("LRSA" or "Authority") is the owner of real property located at Block 587, Lot 21 (the "LRSA Property") as shown and designated on the tax map of the City of Linden, County of Union, State of New Jersey; and

WHEREAS, NuStar Terminals Operations Partnership, L.P., a Delaware limited partnership with offices at 19003 I-10 West, San Antonio, Texas 78257 (hereinafter referred to as "Permittee"), is the owner of real property at 3700 South Wood Avenue, Linden, New Jersey ("Permittee's real property") which is adjacent to the LRSA Property; and

WHEREAS, on or about December 18, 2019, the LRSA approved a Monitoring Well Encroachment Permit and License Agreement with NuStar Terminals Operations Partnership, L.P. and Geosyntec Consultants (the "Permit") that provided permission to NuStar Terminals Operations, L.P. ("NuStar") and its environmental consultant, Geosyntec Consultants ("Geosyntec"), permission in accordance with and pursuant to the terms and conditions set forth in N.J.S.A. 58:10B-16 and N.J.A.C. 7:26C-8.1 et seq., to install and monitor a monitoring well on the LRSA Property. A copy of the Permit is attached hereto as Exhibit A; and

WHEREAS, NuStar and Geosyntec provided notice to the LRSA that information gained during a June 2, 2020 site visit pursuant to the Permit requires further investigation by performing a vapor intrusion investigation, however, the scope of the original Permit did not allow NuStar and Geosyntec to perform a vapor intrusion investigation; and

WHEREAS, NuStar and Geosyntec has provided the attached Vapor Intrusion Investigation Work Plan (the “Work Plan”) that details the scope of the vapor intrusion investigation and has requested that the scope of the Permit be expanded to allow NuStar and Geosyntec to perform the vapor intrusion investigation, and a copy of the Work Plan is annexed hereto as Exhibit B; and

WHEREAS, counsel to the LRSA has prepared a First Amendment to First Amendment to Monitoring Well Encroachment Permit and License Agreement (the “Amendment”) to allow NuStar and Geosyntec to perform the work in accordance with the scope provided for in the Work Plan, and such Amendment has been reviewed and approved by NuStar and Geosyntec; and

WHEREAS, a copy of the Amendment is annexed hereto as Exhibit C.

NOW, THEREFORE, BE IT RESOLVED, that the Linden Roselle Sewerage Authority hereby approves of the First Amendment. The Executive Director of the LRSA is hereby authorized to sign the First Amendment in substantially similar form and substance once an executed copy of the Agreement is received from the Permittee.

NOW, THEREFORE, BE IT FURTHER RESOLVED that upon full execution of the First Amendment, NuStar and Geosyntec are allowed to perform the vapor intrusion investigation on the LRSA Property in accordance with the Work Plan; and

NOW, THEREFORE, BE IT FURTHER RESOLVED, all terms and conditions of the Permit and the First Amendment must be strictly adhered to by NuStar and Geosyntec, including NuStar and Geosyntec’s adherence to the requirements N.J.S.A. 58:10B-16 and N.J.A.C. 7:26C-8.1 et seq.

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



Derek Armstead, Secretary

THE LINDEN ROSELLE SEWERAGE AUTHORITY

RESOLUTION #51-20

**AUTHORIZING THE EXECUTION OF
AN ESCROW AGREEMENT WITH ST LINDEN TERMINAL LLC.**

WHEREAS, the Linden Roselle Sewerage Authority (the “LRSA” or “Authority”) is the owner and operator of wastewater treatment and interceptor facilities to collect, treat and dispose of sewage and waste water generated by individuals and entities located in the municipalities of the City of Linden and the Borough of Roselle; and

WHEREAS, ST LINDEN TERMINAL LLC (hereinafter referred to as “NuStar”), is a limited liability company, with offices at with offices at Attn: Real Estate Department, 19003 IH-10 West, San Antonio, TX 78257; and

WHEREAS, NuStar is proposing to enter into a license agreement (the “License Agreement”) with the LRSA to use the dock facility of the LRSA in conjunction with other licensees of the LRSA and the LRSA itself; and

WHEREAS, NuStar has agreed to deposit an escrow (“the Escrow”) with the LRSA to pay all the costs and expenses of the LRSA and its professionals, including but not limited to legal, engineering, design, and administrative costs (hereinafter the “Escrow Costs”); and

WHEREAS, the parties have estimated that the initial Escrow Costs will be \$7,500.00, subject to replenishment as hereinafter described; and

WHEREAS the LSRA and NuStar have negotiated a mutually acceptable form of escrow agreement (the “Escrow Agreement”) substantially similar to the form attached hereto as Exhibit A; and

NOW, THEREFORE, BE IT RESOLVED, the Escrow Agreement is approved in form and substance by the LSRA, and the Chairman of the LSRA is authorized to execute the Escrow Agreement in substantially similar form and substance to the Escrow Agreement annexed hereto.

AND THAT IT IS FURTHER RESOLVED, that all of the Authority's Escrow Costs relating to legal, engineering, design, and administrative costs, including the professional fees, shall be paid out of the Escrow.

AND THAT IT IS FURTHER RESOLVED, that the Executive Director and other staff of the Authority are authorized to proceed in accordance with the provisions set forth in this Resolution and in the Escrow 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 July 28, 2020.



Derek Armstead, Secretary

LINDEN ROSELLE SEWERAGE AUTHORITY

RESOLUTION #52-20

AUTHORIZING JEFFREY A. WILLIAMS TO ACT AS THE AUTHORIZED REPRESENTATIVE FOR THE LINDEN ROSELLE SEWERAGE AUTHORITY IN ALL MATTERS RELATING TO NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE LOAN NO. S340299-08


WHEREAS, the Linden Roselle Sewerage Authority intends to file an application with the New Jersey Department of Environmental Protection and the New Jersey Environmental Infrastructure Trust for the following five separate projects:

- Flood Hardening – Raising/ replacing transformers, flood protection measures around electrical switchgear, generators and equipment, adding flood doors at several facilities, wrapping buildings with dry flood-proofing, relocating electrical conduits.
- Gravity Thickener Upgrade – Replace sludge collection mechanism in the gravity thickener and replace the cover over the thickener.
- Screening Conveyance – Provide automated screenings conveyors at Screen House to convey to grade, the screenings removed from the WW process eliminating the manual handling of the screenings containers.
- UV Disinfection Facility Upgrade – UV disinfection facility upgrade and elevate outside the flood elevation; relocate existing electrical motor control center from basement to above the flood elevation.
- Electrical Switchgear/ Automatic Transfer Switch – Replace electrical switchgear; provide automatic transfer switch to switch the facilities to emergency power during power outages.

NOW, THEREFORE BE IT RESOLVED, that Jeffrey A Williams, be authorized to act as the Authorized Representative to represent in all matters relating to the project undertaken pursuant to the above referenced New Jersey Environmental Infrastructure Loan to be executed with the New Jersey Department of Environmental Protection and the New Jersey Environmental Infrastructure Trust. The Authorized Representative may be contacted at the following address:

Linden Roselle Sewerage Authority,
5005 South Wood Avenue
P.O. Box 4118,
Linden, NJ 07036
Phone: 908-862-7100.

I do hereby certify that the foregoing is a correct and true copy of a Resolution adopted by Linden Roselle Sewerage Authority at a meeting held on July 28, 2020.


Derek Armstead, Secretary

LINDEN ROSELLE SEWERAGE AUTHORITY

RESOLUTION #53-20

**AUTHORIZING THE TRANSFER OF FUNDS TO RENEWAL AND
REPLACEMENT ACCOUNT**

WHEREAS, the Executive Director and Financial Manager of the Linden Roselle Sewerage Authority have advised and recommended that the sum of \$1,000,000.00 be transferred from the Authority's General Fund #2574000645 to its Renewal and Replacement Fund #2574000681 for Capital Projects.

NOW THEREFORE, BE IT RESOLVED, that the Trustee, U.S. Bank is authorized and instructed to transfer the sum of \$1,000,000.00 from the Linden Roselle Sewerage Authority's General Fund to its Renewal and Replacement Fund.

I certify that the foregoing is a true copy of a Resolution adopted by the Linden Roselle Sewerage Authority at a meeting held on July 28, 2020.



Derek Armstead, Secretary

LINDEN ROSELLE SEWERAGE AUTHORITY

RESOLUTION #54

AUTHORIZING DISPOSAL OF SURPLUS PROPERTY

WHEREAS, the Linden Roselle Sewerage Authority is the owner of certain surplus property which is no longer needed for public use; and

WHEREAS, the Members are desirous of selling said surplus property in an “as is” condition without express or implied warranties.

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

- (1) The sale of surplus property shall be conducted through GovDeals pursuant to State Contract A-70967/T2581 in accordance with the terms and conditions of the State Contract. The terms and conditions of the agreement entered into with GovDeals is available online at govdeals.com and also available at the Authority’s Main Office.
- (2) The sale will be conducted online and the address of the auction site is govdeals.com.
- (3) The sale is being conducted pursuant to Local Finance Notice 2008-9.
- (4) A list of the surplus property to be sold is attached as Exhibit A.
- (5) The surplus property as identified shall be sold in “as is” condition without express or implied warranties with the successful bidder required to execute a Hold Harmless and Indemnification Agreement concerning use of said surplus property.
- (6) The Authority reserves the right to accept or reject any bid submitted.

I hereby certify that the foregoing Resolution is a true and exact copy of the Resolution adopted at the meeting held on July 28, 2020.



Derek Armstead, Secretary

EXHIBIT A

Miscellaneous Office/Computer Equipment as follows:

HP Proliant ML 350p Generation 8 server with mirrored 500 GB hard drives

HP Laser Jet P3005n Printer

HP Laser Jet Printer Cartridge Q7551A Black in box unopened

Barracuda Link Balancer 230

2 Cisco SG 102-24 Port Gigabit Switch

Dell Optiplex 3010 Desktop Core i5

HP LTO-4 Ultrium 1760 Tape Drive

Linksys WAP 300N

Linksys E 1200

LINDEN ROSELLE SEWERAGE AUTHORITY

RESOLUTION #55-20

**AUTHORIZING THE PURCHASE OF ELECTRICITY SUPPLY SERVICES
FOR PUBLIC USE ON AN ONLINE AUCTION WEBSITE**

WHEREAS, the Local Unit Technology Pilot Program and Study Act (P.L. 2001, c. 30) (the "Act") authorized the purchase of energy generation service for public use through the use of an online auction service; and

WHEREAS, the Linden Roselle Sewerage Authority as the Lead Agency of the Linden Roselle Sewerage Authority Cooperative Pricing System (LRSACPS-ID#204) has determined to utilize a reverse auction in order to procure electricity through the online auction services of Taurus Advisory Group, an approved vendor pursuant to the Act, located at www.TaurusAG.com ; and

WHEREAS, Taurus Advisory Group shall be compensated for all services rendered in connection with the Reverse Auction by the successful supplier to which a contract is awarded; and

WHEREAS, the Reverse Auction shall be conducted pursuant to the terms of the Act.

NOW THEREFORE BE IT RESOLVED, by the Linden Roselle Sewerage Authority that the utilization of a Reverse Auction to be conducted by Taurus Advisory Group to procure electricity for the LRSACPS is hereby authorized; and

BE IT FURTHER RESOLVED, that the Executive Director be and is hereby authorized to execute on behalf of the Linden Roselle Sewerage Authority Cooperative Pricing System any electricity contract proffered by the participating supplier that submits the winning bid in the Reverse Auction if the auction achieves a price that is determined to be in the best interest of the Cooperative.

I certify that the foregoing is a true copy of a Resolution adopted by the Linden Roselle Sewerage Authority at a meeting held on July 28, 2020.



Derek Armstead, Secretary

THE LINDEN ROSELLE SEWERAGE AUTHORITY

RESOLUTION #56-20

**AUTHORIZING MEMBERSHIP AND PARTICIPATION IN SOURCEWELL, A
NATIONAL COOPERATIVE PURCHASING PROGRAM**

WHEREAS, the Linden Roselle Sewerage Authority is authorized pursuant to N.J.S.A. 52:34-6.2, and N.J. Public Law 2011, Chapter 139, to make purchases and to contract for services through the use of a nationally recognized and accepted cooperative purchasing agreement that has been developed utilizing a competitive bidding process by another contracting unit within the State of New Jersey, or within any other state, when available; and

WHEREAS, the Authority has the need to purchase Office Supplies for use in its day to day operations; and

WHEREAS, it has been determined that it would be cost effective and advantageous to the Authority to purchase these commodities on an as-needed basis from Staples Inc. through a contract (#012320-SCC) awarded by Sourcewell, a National Cooperative; and

NOW THEREFORE, BE IT RESOLVED, by the Linden Roselle Sewerage Authority that the use of and membership in Sourcewell, a National Cooperative, is approved and purchases from Staples Inc., on an as needed basis, through this National Cooperative are hereby authorized.

BE IT FURTHER RESOLVED, that prior to placing any order for goods and services in accordance with this Resolution, the availability of funds shall be certified by Purchase Order or by the Certifying Finance Officer; in accordance with the Authority's Purchasing Policies and Procedures and the New Jersey Local Public Contracts Law.

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



Derek Armstead, Secretary

THE LINDEN ROSELLE SEWERAGE AUTHORITY

RESOLUTION #57-20

AWARDING A CONTRACT FOR RENTAL AND CLEANING OF UNIFORMS

WHEREAS, the Linden Roselle Sewerage Authority issued a request for bids for the Rental and Cleaning of Uniforms for a three year contract period, to be publicly opened and read aloud on July 21, 2020 at 10 a.m. prevailing time; and

WHEREAS, two bids were received, and it was determined that American Wear, Inc. was the lowest responsible and responsive bidder on its bid of \$28,914.60 for three years; and

WHEREAS, the Certifying Finance Officer has certified that sufficient funds are available for this purpose in 2020 in the Authority's Budget in Account No. 01-225-6670 (Uniform Cleaning Service) as evidenced by the attached Certification of Funds. Amounts for years 2021 and 2022 are contingent upon sufficient funds being appropriated in the respective Budget years.

NOW THEREFORE, BE IT RESOLVED, by the Linden Roselle Sewerage Authority that the contract for Rental and Cleaning of Uniforms be and the same is hereby awarded to American Wear Inc. in the sum of \$28,914.60 for a three year period. The Chairman and Secretary are authorized and directed to execute the contract.

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



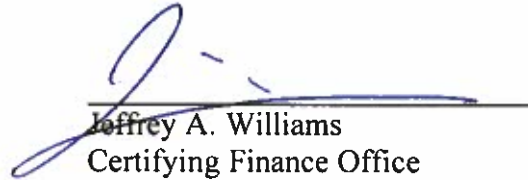
Derek Armstead, Secretary

LINDEN ROSELLE SEWERAGE AUTHORITY

CERTIFICATION OF FUNDS

I hereby certify that sufficient funds are available in the Authority's 2020 budget in Account No. 01-225-6670 (Uniform Cleaning Service) for a three year contract with American Wear, Inc. in the sum of \$28,914.60 now pending approval.

DATED: July 28, 2020


Jeffrey A. Williams
Certifying Finance Office