

RAHWAY VALLEY SEWERAGE AUTHORITY

Summary of Minutes

Regular Meeting held June 17, 2010

- Minutes
Approved the Regular Minutes of April 15 and May 20, 2010.
- Communications
None.
- Treasurers Reports
The Treasurer Reports for the month of April 2010 were received.
- Executive Director
Sewer Connections and the status of various contracts.
- Consulting Engineer
Overview of contracts; flow rights and user charge reports.
- Counsel
Overview of legal matters.
- Committees
Reports were given by the Engineering, Finance, Insurance, and Personnel Committees.
- Unfinished Business
Approved Elimination of March Flow Exceedances.
- New Business
Approved the following: Reject all bids received on Contract #162 – Roof Replacement; Increase Sewer Connection Fees; and Sewer Connection for the City of Rahway.
- New Business (Cont'd.)
Approved the following expenditures: Award Contract #1017 to GLEC in an amount of \$7,590.00; and Amend Contract #144-E with PS&S in an amount of \$7,000.00.
- Bills & Claims

OPERATING FUND	0-01	\$771,793.39
BUILDING & EQUIPMENT FUND	0-02	<u>\$298,522.57</u>
TOTAL ALL FUNDS:		\$1,070,315.96

RAHWAY VALLEY SEWERAGE AUTHORITY

Regular Meeting Minutes – June 17, 2010

The Chairman called the meeting to order at 8:30 p.m.

The Chairman reads the statement on “Open Public Meetings Law”.

In accordance with the requirements of the Open Public Meetings Act, State of New Jersey, adequate notice of this meeting has been provided by the inclusion of the date, time and place in a Notice forwarded to The Star Ledger, the Home News Tribune and the Clerk of each of the eleven member municipalities on February 9, 2010 and June 15, 2010.

The Chairman asked if any member of the body believed that this meeting was being held in violation of the provisions of the Open Public Meetings Act; to please state their objection and the reasons for same.

Hearing no objections, the Chairman stated we shall proceed with our regularly scheduled meeting.

The Chairman requested that everyone stand to salute the Flag and observe a moment of silence.

Roll Call

The following members were present:

Allen Chin	for the Town of Westfield
Rene Dierkes	for the Borough of Mountainside
Richard LoForte	for the Borough of Kenilworth
Stephen Greet	for the Borough of Garwood
Robert G. Luban	for the Township of Woodbridge
Frank G. Mazzarella	for the Township of Clark
James J. Murphy	for the Township of Cranford
Joan Papen	for the Township of Scotch Plains
Attilio S. Ventura	for the Borough of Roselle Park

The following members were absent:

Maria A. Abram	for the Township of Springfield
Paul M. Sefranka	for the City of Rahway

The following were also present:

Robert J. Materna	Secretary-Treasurer
Joanne Grimes	Office Admin./Board Secretary
Robert Valent	Superintendent
James Wancho, P.E.	Paulus, Sokolowski & Sartor
Brian Hak, Esq.	Weiner Lesniak, LLP, General Counsel

The following were also present:

John Buonocore	RVSA Staff Engineer
Dan Ward	RVSA Maintenance Manager
James Thor	RVSA Employee
Thomas Watters	RVSA Employee
Elliott Caroon	The Star Ledger
Tom Fortunato	The Westfield Leader
Charles Witte	CCMS

Approval of Minutes

Mr. Chin made a motion, seconded by Mr. Murphy, to approve the minutes of the Regular Meeting held April 15, 2010. The motion was approved by those present with the exception of Mr. Luban and Mrs. Papen who abstained. Mrs. Abram and Mr. Sefranka were absent.

Mr. Chin made a motion, seconded by Mr. Murphy, to approve the minutes of the Regular Meeting held May 20, 2010. The motion was approved by those present. Mrs. Abram and Mr. Sefranka were absent.

Communications

None.

Report of Treasurer

The Treasurer's Reports for the month of April 2010 have been distributed to the Commissioners for review and will be spread on the minutes. So ordered.

Report of Executive Director

Sewer Treatment Endorsements

The following is a list of Sewer Treatment Endorsements processed between 5/19/10 and 6/15/10. A copy of the log sheet with additional information related to these applications has been distributed for your reference:

<u>Number</u>	<u>Date</u>	<u>Applicant</u>	<u>Municipality</u>
1183-10-RW	05/19/10	City of Rahway Hamilton St. Arts Center	Rahway
1184-10-WB	05/29/10	Laxmi Pan House/Shashi Kant Patel	Woodbridge
1185-10-WB	06/01/10	Mark Belchef	Woodbridge
1186-10-WB	06/01/10	Inman LaSalsa/Northland Realty	Woodbridge
1187-10-WB	06/07/10	Corporate Construction Services	Woodbridge
1188-10-WB	06/10/10	Jian Zheng	Woodbridge

Monthly Reports

The following reports were received, distributed to the Commissioners and discussed at the Engineering Committee Meeting:

- PS&S Monthly Engineering Report
- Weiner Lesniak – Monthly Report
- RVSA Contractors & Engineers Claims for Payment
- RVSA Purchase Orders in Excess of \$1500.
- RVSA Monthly Operations Report
- IPP Monthly Report (May)

The following updated reports were received and will be discussed this evening:

- PS&S Monthly Report
- Weiner Lesniak Monthly Report
- CCMS Monthly Reports

Extraneous Flows

This matter was discussed by the Board at the last two months meetings. At last month's board meeting, the motion to eliminate flow exceedance for 5 days in March was tabled; as the Board requested Mr. Valent provide additional information. Mr. Valent prepared an extensive report which was distributed to the Commissioners at the June 10, 2010 Engineering Committee Meeting. Mr. Valent's report concurred with the other March flow data. Action regarding this matter is on the agenda under Unfinished Business.

Sewer Connection Fees

An increase in Sewer Connection Fees was discussed at the past two Engineering Committee Meetings. The Commissioners requested alternate fee schedules which were provided. A resolution has been prepared for action and is on the agenda under New Business.

Sewer Connection

A Treatment Works Sewer Connection Application was received from the City of Rahway on behalf of the City of Rahway Board of Education for the Cleveland Elementary School on East Milton Avenue in the City of Rahway. The application is for a building addition to serve an additional 174 students, with a proposed additional discharge of 2610 gpd. The application was reviewed and found to be in order. This matter was discussed at the Engineering Committee Meeting and a motion is on the agenda under New Business.

Contract #1017 – NJHDG Testing Services

The Authority is a member of the New Jersey Harbor Dischargers Group (NJHDG) and as a part of this group engages various consultants to perform work. Bergen County U.A., the lead agency for this work, solicited proposals under the NJ Local Public Contracts Law and a proposal was received from Great Lakes Environmental Commission (GLEC) for Technical Advisory work related to the Estuary. The total amount proposed is \$95,000.00 of which Rahway Valley's share is 7.99% or \$7,590.00. Anthony Gencarelli recommends approval of the

continued participation in the Group and award of this contract. This matter was discussed at the Engineering Committee Meeting and a motion is on the agenda under New Business.

Contract #144-E Engineering on Trunk Sewer Rehab

PS&S submitted a letter requesting an additional \$9,640.00 for work on this contract, specifically related to Mediation and Attendance at meetings with Counsel and RVSA Staff. A copy of the letter dated June 8, 2010, was distributed to the Commissioners for review. Based on the Committees recommendation, action is on the agenda under New Business. This matter was discussed at the Engineering Committee Meeting and a revised amount of \$7,000.00 was recommended based on the fact that no further mediation is necessary. A motion is on the agenda under New Business.

Contract #162 – Roof Replacement

A Request For Bids was published in the Star Ledger and posted on the Authority's website. Six vendors purchased bid packages for this contract and two bids were received on June 8, 2010 as noted below.

<u>Company</u>	<u>Amount</u>
Integrity Roofing, Inc. Rahway, NJ	\$168,500.00
Arista Builders & Designers Jackson, NJ	\$427,100.00

The documents were sent to the Consulting Engineer and Counsel for review. Counsel found the low bid to have a non-waivable deficiency; and the Consulting Engineer advised that the second bid exceeded the Engineers Estimate.

PS&S provided a bid report at the Engineering Committee Meeting, recommending that the bids be rejected and the contract be rebid. A copy of the report has been distributed to the Commissioners. This matter was discussed at the Engineering Committee Meeting and a motion is on the agenda under New Business.

Report of Consulting Engineer

The following report to the Authority Board summarizes our activities for the period of May 15, 2010 through June 11, 2010.

Trunk Sewer Rehabilitation - Contract #144

Follow-up mediation was conducted on March 16, 2010. The claims continue to be in dispute; however Counsel has indicated that a potential settlement may be close to being reached. No recent activity by PS&S.

Air Permitting

PS&S provided assistance and regulatory clarification to the Authority in response to the Authority's questions concerning NJDEP Annual Combustion Adjustment requirements, and the PS&S efforts included obtaining clarifying confirmation from NJDEP of what the combustion adjustment regulations actually require, and confirmation that there are incorrect / confusing statements in the NJDEP combustion adjustment regulations.

During prior periods PS&S prepared and submitted comments to NJDEP on behalf of the Authority regarding requested clarifications and revisions of conditions of concern in the most recent NJDEP draft Title V Air Permit Modification Approval related to the operation of the Cogen engines.

In addition, upon startup of the Cogeneration/Sludge Drying Facility's Thermal Hot Oil Heater (Oil Heater), PS&S will be providing assistance to the Authority regarding the preparation of the required USEPA notification and information submittal for the startup of the Oil Heater; and PS&S will also continue to provide assistance to try to obtain relief from the USEPA requirement to maintain detailed records of every startup & shutdown etc. of the Oil Heater.

Contract #159 Chemical Feed System Improvements

Work has continued in both the Headworks and Pump and Blower Buildings. The work includes installation of the following: HVAC equipment, ductwork, emergency eye wash and shower station, dilution water piping, sprinkler piping, roof repair, field instruments and conduit and wire runs to various electrical devices/field instruments. Further, the contractor continued with the installation of chemical piping to the relocated Headworks fill stations, including the installation of the fill stations. In addition, the contractor's on-going testing includes cold water piping, and chemical piping. A revised construction schedule indicates a contract completion date of June 24, 2010.

Contract #162 Administration Building Roof

Bids were received on June 8. There were two bidders, Integrity Roofing and Arista Builders, with bids of \$168,500 and \$427,100, respectively. The estimate for the project is \$175,000. PS&S reviewed the bid documentation and after consultation with Counsel regarding a bid omission, has prepared a bid report recommending rejection of all bids.

Miscellaneous General Consulting

PS&S has provided the following services during this report period:

Continued follow-up regarding March flow rights data and evaluation of exceedances and methodology.

Review of Middlesex County Park project drawings for impact with the outfall. Preparation of comment letter to County.

User Charge and Flow Rights Reports

Based on previous discussions with the Board regarding review of the extreme weather conditions and the effect on the wastewater flows in March, flow rights exceedances on March 14, 15, 22, 29 and 30 were to be eliminated from the Flow Rights Report for the month. The March reports were finalized by PS&S and submitted along with the April reports in May. However, at the May Board meeting, further discussion ensued regarding the matter and it was decided that the issue be tabled and the flow exceedance situation further evaluated by the Authority. This may require revision/resubmittal of the April Flow Rights report.

PS&S has finalized and submitted the May Flow Rights and User Charge reports.

Report of Counsel

The following is a summary of all General Counsel Services that have been provided by this office to the Rahway Valley Sewerage Authority for the time period covering May 20, 2010 through June 15, 2010.

CSP Improvements & related issues

Contract #155

A mediation session with respect to the electrical subcontractor's remaining claim which was filed against the Authority was held on May 10, 2010. No resolution of the claim was reached at that time. An additional date has been scheduled for June 30, 2010. This matter may be discussed in Executive Session.

Cogeneration Facility, Contract #105

The Authority and the contractor have been named as defendants in a lawsuit filed by Caterpillar and Foley Power Systems ("CAT/Foley") seeking to repossess the temporary diesel generators that were installed by CAT/Foley on the Authority's property pursuant to an agreement executed between them and the contractor. The Authority's responsive pleading setting forth its Answer, Counterclaim and Crossclaim, including its claim for liquidated damages against the contractor, was filed on April 9, 2009. On July 2, 2009 the Authority filed 3rd party claims against its consultants PS&S and CCMS alleging its right to indemnification/contribution based on the contractor's crossclaim for delay and errors and omissions. The case shall proceed according to the alternate dispute procedures set forth in the contract with CCMS.

We have had extensive consultations with the Authority's damages expert, Cipolla & Co., LLC and Authority staff regarding the case. On May 17, 2010 we met with JH Reid in order to discuss contract close-out issues. An additional meeting with Reid is scheduled for June 10, 2010. In addition, notices have been sent by this office to existing parties as well as a number of additional parties that the Authority will be bringing into the litigation. Finally, meetings have been held with representatives of a number of member municipalities in order to apprise them of the status of this matter.

This matter will be discussed in further detail in Executive Session.

MiscellaneousContract #144-Trunk Sewer Rehabilitation

We have had several discussions with the Executive Director and the Consulting Engineer regarding the contractor's potential change orders (claims) as well as the Authority's claims for liquidated damages and credits being asserted against the contract. In addition, we have conducted extensive legal research with respect to the issues surrounding the contractor's two largest claims which was the subject of a detailed legal memorandum previously provided to the Executive Director. On May 15, 2008 we sent a letter to the contractor's counsel denying the contractor's claims and making a demand for liquidated damages and credits against the contract to which the Authority is entitled. The contractor's counsel responded by letter dated June 18, 2008 whereby he requested that if the claims could not be resolved in the near future that the Authority designate its desired alternate dispute resolution (ADR) procedure and that the matter proceed in accordance with such ADR. We responded by letter dated June 23, 2008 requesting certain information from the contractor which, to date, has not been provided. By letter dated September 4, 2008 the Contractor made a formal request for an extension of time from June 11, 2007 to December 11, 2007, a time period of 153 days. We prepared a response to the Contractor's request for an extension of time on behalf of the Executive Director. By letter dated October 24, 2008 the contractor expressed its desire to continue with its delay claims. On April 9, 2009 this office received an expert's report from the contractor's counsel purportedly supporting its three (3) claims. A response to the report prepared by the Authority's consultants denying the basis for the contractor's claims has been forwarded to the contractor. Mediation sessions regarding the contractor's claims were held at the Authority's offices on January 12, 2010 and on March 16, 2010. A potential settlement has been reached. This matter will be discussed in Executive Session.

NJDEP v. Occidental Chemical Corp. et al. (Passaic River Litigation)

The RVSA and all of its constituent municipalities have been named as Third Party Defendants by the original defendants to this lawsuit. The original lawsuit was filed in 2005 by NJDEP against several chemical companies that had an interest in a piece of property located in Newark alleging that the companies had polluted the Passaic River with various hazardous chemicals including DDT and TCDD, some of the most hazardous dioxins known to man. The Complaint alleges that as a result of the defendants practices of dumping these chemicals into the river between 1940 and 1971 the entire Newark Bay Complex, defined as the lower 17 miles of the Passaic River, Newark Bay, the lower reaches of the Hackensack River, the Arthur Kill, the Kill van Kull, and adjacent waters, have become polluted and seeks to have the original defendants pay for the cost of the clean up. The original defendants in their Third Party Complaint allege that approximately 73 public entities such as various municipalities and sewerage authorities, including the RVSA and its constituent municipalities, should share in the liability for the cleanup due to their alleged practices of discharging hazardous chemicals into the Newark Bay Complex.

The Authority filed its Answer to the Third Party Complaint on September 25, 2009. This office has been selected to serve on a Steering Committee in order to provide a voice to public entity

third-party defendants, such as the Authority, with respect to certain procedural issues including early disposition through motions to dismiss. This office has also been asked to participate on a public entity subcommittee which is responsible for coordinating efforts with other municipal and sewerage authority third party defendants for purposes of presenting defenses that are unique to the subgroup. Meetings of the subgroup have been held with and without the Special Master in order to discuss the structure of ADR discussions. In addition, this office has sent notices to all insurance carriers that that could be identified that issued policies to the Authority from approximately 1959 to the present. A number of these insurance carriers have agreed to provide the Authority with coverage subject to a reservation of rights. This matter may be discussed in Executive Session.

Committee Reports

The Chairman asked for the reports from the following Committees:

Engineering Committee (Allen Chin, Chairman)

Mr. Chin stated that an Engineering Committee Meeting was held June 10, 2010, at which time several items were discussed. Items that require action are on the agenda under New Business.

Finance Committee (Joan Papen, Chairman)

Mrs. Papen stated that a Finance Committee Meeting was held earlier this evening at which time the Bills and Claims were reviewed. Action is on the agenda under Bills and Claims.

Insurance Review Committee (James Murphy, Chairman)

Mr. Murphy stated that an Insurance Committee Meeting will be held in July to review the Insurance proposals being received on July 7, 2010.

Legal Committee (Frank Mazzarella, Chairman)

No report.

Personnel Committee (Rene Dierkes, Chairman)

Mr. Dierkes stated that a Personnel Committee Meeting was held earlier this evening. No action is necessary at this time.

Public Relations Committee (Paul Sefranka, Chairman)

No report.

Security Committee (Steve Greet, Chairman)

No report.

Sludge Management Committee (Attilio Venturo, Chairman)

No report.

Unfinished Business

At the May 20, 2010 meeting Mr. Chin made a motion “that the March 2010 Flow Utilization Reports reflect the elimination of flow exceedance “Violations” which occurred on March 13, 14, 15, 29 and 30 which were caused by excessive rainfall , as recommended by the Engineering Committee at its May 13, 2010 meeting.” The motion was seconded by Mr. Sefranka.

After brief discussion, Mr. Mazzarella requested that Mr. Valent provide data on the plant and sewer line surcharges and then moved to table the motion, seconded by Mr. Sefranka.

At the June 10, 2010 Engineering Committee Meeting. As requested, Mr. Valent provided a detailed report on the surcharges, which concurred with all previous flow reports for the month of March and related recommendations.

Mr. Chin made a motion to bring the motion back to the table. The motion was seconded by Mrs. Papen and unanimously approved by those present. Mrs. Abram and Mr. Sefranka were absent.

Mr. Mazzarella stated that he will vote affirmative, however, noted that he didn't have time to review the documentation sent to him and if after researching the data, he doesn't concur, he would like to be able to revisit the matter.

The Chairman stated that the following motion which was moved by Mr. Chin and seconded by Mr. Sefranka is now back on the table for discussion and action.

“That the March 2010 Flow Utilization Reports reflect the elimination of flow exceedance “Violations” that occurred on March 13, 14, 15, 29 and 30 which were caused by excessive rainfall, as recommended by the Engineering Committee at its May 13, 2010 meeting.”

The motion was unanimously approved by those present. Mrs. Abram and Mr. Sefranka were absent.

New Business

The following Resolution #10-35 was offered by Mr. Chin, on motion of Mr. Chin, and seconded by Mr. Murphy and unanimously approved by those present. Mrs. Abram and Mr Sefranka were absent.

RESOLUTION #10-35

WHEREAS, the Rahway Valley Sewerage Authority (Authority) received a proposal from Bergen County Utilities Authority (BCUA), Box 9, Foot of Mehrhof Road, Little Ferry, NJ 07643, on behalf of the New Jersey Harbor Dischargers Group (NJHDG) from Great Lakes Environmental Center, 739 Hastings Street, Traverse City, Michigan for

Professional Services; and

WHEREAS, the NJHDG of which the Authority is a member, has a need to engage a consultant to provide Technical Advisor Services, Contract #1017; and

WHEREAS, pursuant to the Local Public Contracts Law N.J.S.A. 40A:11-5, contracts of this nature may be awarded without bidding, however, BCUA solicited RFP's and proposals were received for the award of this contract through a non-fair and open process in accordance with N.J.S.A. 19:44A-20-4, et. seq.

WHEREAS, said services require knowledge of an advanced type in a field of learning acquired by a prolonged training period; and

WHEREAS, the Authority has received a proposal through the New Jersey Harbor Dischargers Group (NJHDG) from Great Lakes Environmental Center, reflecting an amount of \$95,000.00 for 2010 of which the Authority's share is 7.99% or \$7,590.00; and

WHEREAS, the Secretary-Treasurer of the Authority hereby certifies that the necessary funds for said contract have been budgeted for in the 2010 Annual Budget.

NOW, THEREFORE, BE IT RESOLVED that the Rahway Valley Sewerage Authority engage Great Lakes Environmental Center to perform the services described herein at a cost not to exceed \$7,590.00; and

BE IT FURTHER RESOLVED that a Professional Service Contract for the services described herein be entered into between BCUA the lead agency for this work, on behalf of the NJHDG, and Great Lakes Environmental Center; and

BE IT FURTHER RESOLVED that a "Notice of Award" be published in Accordance with law.

The following Resolution #10-36 was offered by Mr. Chin, on motion of Mr. Chin, and seconded by Mr. Greet and unanimously approved by those present. Mrs. Abram and Mr Sefranka were absent.

RESOLUTION #10-36

WHEREAS, the Rahway Valley Sewerage Authority previously approved Resolutions #03-50, #07-25, #07-54, #07-74, #08-05, #08-20, #09-34, #09-96 and related Agreements for Contract #144A/E, for the purpose of engaging Paulus, Sokolowski & Sartor (PS&S), 67A Mountain Blvd. Ext., Warren, NJ, for Professional Services specifically related to Contract #144 Trunk Sewer Rehabilitation; and

WHEREAS, the Authority has determined that there is a need to amend this agreement to provide for Engineering Services related to the mediation preparation and attendance at meetings with Counsel and RVSA Staff associated with this contract; and

WHEREAS, Paulus, Sokolowski & Sartor submitted documentation reflecting the need for additional monies related to the additional scope on this contract; and

WHEREAS, the additional amount to be authorized for this Contract is \$7,000.00; and

WHEREAS, the Secretary-Treasurer of the Authority, who is the Chief Financial Officer, hereby certifies that the necessary funds for said contract are available in the 2010 Annual Budget.

WHEREAS Professional Services have been determined to be exempt from public bidding under N.J.A.C. 40A:11-1 et. seq.

NOW, THEREFORE, BE IT RESOLVED by the Rahway Valley Sewerage Authority that the previously adopted Resolutions and related Agreements with Paulus, Sokolowski & Sartor in an amount of \$295,203.00; be and are hereby amended to provide for the increased contract amount of \$7,000.00 resulting in a total contract not to exceed \$302,203.00; and

BE IT FURTHER RESOLVED that the Chairman and Secretary are authorized to execute an amendment to the Professional Service Contract previously entered into; and

BE IT FURTHER RESOLVED that a "Notice of Award" be published in accordance with law.

Mr. Chin made a motion, seconded by Mrs. Papen, to reject all bids received on Contract #162 – Roof Replacement, as Counsel found the low bid had a non-waivable defect and the second bid exceeded the Engineers estimate, and to advertise for rebid of this contract, as recommended by the Consulting Engineer and the Engineering Committee. The motion was unanimously approved by those present. Mrs. Abram and Mr. Sefranka were absent.

The following Resolution #10-37 was offered by Mr. Chin, on motion of Mr. Chin, and seconded by Mrs. Papen and unanimously approved by those present. Mrs. Abram and Mr Sefranka were absent.

RESOLUTION #10-37

WHEREAS, the Rahway Valley Sewerage Authority owns and operates a sewage treatment facility located in Rahway, NJ; and

WHEREAS, the Authority receives, via trunk sewer, discharges from its eleven member municipalities and three non-member customer municipalities; and

WHEREAS, applicants seeking to make a new connection or modify an existing connection into the Authority's system or through one of the Authority's member municipalities collection systems, must file a sewer connection application with the Authority; and

WHEREAS, there are three types of connection applications, each of which pertains to certain criteria as further outlined in the Authority’s Sewer Connection Guidelines (copy attached hereon and made a part of hereto); and

WHEREAS, the Authority wishes to establish a new fee structure for said applications.

NOW, THERFORE, BE IT RESOLVED, by the Rahway Valley Sewerage Authority that it does hereby adopt the following fee schedule associated with its sewer connection applications:

<u>Application Type</u>	<u>Gallonage</u>	<u>Fee</u>
Sewer Connection Endorsement	0-2000 gpd	\$50.00
Sewer Connection Endorsement	2001 – 7999 gpd	\$125.00
NJDEP Treatment Works Application	8000 and up *	\$250.00
Revisions to RVSA WQMP	any and all	\$750.00 **

* NJDEP Treatment Works Applications may be required for various reasons other than flow, including for example, a single family home with an anticipated discharge of 300 gpd that has the need to physically extend its sewer.

** This fee shall be in addition to any and all other fees associated with the submission and review of an application to the Authority.

BE IT FUTHER RESOLVED that the new fee structure shall take effect July 1, 2010; and

BE IT FURTHER RESOLVED that a copy of the new application forms, fee structure, and sewer connection guidelines will be posted on the Authority’s website and distributed to its member municipal Clerks; and

BE IT FURTHER RESOLVED that this resolution shall supersede any resolution previously enacted by the Authority that pertains to this matter.

The following Resolution #10-38 was offered by Mr. Chin, on motion of Mr. Chin, and seconded by Mrs. Papen and unanimously approved by those present. Mrs. Abram and Mr Sefranka were absent.

RESOLUTION #10-38

WHEREAS, the City of Rahway submitted a Treatment Works Application on behalf of the City of Rahway Board of Education Cleveland Elemental School, for a project located at 486 East Milton Avenue in the City of Rahway, State of New Jersey; and

WHEREAS, the application is for a building addition to an existing school including a new sanitary sewer service lateral and an additional 174 students and will generate 2,610 gpd of new flow; and

WHEREAS, the flow from the foregoing connection will not cause the Authority to

exceed its permitted flow of 40 mgd; and

WHEREAS, the application has been reviewed by John Buonocore, P.E., RVSA Staff Engineer, and found to be in order.

NOW, THEREFORE, BE IT RESOLVED by the Rahway Valley Sewerage Authority that it does hereby accept and approve the aforesaid application.

Bills and Claims

Mrs. Papen made a motion, seconded by Mr. Chin, that the following bills and claims previously audited by the Finance Committee be ordered paid.

Mr. Mazzarella stated that he could not vote in favor of the motion unless the bill from Cipolla & Co. was removed or additional justification was provided regarding the bill. Mrs. Papen stated that Mr. Cipolla discussed this with the Commissioners at the Engineering Committee Meeting in Executive Session. Mr. Mazzarella responded that he is an extension of his community and his community would like to see itemized bills.

After brief discussion, the motion was approved with the exception of Mr. Mazzarella who voted against and Mrs. Abram and Mr. Sefranka were absent.

BUILDING & EQUIPMENT FUND

CHECK	DATE	VENDOR	ACCT/LINE#	AMOUNT
2538	06/17/10	A&A INDUSTRIAL PIPING, INC.	140.7	47,853.40
2539	06/17/10	CONSTRUCTION CLAIMS GROUP	140.7	25,199.37
2540	06/17/10	CIPOLLA & COMPANY, LLC	140.2	198,145.84
2541	06/17/10	PAULUS, SOKOLOWSKI & SARTOR	140.2/7	16,391.46
2542	06/17/10	WEINER LESNIAK LLP	140.4/7	10,932.50

Total Building & Equipment Fund Checks: 5
Total Void Checks: 0
Total Amount Void: \$0.00
Total Amount Paid: \$298,522.57

OPERATING FUND - MANUAL

CHECK	DATE	VENDOR	ACCT/LINE#	AMOUNT
201	06/02/10	NEW JERSEY STATE HEALTH BENEFITS	03/04	84,871.44

Total Operating Fund Manual Checks: 1
Total Void Checks: 0
Total Amount Void: \$0.00
Total Amount Paid: \$84,871.44

OPERATING FUND

CHECK	DATE	VENDOR	ACCT/LINE#	AMOUNT
37736	05/21/10	CITY OF RAHWAY-DIV. OF BLDGS.	37	100.00

CHECK	DATE	VENDOR	ACCT/LINE#	AMOUNT
37737	06/02/10	DELTA DENTAL PLAN OF NJ	03	5,867.81
37738	06/02/10	ELIZABETHTOWN GAS	22	910.78
37739	06/02/10	STANDARD INSURANCE COMPANY	03	2,101.19
37740	06/02/10	VERIZON WIRELESS	11	848.73
37741	06/02/10	VISION SERVICE PLAN	03	1,255.80
37742	06/02/10	WOODRUFF ENERGY	22	423.32
37743	06/11/10	HOME DEPOT CREDIT SERVICES	32	124.75
37744	06/11/10	RAHWAY VALLEY SEWERAGE AUTH.	01/02	83,061.84
37745	06/11/10	UNITED PARCEL SERVICE	48	80.00
37746	06/11/10	VERIZON	11/30	1,099.70
37747	06/11/10	ZURICH NORTH AMERICA	17	150.30
37748	06/11/10	RAHWAY VALLEY SEWERAGE AUTH.	01/02	88,033.32
37749	06/17/10	A TOUCH OF ITALY	49	312.04
37750	06/17/10	MARIA VASSALLO ABRAM	49	413.85
37751	06/17/10	ACCESS SYSTEMS INTEGRATION LLC	31	329.00
37752	06/17/10	ADP, INC.	03	170.28
37753	06/17/10	ADP, INC.	16	1,934.06
37754	06/17/10	ADVANCED SPECIALTY SALES, INC.	32	1,149.15
37755	06/17/10	ALL AMERICAN SEWER SERVICE INC.	32	13,040.00
37756	06/17/10	AMALGAMATED GENERAL AGENCIES	17	17.00
37757	06/17/10	AMERICAN INDUSTRIAL SUPPLY	32	100.80
37758	06/17/10	AMERICAN WEAR	32	1,297.80
37759	06/17/10	ASSOCIATION OF ENV. AUTH.	31	350.00
37760	06/17/10	ATLAS LADDER & SCAFFOLDING CO.	32	239.00
37761	06/17/10	AUTOMATIC SUPPRESSION & ALARM	32	843.70
37762	06/17/10	BOWCO LABORATORIES, INC.	32	63.00
37763	06/17/10	MICHAEL J. BRINKER, JR.	04	663.00
37764	06/17/10	JOHN BUONOCORE	31	100.00
37765	06/17/10	CANON BUSINESS SOLUTION	16	888.60
37766	06/17/10	HECTOR L. CARTAGENA	04	289.20
37767	06/17/10	CASCADE WATER SERVICES	32	450.00
37768	06/17/10	CDW GOVERNMENT, INC.	13/27	3,323.31
37769	06/17/10	ALLEN CHIN	49	346.50
37770	06/17/10	CITRIX SYSTEMS, INC.	27	800.00
37771	06/17/10	CITY OF RAHWAY,C/O UNITED WATER	33	2,356.38
37772	06/17/10	COGENT COMMUNICATIONS, INC.	27	674.00
37773	06/17/10	COOPER ELECTRIC SUPPLY CO.	32	1,688.24
37774	06/17/10	COSPER ENVIRONMENTAL SERVICES	41	800.00
37775	06/17/10	D2L ASSOCIATES, INC.	42	2,480.00
37776	06/17/10	DAVID WEBER OIL COMPANY	32	537.60
37777	06/17/10	DELL MARKETING L.P.	27	611.97
37778	06/17/10	DELL MARKETING L.P.	27	5,284.17
37779	06/17/10	RENE DIERKES	49	300.00
37780	06/17/10	DIVITA BALANCE SERVICE CO. LLC	40	250.00
37781	06/17/10	LOUIS DUPLESSIS	04	289.20
37782	06/17/10	ELIZABETHTOWN GAS	22	6,907.62
37783	06/17/10	ENVIRONMENTAL COMPLIANCE	41	8,928.94
37784	06/17/10	ELIZABETHTOWN GAS	22	8,297.43
37785	06/17/10	FABRITool INC.	32	3,250.00
37786	06/17/10	FISHER SCIENTIFIC	40	2,333.29
37787	06/17/10	ANTHONY GENCARELLI	31	395.52
37788	06/17/10	GARY W. GRAY TRUCKING, INC.	25/26	71,998.05

CHECK	DATE	VENDOR	ACCT/LINE#	AMOUNT
37789	06/17/10	GREENBAUM, ROWE, SMITH & DAVIS	08	82.00
37790	06/17/10	GREENWOOD PRODUCTS, INC.	40	489.56
37791	06/17/10	STEPHEN D. GREET	49	300.00
37792	06/17/10	JOANNE GRIMES	12	660.00
37793	06/17/10	HACH COMPANY	40	1,331.53
37794	06/17/10	JACOBSON DISTRIBUTING CO/	32	1,244.00
37795	06/17/10	SARAH KEYSER	31	199.50
37796	06/17/10	RICHARD LoFORTE	49	399.00
37797	06/17/10	LONGO ELECTRICAL-MECHANICAL	32	480.00
37798	06/17/10	ROBERT G. LUBAN	49	637.85
37799	06/17/10	M. JEREMY OSTOW, ESQ.	08	720.00
37800	06/17/10	MAGELLAN BEHAVIORAL HEALTH	03	568.89
37801	06/17/10	FRANK G. MAZZARELLA	49	428.85
37802	06/17/10	McELROY, DEUTSCH, MULVANEY	08	6,237.14
37803	06/17/10	MCINTYRE'S LOCK & LAWNMOWER SHOP	32	367.40
37804	06/17/10	MCMASTER-CARR SUPPLY CO.	32/43	714.18
37805	06/17/10	MECHANICAL SERVICE CORP.	32	464.00
37806	06/17/10	MID STATE HVAC MECHANICAL SVC	32	1,321.25
37807	06/17/10	MIDDLESEX WATER COMPANY	33	906.32
37808	06/17/10	MOTION INDUSTRIES, INC.	32	357.67
37809	06/17/10	ROBERT MRASZ	04	289.20
37810	06/17/10	MSI SERVICES, INC.	27	75.00
37811	06/17/10	JAMES J. MURPHY	49	467.85
37812	06/17/10	NEW PIG CORPORATION	32	1,055.48
37813	06/17/10	NJ MANUFACTURERS INSURANCE CO.	17	19,072.00
37814	06/17/10	NJ MOTOR VEHICLE COMMISSION	35	151.00
37815	06/17/10	NW FINANCIAL GROUP	09	367.50
37816	06/17/10	O'JOHNNIES, INC.	13	711.50
37817	06/17/10	OLSEN'S BRAKE SERVICE	35	746.60
37818	06/17/10	ONE CALL CONCEPTS, INC.	32	40.66
37819	06/17/10	P-M INDUSTRIAL SUPPLY, INC.	32	8,650.24
37820	06/17/10	JOAN PAPEN	49	440.01
37821	06/17/10	PAULUS, SOKOLOWSKI & SARTOR	06	6,420.21
37822	06/17/10	EDMUND PETROSKY	04	289.20
37823	06/17/10	POLYDYNE INC.	23	17,238.00
37824	06/17/10	PRECISION ELECTRIC MOTOR WORKS	32	477.76
37825	06/17/10	PSE&G COMPANY	19	343.67
37826	06/17/10	PSE&G COMPANY	19	34,132.12
37827	06/17/10	QC LABORATORIES	41	3,957.00
37828	06/17/10	RAHWAY ELECTRIC SUPPLY CO.	32	223.11
37829	06/17/10	RELIABLE ELECTRIC MOTOR REPAIR	32	1,080.37
37830	06/17/10	RAHWAY VALLEY SEWERAGE AUTH.	01/02	168,613.23
37831	06/17/10	RVSA PETTY CASH	14	221.61
37832	06/17/10	SAFETY-KLEEN CORP.	32	613.48
37833	06/17/10	COLONEL SATTERWHITE	04	289.20
37834	06/17/10	PAUL SEFRANKA	49	390.99
37835	06/17/10	WILLIAM SEIBOTH	04	578.40
37836	06/17/10	SHALLCROSS BOLT & SPECIALTIES	32	484.25
37837	06/17/10	SIMPLEX GRINNELL LP	31	1,549.25
37838	06/17/10	STAPLES CREDIT PLAN	27	389.95
37839	06/17/10	STORR TRACTOR COMPANY	35	556.67
37840	06/17/10	DONALD STUART	04	289.20

CHECK	DATE	VENDOR	ACCT/LINE#	AMOUNT
37841	06/17/10	R.F. STUMPF ASSOCIATES INC.	08	2,854.00
37842	06/17/10	GEORGE SZOTAK	04	578.40
37843	06/17/10	JAMES THOR	31	225.00
37844	06/17/10	TRAVELERS	17	2,465.00
37845	06/17/10	TURTLE & HUGHES INC.	32	1,767.90
37846	06/17/10	UNISAFE INC.	31	368.40
37847	06/17/10	UNITED STATES PLASTIC CORP.	40	166.52
37848	06/17/10	US FILTER/SIEMENS WATER TECH.	40	767.00
37849	06/17/10	U.S. HEALTHWORKS MEDICAL	50	693.00
37850	06/17/10	USA BLUEBOOK	32/40	705.36
37851	06/17/10	ATTILIO S. VENTURO	49	436.95
37852	06/17/10	VERIZON	11/30	737.63
37853	06/17/10	WEINER LESNIAK LLP	07	41,464.84
37854	06/17/10	921-GTS-WELCO	32	427.98
37855	06/17/10	WOODRUFF ENERGY	22	16,011.48
37856	06/17/10	ARTHUR M. WRIGHT, JR.	04	578.40

Total Operating Fund Checks: 121
Total Void Checks: 0
Total Amount Void: \$0.00
Total Amount Paid: \$686,921.95

Total All Checks: 127
Total Void Checks: 0
Total Amount Void: \$0.00
Total Amount Paid: \$1,070,315.96

OPERATING FUND	0-01	\$771,793.39
BUILDING & EQUIPMENT FUND	0-02	\$298,522.57
TOTAL ALL FUNDS:		\$1,070,315.96

Open the Floor to the Public

No one addressed the Board.

Closed Session

Mr. Chin made a motion to go into closed session at 8:52 p.m. for discussion of personnel matters specifically related to the Executive Director’s position and legal matters on Contract #105, based on Attorney/Client privilege. The motion was seconded by Mr. Murphy and approved by those present.

Mr. Mazzarella made a motion, seconded by Mrs. Papen, to return to regular order of business at 9:50 p.m. The motion was approved by those present.

Regular Order of Business

Adjournment

As there was no further business, on motion of Mr. Murphy, seconded by Mr. Mazzarella, the meeting adjourned at 9:53 p.m. The motion was unanimously approved by those present.

Robert J. Materna
Robert J. Materna, Secretary-Treasurer

JG/jg
Attachments