

RAHWAY VALLEY SEWERAGE AUTHORITY

Summary of Minutes

Regular Meeting held September 16, 2010

- Minutes
Approved the Minutes of the July 15, 2010 Meeting.
Approved the Minutes of the August 12, 2010 Meeting.

- Communications
Two OPRA Requests and a letter from the Woodbridge Township Mayor.

- Treasurers Reports
The Treasurer Reports for the month of July 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, Finance and Personnel Committees.

- Unfinished Business
None.

- New Business
Approved the following: TWA application for the Borough of Mountainside; enter into negotiations with a candidate for Executive Director position; and authorized the start-up of the Cogeneration Facility.

- New Business
Approved the following expenditures: Amend Contract #159-E with PS&S in an amount of \$16,560.00.

- Bills & Claims

OPERATING FUND	0-01	\$924,114.70
BUILDING & EQUIPMENT FUND	0-02	<u>107,743.40</u>
TOTAL ALL FUNDS		\$1,031,858.10
BUILDING & EQUIPMENT FUND	0-02	\$155,746.85

RAHWAY VALLEY SEWERAGE AUTHORITY
Regular Meeting Minutes – September 16, 2010

The Chairman called the meeting to order at 8:03 p.m.

The Chairman read 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.

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:

*/**	Maria A. Abram	for the Township of Springfield
	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
	Paul M. Sefranka	for the City of Rahway
	Attilio S. Venturo	for the Borough of Roselle Park

* Mrs. Abram attended the meeting via conference call.

** Mrs. Abram left the meeting at 9:17 p.m.

*** Mr. Murphy left the meeting at 10:30 p.m.

The following were also present:

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

** Mr. Materna and Mrs. Grimes also left the meeting at 9:17 p.m.

The following were also present:

Joseph Cipolla	Cipolla & Co.
Bryan Hallberg	Cipolla & Co.
Henry Johnson	CME
Thomas Iannuzzi	CGE
Wayne Baker	Westfield Leader

Closed Session

Mr. Dierkes made a motion to go into Executive Session at this time, 8:04 p.m. for discussion of personnel related matters. The motion was seconded by Mr. Murphy and unanimously approved.

Mr. Dierkes made a motion, seconded by Mr. Chin, to return to regular order of business at 8:33 p.m. The motion was unanimously approved.

Regular Order of Business

Mr. Luban, the Chairman, had to step out of the meeting for a moment and asked Vice Chairman Mazzarella to run the meeting in his absence, until he returned.

Approval of Minutes

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

Mr. Greet made a motion, seconded by Mr. Murphy, to approve the minutes of the Regular Meeting held August 12, 2010. The motion was approved by those present with the exception of Mr. Mazzarella who abstained and Mr. Luban who was absent.

Communications

Two OPRA Requests were received from Pronesti Surveying Inc. regarding properties in Clark and Springfield in relation to the location of RVSA's trunk sewer. The requested information was provided.

Two OPRA Requests were received from Cheryl Hehl of The Local Source Media regarding information on Authority personnel. Responses were provided accordingly.

A letter addressed to Robert Materna was received August 20, 2010 from Mayor McCormac of the Township of Woodbridge regarding the Authority's budget. A copy of this letter was provided to the Commissioners for their information.

Mr. Materna replied to Mayor McCormac. A copy of the response letter was distributed to the

Commissioners and all member municipal mayors.

Chairman Luban returned to the meeting and resumed running the meeting at this point.

Report of Treasurer

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

Report of Executive Director

Sewer Treatment Endorsements

The following is a list of Sewer Treatment Endorsements processed between 8/10/10 and 9/14/10. A copy of the log sheet with additional information related to these applications has been distributed to the Commissioner for their reference:

<u>Number</u>	<u>Date</u>	<u>Applicant</u>	<u>Municipality</u>
1203-10-WB	08/13/10	Blue Sky East LLC	Woodbridge
1204-10-WF	08/20/10	Holy Trinity/PEM Construction	Westfield
1205-10-WF	08/23/10	FT Enterprises	Westfield

Monthly Reports

The following reports were received and distributed to the Commissioners:

- PS&S Monthly Engineering Report
- Weiner Lesniak – Monthly Report
- RVSA Purchase Orders in Excess of \$1500.
- RVSA Monthly Operations Report
- IPP Monthly Report (June)
- Monthly Grievance Report

Contract #162 – Roof Replacement - REBID #1

The contract documents were executed and the Notice to Proceed was issued by PS&S. PS&S will report further on this contract if applicable.

Contract #163 - Digester Gas Blower, Piping & Dual Fuel Burner

Notice to Bidders was advertised in the Star Ledger. Eight contractors picked up bid packages and Bids were received September 15. Bids were received from three companies as follows:

<u>Company</u>	<u>Amount</u>
Rapid Pump & Meter Paterson, NJ	\$343,390.00
Iron Hills Construction Inc. Wayne, NJ	\$368,000.00

Spectraserv, Inc.
South Kearny, NJ

\$389,995.00

The documents were sent to the Consulting Engineer and Counsel for review. Both found the low bid to be in order. PS&S provided a bid report which has been distributed to the Commissioners for review. A motion is on the agenda under New Business.

Chairman Luban stated that he discussed the bids with Mr. Valent, who had previously advised the Board that the estimated cost for the project was \$175,000-\$200,000. Mr. Luban stated that Mr. Valent prepared a spreadsheet which was distributed to the Commissioner for review.

Mr. Murphy asked Mr. Valent what amount of gas would be used in the plant boilers. Mr. Valent responded that the amount of gas that the Authority would need to purchase would be reduced by about 600,000 therms per year. Mr. Valent further noted that we presently have a “take or pay” contract that ends in March of 2011.

Mr. LoForte asked what the period for construction is. Mr. Valent responded that the construction period is 120 days.

Treatment Works Application – Mountainside

A TWA was received from the Borough of Mountainside for DiFrancesco Realty for a project to be located at 26 Beech Street in Mountainside. The project is for the extension of an existing sanitary sewer to serve two new single family homes with an estimated flow of 600 gpd. John Buonocore, RVSA Staff Engineer, reviewed the application and found it to be in order. Action is on the agenda under New Business.

Report of Consulting Engineer

Mr. Wancho of PS&S stated that the following report to the Authority Board summarizes their activities for the period of August 7, 2010 through September 10, 2010.

Air Permitting

No activity this period.

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.

Contract #159 Chemical Feed System Improvements

Work has continued in both the Headwork’s and Pump and Blower Buildings. The work includes start-up and testing of the Owner furnished chemical pumps and control panels. Milton Roy, the chemical pump and control panel supplier encountered numerous electrical, mechanical and software problems during start-up. The instrumentation and control system supplier has completed the chemical system functionality testing allowing the introduction of chemicals to the new system for preliminary testing. Training of plant personnel will be scheduled shortly in

conjunction with the required 30-day performance test. In addition, the chemical feed piping and the service water piping to the aeration tank foam hoods were flushed; completed installation of the chemical fill stations at both buildings; added miscellaneous supports to HVAC equipment and to gauges at pump skids; start-up HVAC equipment in Pump and Blower Building; completed sprinkler system and pipe testing; completed roof modifications at Headworks; and resumed installation of ductwork system at Headworks. A revised construction schedule was received indicating a contract completion date of October 12, 2010. The construction schedule is being compressed to achieve an earlier completion date.

Contract #162 Administration Building Roof

A pre-construction meeting was held with the Contractor, Integrity Roofing, at the Authorities offices on August 30, 2010. PS&S subsequently issued the Notice to Proceed, effective September 13, 2010, with a completion date of November 13, 2010. PS&S is reviewing submittals for the project.

Contract #163 Digester Gas Blower, Piping and Dual Fuel Burner

PS&S prepared an addenda for clarification of the contract documents and issued same. Bid opening was held September 15.

Miscellaneous General Consulting

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

Met with Middlesex County consultant, Najarian Associates, at Medwick Park to discuss the proposed work. It appears that all of the Authorities concerns regarding access to the outfall pipe and installation of fencing and exercise equipment in the easement have been addressed. Current plan is for Middlesex County to bid the work in the next month or two.

PS&S reviewed and followed up on a Wastewater Management Plan issue related to the Authorities Service Area boundary in Scotch Plains. Revised mapping was prepared and submitted to NJDEP.

User Charge and Flow Rights Reports

PS&S prepared draft August reports covering July; however PS&S noted anomalies in the flow data. The metering consultant, CSL, was requested by the Authority to investigate the anomalies. CSL identified an accuracy issue at Meter 11 and revised and resubmitted data for Meter 11. PS&S prepared draft reports incorporating the revised data. PS&S awaits authorization to issue the final 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 August 10, 2010 through September 13, 2010.

CSP Improvements & related issuesContract #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 September 28, 2010. This matter may be discussed in Executive Session.

Contract #105 - Cogeneration Facility

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, engineering expert, CME Associates, and Authority staff regarding the case. On September 10, 2010 we attended a meeting with representatives of CAT/Foley in order to discuss various operational issues associated with the gas generators. A detailed briefing of the meeting will be made to the Board in Executive Session.

MiscellaneousNJDEP 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 clean up 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. 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.

Recently, discussions regarding alternate dispute resolution (ADR) have broken down and the case is currently proceeding on a litigation track. On September 3, 2010 this office filed a motion to dismiss the third party complaint based on the Authority's prior settlement of the claims as memorialized in the JCO. In addition, this office assisted in preparing various other motions that were also filed on September 3rd on behalf of a public entity subgroup of third party defendants of which the Authority is a part. The group motions to dismiss were based upon the failure of the third party plaintiffs to bring their claims within the relevant statute of limitations, their failure to comply with the requirements of the Tort Claims Act, and the sewage exemption set forth in the New Jersey Spill Act.

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

Misc. Contracts

We reviewed bids that were received regarding the administration building roof replacement and made a recommendation with respect to same.

Committee Reports

The Chairman asked for the reports from the following Committees:

Engineering Committee (Allen Chin, Chairman)

No report.

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 Committee (James Murphy, Chairman)

No report.

Legal Committee (Frank Mazarella, Chairman)

No report.

Personnel Committee (Rene Dierkes, Chairman)

Mr. Dierkes stated that an Executive Session was held earlier this evening at which time the position of Executive Director was discussed. He added that action will be taken later in the meeting.

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

None.

New Business

The following Resolution #10-48 was offered by Mr. Dierkes, on motion of Mr. Dierkes, seconded by Mr. Chin and unanimously approved.

RESOLUTION #10-48

WHEREAS, the Borough of Mountainside submitted a Treatment Works Application on behalf of the The Reynolds Group, Inc. / DiFrancesco Realty / Beach Avenue, for a project located on Beech Avenue in the Mountainside, State of New Jersey; and

WHEREAS, the application is for an extension of the existing sanitary sewer line to service two 4-bedroom single family residence and will generate an additional 600 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.

Mr. Dierkes made a motion, seconded by Mr. Murphy, authorizing General Counsel to commence negotiations to fill the position of Executive Director, as discussed in Executive Session, with the individual known as Candidate #1 based on the parameters set forth by the Commissioners during that session. The motion was approved by those present with the exception of Mr. Chin, Mrs. Papen and Mr. Murphy who voted against.

The following Resolution #10-49 was offered by Mr. Chin, on motion of Mr. Chin and seconded by Mr. Dierkes.

RESOLUTION #10-49

WHEREAS, the Rahway Valley Sewerage Authority previously approved Resolutions #08-49, #08-84, #10-41 and related Agreements for Contract #159-E, for the purpose of engaging Paulus, Sokolowski & Sartor (PS&S), 67A Mountain Blvd. Ext., Warren, NJ, for Professional Services specifically related to Contract #159-E Chemical Feed Systems; and

WHEREAS, the Authority has determined that there is a need to amend this agreement to provide for Engineering Services related to the ongoing work 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 \$16,560.00; 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 \$180,900.00; be and are hereby amended to provide for the increased contract amount of \$16,560.00 resulting in a total contract not to exceed \$197,460.00; and

BE IT FURTHER RESOLVED that the Chair 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. Mazzarella asked if the problems were related to Contract #155 and noted that he would have no problem approving the resolution if the Authority could recoup the money under Contract #155, however, he could not vote for it if there was an uncertainty. Counsel stated that he did not think that the Authority could recoup the money.

As there was no further discussion, the motion was approved by those present, with the exception of Mr. Mazzarella, Mr. Murphy and Mr. Sefranka.

Mr. Chin made a motion, seconded by Mr. Murphy, to award Contract #163 to the low bidder, Rapid Pump & Meter Co., Inc. of Paterson, NJ, in an amount of \$343,390.00, whose bid was

found to be in order, as recommended by Robert Valent, Acting Co-Executive Director.

There was some discussion regarding the staff's estimate for the contract versus the bid amounts. Mr. Sefranka stated that he would like to table the motion until the staff has more time to confirm their estimates against the bid amounts and provide the information to the Commissioners for consideration.

As there was no further discussion, Mr. Sefranka moved to table the motion, seconded by Mr. Mazzarella. The motion to table was unanimously approved.

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. The motion was unanimously approved.

BUILDING & EQUIPMENT FUND

CHECK	DATE	VENDOR	ACCT/LINE#	AMOUNT
2556	09/16/10	A&A INDUSTRIAL PIPING, INC.	140.7	29,483.30
2557	09/16/10	SEE SEPARATE BILLS LIST	-	-
2558	09/16/10	CME ASSOCIATES	140.2	15,110.00
2559	09/16/10	PAULUS, SOKOLOWSKI & SARTOR	140.2	1,043.52
2560	09/16/10	RAHWAY VALLEY SEWERAGE AUTH.	140.2	36,897.58
2561	09/16/10	WEINER LESNIAK LLP	140.2/7/9	25,209.00

Total Building & Equipment Fund Checks: 5
Total Void Checks: 0
Total Void Amount: \$0.00
Total Amount Paid: \$107,743.40

OPERATING FUND-MANUAL

CHECK	DATE	VENDOR	ACCT/LINE#	AMOUNT
204	09/10/10	NJ STATE HEALTH BENEFITS	03/04	81,333.62

Total Operating Fund Manual Checks: 1
Total Void Checks: 0
Total Void Amount: \$0.00
Total Amount Paid: \$81,333.62

OPERATING FUND

CHECK	DATE	VENDOR	ACCT/LINE#	AMOUNT
38045	08/25/10	RAHWAY VALLEY SEWERAGE AUTH.	03	1,180.80
38046	08/25/10	TREASURER - STATE OF NJ	40	118.80
38047	08/31/10	RAHWAY VALLEY SEWERAGE AUTH.	01/02	247,499.24
38048	09/16/10	A TOUCH OF ITALY	49	144.45
38049	09/16/10	MARIA VASSALLO ABRAM	49	113.85
38050	09/16/10	A.C. NEWMAN & COMPANY	17	1,210.00

CHECK	DATE	VENDOR	ACCT/LINE#	AMOUNT
38051	09/16/10	ADP, INC.	03	352.48
38052	09/16/10	ADP, INC.	16	2,292.17
38053	09/16/10	ADP SCREENING & SELECTION SVC.	08	264.29
38054	09/16/10	ALL AMERICAN SEWER SERVICE INC.	32	3,400.00
38055	09/16/10	AMERICAN WEAR	32	1,252.00
38056	09/16/10	ASSOCIATED AUTO PARTS	35	254.55
38057	09/16/10	ASSOC. OF ENV. AUTHORITIES	52	450.00
38058	09/16/10	ATLANTIC COMMUNICATIONS	31	276.48
38059	09/16/10	JAVIER BAEZ	31	620.00
38060	09/16/10	BOWCO LABORATORIES, INC.	32	126.00
38061	09/16/10	MICHAEL J. BRINKER, JR.	04	1,326.00
38062	09/16/10	CANON BUSINESS SOLUTIONS, INC.	16	888.60
38063	09/16/10	CANON FINANCIAL SERVICES, INC.	16	268.48
38064	09/16/10	HECTOR L. CARTAGENA	04	289.20
38065	09/16/10	CASCADE WATER SERVICES	32	450.00
38066	09/16/10	ALLEN CHIN	49	46.50
38067	09/16/10	RAHWAY-UNITED WATER RESOURCES	33	6,168.08
38068	09/16/10	COOPER ELECTRIC SUPPLY CO.	32	1,706.49
38069	09/16/10	CSL SERVICES, INC.	30	12,340.00
38070	09/16/10	D2L ASSOCIATES, INC.	42	2,480.00
38071	09/16/10	DELL MARKETING L.P.	27	3,862.48
38072	09/16/10	DELTA DENTAL PLAN OF NJ	03	5,969.45
38073	09/16/10	LOUIS DUPLESSIS	04	289.20
38074	09/16/10	ELIZABETHTOWN GAS	22	4,708.79
38075	09/16/10	EMEDCO INC.	31	178.98
38076	09/16/10	ENVIRONMENTAL COMPLIANCE	41	1,954.75
38077	09/16/10	ENVIROLUTIONS LLC	32	940.64
38078	09/16/10	ENVIRONMENTAL RESOURCE ASSOC.	40	155.50
38079	09/16/10	ELIZABETHTOWN GAS	22	8,297.43
38080	09/16/10	FABRITool INC.	32	1,120.00
38081	09/16/10	FEDEX	48	174.39
38082	09/16/10	FISHER SCIENTIFIC	40	2,320.25
38083	09/16/10	FLEXLINE	32	1,608.35
38084	09/16/10	NAIM FRANKLIN	31	249.50
38085	09/16/10	W.W. GRAINGER, INC.	32	270.00
38086	09/16/10	GARY W. GRAY TRUCKING, INC.	25/26	104,535.66
38087	09/16/10	GREAT LAKES ENVIRONMENTAL	41	192.78
38088	09/16/10	HACH COMPANY	40	727.37
38089	09/16/10	HESS CORPORATION	19	100,943.47
38090	09/16/10	HOME DEPOT CREDIT SERVICES	32	130.11
38091	09/16/10	JRM MEDICAL SERVICES, INC.	40	1,147.50
38092	09/16/10	JP HOGAN CONCRETE CUTTING	32	2,250.00
38093	09/16/10	PATRICK KELLAWAY	31	274.00
38094	09/16/10	LAB SAFETY SUPPLY, INC.	43	98.42
38095	09/16/10	LABCHEM INC.	40	555.46
38096	09/16/10	RICHARD LoFORTE	49	99.00
38097	09/16/10	LONGO ELECTRICAL-MECHANICAL.	32	5,918.00

CHECK	DATE	VENDOR	ACCT/LINE#	AMOUNT
38098	09/16/10	ROBERT G. LUBAN	49	637.85
38099	09/16/10	MAGELLAN BEHAVIORAL HEALTH	03	568.89
38100	09/16/10	FRANK G. MAZZARELLA	49	128.85
38101	09/16/10	McELROY, DEUTSCH, MULVANEY	08	799.00
38102	09/16/10	MCMASTER-CARR SUPPLY CO.	32	819.55
38103	09/16/10	MARCOS MELENDEZ	31	249.50
38104	09/16/10	MIDDLESEX WATER COMPANY	33	906.32
38105	09/16/10	MILLER MECHANICAL CORPORATION	32	8,440.00
38106	09/16/10	MOTION INDUSTRIES, INC.	32	282.88
38107	09/16/10	ROBERT MRASZ	04	289.20
38108	09/16/10	MSI SERVICES, INC.	27	237.50
38109	09/16/10	JAMES J. MURPHY	49	167.85
38110	09/16/10	NATIONAL BUSINESS FURNITURE	18	1,879.28
38111	09/16/10	NJ MANUFACTURERS INSURANCE CO.	17	17,400.00
38112	09/16/10	NJ STATE LEAGUE OF MUNIC.	31	110.00
38113	09/16/10	NJ STATE INDUSTRIAL SAFETY	31	5.00
38114	09/16/10	NORTHERN SAFETY CO., INC.	31	597.01
38115	09/16/10	JOAN PAPAN	49	140.01
38116	09/16/10	PAULUS, SOKOLOWSKI & SARTOR	05/06	17,157.98
38117	09/16/10	EDMUND PETROSKY	04	289.20
38118	09/16/10	PITNEY BOWES INC.	48	82.00
38119	09/16/10	PMK GROUP, INC.	08	1,805.00
38120	09/16/10	PSE&G COMPANY	19	345.89
38121	09/16/10	PSE&G COMPANY	19	53,442.81
38122	09/16/10	PUBLIC EMP. RETIREMENT SYS.	04	113.01
38123	09/16/10	PUMPING SERVICES, INC.	32	2,368.00
38124	09/16/10	PURCHASE POWER	48	1,218.99
38125	09/16/10	QC LABORATORIES	41	2,842.00
38126	09/16/10	RAHWAY ELECTRIC SUPPLY CO.	32	1,531.78
38127	09/16/10	RAHWAY VALLEY SEWERAGE AUTH.	01/02	88,189.86
38128	09/16/10	RVSA PETTY CASH	14	133.39
38129	09/16/10	RYAN HERCO	32	2,076.39
38130	09/16/10	SAFETY-KLEEN CORP.	32	306.74
38131	09/16/10	SANSONE'S ROUTE 1 AUTO MALL	35	474.24
38132	09/16/10	COLONEL SATTERWHITE	04	289.20
38133	09/16/10	PAUL SEFRANKA	49	90.99
38134	09/16/10	WILLIAM SEIBOTH	04	578.40
38135	09/16/10	SHALLCROSS BOLT & SPEC.	32	245.12
38136	09/16/10	SOS GASES, INC.	32	7.50
38137	09/16/10	STANDARD INSURANCE COMPANY	03	2,072.84
38138	09/16/10	STAPLES CREDIT PLAN	27	225.63
38139	09/16/10	STAR LEDGER	12	663.52
38140	09/16/10	DONALD STUART	04	289.20
38141	09/16/10	GEORGE SZOTAK	04	578.40
38142	09/16/10	TANNER ENGINEERING ASSOC.	32	320.00
38143	09/16/10	TAYLOR OIL COMPANY	20	645.03
38144	09/16/10	TBS CONTROLS, LLC	32	927.43

CHECK	DATE	VENDOR	ACCT/LINE#	AMOUNT
38145	09/16/10	JANICE TEIXEIRA	31	100.00
38146	09/16/10	TELEDYNE ISCO, INC.	43	716.00
38147	09/16/10	TOTAL ENVIRONMENTAL	31	545.00
38148	09/16/10	TRAVELERS	17	1,845.00
38149	09/16/10	UNITED PARCEL SERVICE	48	80.00
38150	09/16/10	US ALARM & DETECTION SUPPLY	32	1,224.37
38151	09/16/10	US FILTER-SIEMENS WATER TECH.	40	1,132.50
38152	09/16/10	U.S. HEALTHWORKS MEDICAL	50	345.00
38153	09/16/10	U.S. SILICA COMPANY	32	1,709.05
38154	09/16/10	ATTILIO S. VENTURO	49	136.95
38155	09/16/10	VERIZON CONFERENCING	11	89.00
38156	09/16/10	VERIZON	11/30	2,107.18
38157	09/16/10	VERIZON WIRELESS	11	870.18
38158	09/16/10	VISION SERVICE PLAN	03	1,240.89
38159	09/16/10	WEINER LESNIAK LLP	07	75,323.50
38160	09/16/10	921-GTS-WELCO	32	444.65
38161	09/16/10	WOODRUFF ENERGY	22	6,834.24
38162	09/16/10	ARTHUR M. WRIGHT, JR	04	578.40

Total Operating Fund Checks: 118
Total Void Checks: 0
Total Void Amount: \$0.00
Total Amount Paid: \$842,781.08

Total All Fund Checks: 124
Total Void Checks: 0
Total Void Amount: \$0.00
Total Amount Paid: \$1,031,858.10

OPERATING FUND	0-01	\$924,114.70
BUILDING & EQUIPMENT FUND	0-02	<u>\$107,743.40</u>
TOTAL ALL FUNDS		\$1,031,858.10

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. Sefranka stated that he would be voting no because he went through the documentation provided by Cipolla & Co. through Counsel however, he felt that the information provided was inadequate.

After brief discussion, the Chairman called the vote. The motion was approved with the exception of Mr. Sefranka, Mr. Mazzarella and Mr. Murphy who voted no.

BILLS & CLAIMS

BUILDING & EQUIPMENT FUND

CHECK	DATE	VENDOR	ACCT/LINE#	AMOUNT
2557	09/16/10	CIPOLLA & COMPANY, LLC	140.2	155,746.85

Total Building & Equipment Fund Checks: 1
Total Void Checks: 0
Total Void Amount: \$0.00
Total Amount Paid: \$155,746.85

BUILDING & EQUIPMENT FUND 0-02 \$ 155,746.85

Open the Floor to the Public

No one from the public wished to address the Board.

Mr. Chin noted that he would like to make a statement for the record, specifically that the reporters who are covering the Authority and/or writing stories related to the Authority should be more accurate with the information they are writing. He noted that one article stated that the Authority’s rates are going up 17% and added that this was not based on facts. He added that this comment was subsequently retracted by the newspaper; however, another newspaper later paraphrased what was in the original article, even though the information was not factual and incorrect. Mr. Chin further stated that anyone who is providing information to the newspapers should make sure they have their facts correct.

Mrs. Papen advised the Board that during recent discussions with the Authority Office Administrator and Construction Officials from her municipality, she became aware of the fact that some municipalities are not sending building permit applicants to the sewerage authority for approval prior to them tying into the sewer or amending the flow of their existing connection. She asked that the Office Administrator forward the sewer connection information to the Commissioners and to the member municipalities and asked that the Commissioners follow up with their respective municipalities regarding this matter. Mrs. Papen noted that this is a revenue source for the Authority, however, if applicants aren’t sent to the Authority, no revenue is generated and the Authority’s records on connections are not up to date.

Mrs. Grimes stated that she had provided the updated Sewer Treatment Connection Endorsement Applications and Sewer Connection Guidelines to the Commissioners and member municipalities in the spring of 2010 when the board approved the amended fee schedule. Mrs. Grimes added that she would resend all of the information to the various parties for their use.

Closed Session

Mrs. Papen made a motion to go into closed session at 9:17 p.m. for discussion of legal matters on Contract #105 and the Occidental Lawsuit, based on Attorney/Client privilege. The motion was seconded by Mr. Chin and unanimously approved.

** Mrs. Abram, Mr. Materna and Mrs. Grimes all left the meeting at this time, 9:17 p.m.

*** Mr. Murphy left the meeting during Closed Session, at 10:30 p.m.

Mr. Loforte made a motion, seconded by Mr. Chin, to return to regular order of business at 10:40 p.m. The motion was approved by those present.

Regular Order of Business

Mr. Chin made a motion, seconded by Mrs. Papen, authorizing the Authority staff and consultants to begin the testing of the Cogeneration Facility on October 12, 2010, whether or not representatives of Caterpillar are present. Mr. Sefranka requested that a roll call vote be taken.

AYES

Garwood
Kenilworth
Mountainside
Roselle Park
Scotch Plains
Westfield
Woodbridge

NAYES

Clark
Rahway

ABSTAIN

ABSENT

Cranford
Springfield

As the vote was 7 to 2 and 2 absent, the motion was approved.

Adjournment

As there was no further business, on motion of Mr. Chin, seconded by Mrs. Papen, the meeting adjourned at 10:44 p.m. The motion was unanimously approved by those present.

Robert J. Materna ----

Robert J. Materna, Secretary-Treasurer

JG/jg
Attachments