

**RAHWAY VALLEY SEWERAGE AUTHORITY**

**Summary of Minutes**

**Regular Meeting held October 28, 2010**

- Minutes  
Approved the Minutes of the September 16, 2010 Meeting.
- Communications  
Three OPRA Requests.
- Treasurers Reports  
The Treasurer Reports for the month of August 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  
Tabled action on Contract #163.
- New Business  
Approved the following: Late 2011 Budget to Trenton; Security Purchase; and Purchasing Limits Authorization.
- New Business  
Approved the following expenditures: Amend Contract #105-C with CCMS in an amount of \$5,149.00.
- Bills & Claims

OPERATING FUND:	0-01	\$1,181,349.27
BUILDING & EQUIPMENT FUND:	0-02	<u>175,248.19</u>
TOTAL ALL FUNDS:		\$1,356,597.46
TOTAL BUILDING & EQUIPMENT FUND	0-02	\$135,000.00

**RAHWAY VALLEY SEWERAGE AUTHORITY**

**Regular Meeting Minutes – October 28, 2010**

The Secretary called the meeting to order at 7:30 p.m.

The Secretary stated that as the Chairman and Vice-Chairman are not in attendance this evening, the Commissioners need to appoint a Chairman to preside over the meeting. Chairman, Robert Luban has suggested that Joan Papen be appointed to preside over this meeting, however, based on Roberts Rules, the Secretary must ask for nominees for the nomination of a Chairman pro-tem; nomination(s) must be seconded and the affirmed by a majority vote.

The Secretary asked for nominations for Chairman and Mr. Chin nominated Mrs. Papen to serve as Chairman.

The Secretary asked if there were any other nominations. There were none.

The Secretary stated that Mrs. Papen has been nominated and asked for a second. Mr. Murphy seconded the nomination.

The Secretary asked for a motion to appoint Mrs. Papen to serve as Chairman, pro-tem for this October 28, 2010 Regular Meeting. Mr. Chin made the motion, seconded by Mr. Murphy and the motion was unanimously approved by those present.

The Chairman then 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:

- 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
  - 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. Ventura for the Borough of Roselle Park
- \* Mr. Dierkes attended the meeting via conference call from 7:30 to 8:30 at which time he arrived at the meeting.

The following members were absent:

- Maria A. Abram for the Township of Springfield
- Robert G. Luban for the Township of Woodbridge
- Frank G. Mazzarella for the Township of Clark

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

The following were also present:

- Joseph Cipolla Cipolla & Co.
- Bryan Hallberg Cipolla & Co.
- Wayne Baker Westfield Leader

**Approval of Minutes**

Mr. Sefranka made a motion, seconded by Mr. Chin, to approve the minutes of the Regular Meeting held September 16, 2010. The motion was approved by those present; Ms. Abram, Mr. Luban and Mr. Mazzarella were absent.

**Communications**

An OPRA Request was received October 5, 2010 from Elliott Caroom of the Star Ledger regarding the Cogeneration facility. A copy of the Request was provided to Counsel and the requested information was provided.

An OPRA Request was received October 19, 2010 from Cheryl Heyl of the Local Source regarding a contract between the Authority and Elizabethtown Gas. The requested information

was provided accordingly.

An OPRA Request was received October 21, 2010 from Cheryl Heyl of the Local Source regarding expenditures for natural gas. The requested information was provided accordingly.

### **Report of Treasurer**

The Treasurer's Reports for the month of August 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 9/1/10 and 10/18/10. 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>
1206-10-WB	09/01/10	Indus Food Services	Woodbridge
1207-10-CL	09/21/10	Woodbridge Builders/Weilandrcs	Clark
1208-10-RW	09/22/10	Peter Matlosz	Rahway
1209-10-RW	09/22/10	St. Georges Center Associates	Rahway
1210-10-WB	09/22/10	Cezary Olszewski	Woodbridge
1211-10-WB	10/18/10	Jahu Inc.	Woodbridge
1212-10-WB	10/18/10	Joanne Wittman c/o JJM Builders	Woodbridge

#### **Monthly Reports**

The following reports were received and distributed to the Commissioners and discussed at the Engineering Committee Meeting held October 14:

- 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

#### **Sewer Connections and Related Fees**

As requested by Commissioner Papan at the last Regular Meeting, a copy of the Sewer Treatment Endorsement Applications and related Sewer Connection Guidelines were redistributed to the Commissioners and the member municipalities on September 16.

Contract #105-C Construction Oversight Services - CCMS

Contract Amendments are being processed monthly for work being performed by CCMS and PS&S on Contract #105-C. CCMS's current invoice (Amendment #28) is in the amount of \$5,149.00 total amended contract amount of \$2,714,143.98. This was discussed at the Engineering Committee Meeting and action is on the agenda under New Business.

Contract #105- Cogeneration/Sludge Drying Facility

Robert Valent provided an update on the ongoing 90 day test. He stated that the facility has been running for 10 days on blended gas. He noted that there had been a few small glitches; however, those were worked out by John Buonocore, Staff Engineer and Dan Ward, Maintenance Manager. Mr. Valent noted that the facility is utilizing 100% of the methane generated at the plant; the quality of the sludge is at 92% reflecting in a reduction of disposal from four trucks a week to one.

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

As discussed at the September 16 Regular Meeting, a Notice to Bidders was advertised in the Star Ledger. Eight contractors picked up bid specs and the following bids were received on September 15.

<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 was distributed to the Commissioners at the September meeting.

Action on this contract was tabled at the September 16, 2010 meeting and Robert Valent, Acting Co-Executive Director was asked to provide the Commissioners with a spreadsheet on the difference between the bid amount and the staff's estimate. A copy of that spreadsheet has been distributed to the Commissioners for review. This was discussed at the Engineering Committee Meeting and action is on the agenda under New Business.

9/30-10/1/10 Storm Event

Robert Valent, Acting Co-Executive Director, has advised that during the storm event of September 30 and October 1, the Authority experienced a flow of approximately 105 mgd. This event was similar to that which occurred in the Spring of 2010.

The plant was running four main pumps at 100 % speed and three effluent screw pumps. The treatment plant, and the staff, were able to handle the flow without any major problems.

#### Authorized Purchasing Resolution

As discussed at the September 16 Regular Meeting, Joanne Grimes, Office Administrator, prepared a Resolution regarding the Executive Directors authorization to approve certain purchases, for consideration by the Board. The resolution is as outlined in the State of NJ Statutes. A copy of the resolution was forwarded to Counsel and the Commissioners for review. Mr. Sefranka requested that one item be reworded. The Commissioners concurred. The modification has been made and action is on the agenda under New Business.

#### Suspend the Regular Order of Business

Mr. Sefranka made a motion to suspend the regular order of business at this time, 7:50 p.m. The motion was seconded by Mr. Murphy and approved by those present.

#### Closed Session

Mr. Chin made a motion to go into Executive Session at this time, 7:51 p.m. for discussion of legal and personnel related matters, specifically representatives of Cipolla & Co. were in attendance to make a presentation to the Board regarding Contract #105 – Cogen; and also to discuss the candidates for the Executive Director position. The motion was seconded by Mr. Sefranka and approved by those present.

#### Regular Order of Business

Mr. Dierkes made a motion, seconded by Mr. Murphy, to return to regular order of business at 10:25 p.m. The motion was approved by those present.

#### Report of Consulting Engineer

The following report to the Authority Board summarizes our activities for the period of September 11, 2010 through October 15, 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. Testing is presently on hold due to ongoing system failure which the chemical pumps supplier is attempting to resolve. Training of plant personnel on the chemical feed system process and control including electrical and HVAC system will be scheduled shortly; PS&S is currently reviewing the training manuals. The required 30-day performance test will commence following repairs of the chemical pump system by the supplier. In addition, site remediation has begun and installation of doors and hardware is approaching completion.

Contract #162 Administration Building Roof

The Notice to Proceed, effective September 13, 2010, with a completion date of November 13, 2010 has been issued to the Contractor, Integrity Roofing. Several meetings have been held with the Contractor to discuss the project scope and scheduling. Representatives of the Contractor, Authority and PS&S inspected the roof insulation to determine if it was re-usable and major portions of the insulation will require replacement. This work will be paid for under the project allowance items. PS&S is also reviewing submittals for the project.

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

PS&S prepared addenda for clarification of the contract documents and issued same. Bid opening was held on September 15th. Three bids were received ranging from \$343,390 to \$389,995. The bids were discussed at the September Board Meeting and no action was taken.

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. Additional review is being conducted prior to issuance of the final reports. The September reports will be completed when the August reports are final.

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 September 14, 2010 through October 18, 2010.

CSP Improvements & related issuesContract #155 – Plant Upgrade

A continued mediation session with respect to the electrical subcontractor's remaining claim was held on September 28, 2010. No resolution of the claim was reached at that time. This matter was discussed in Executive Session during the Engineering Committee meeting held on October 14, 2010.

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. A detailed presentation 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 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. 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. Response briefs were filed by the third party plaintiffs on September 27, 2010 and this office prepared and filed reply briefs on October 7, 2010.

This matter was discussed in Executive Session during the Engineering Committee meeting held on October 14, 2010.

#### Executive Director Contract

This office prepared a draft contract for the position of Executive Director which incorporated the parameters that were articulated to me by the Board during an Executive Session held on September 16, 2010. The draft contract was forwarded to the individual with whom the Board has authorized me to enter into negotiations. This item was discussed in Executive Session during the Personnel Committee meeting held on October 14, 2010.

#### 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 on October 14, 2010, at which time several items were discussed. Items that require action are on the agenda under New Business.

##### Finance Committee (Joan Papen, Chairman)

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

##### Insurance Committee (James Murphy, Chairman)

No report.

Legal Committee (Frank Mazzarella, Chairman)

No report.

Personnel Committee (Rene Dierkes, Chairman)

Mr. Dierkes stated that a Personnel Committee Meeting was held on October 14, 2010 and discussion was held earlier this evening in Executive Session, at which time the Executive Directors position was discussed. Action if necessary will be taken under New Business.

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 September 16, 2010 meeting Mr. Chin made a motion to award Contract #163 to the low bidder, Rapid Pump & Meter Co., Inc. of Paterson, NJ in an amount of \$343,390.00. The motion was seconded by Mr. Murphy.

After brief discussion, Mr. Mazzarella requested that Mr. Valent provide additional information on the difference between the estimate and the actual bid amounts.

Mr. Sefranka then moved to table the motion, second by Mr. Mazzarella and unanimously approved.

At the October 14, 2010 Engineering Committee Meeting, Mr. Valent provided a detailed report on the differences, as requested at the September meeting and the matter was discussed at length.

Mr. Chin made a motion, seconded by Mr. Dierkes, to bring the matter back to the table. As Mr. Murphy, Mr. Greet, Mr. LoForte, Mr. Sefranka and Mr. Venturo voted against the motion, it was defeated.

**New Business**

The following Resolution #10-50 was offered by Mr. Chin, on motion of Mr. Chin, seconded by Mr. Sefranka and approved by those present. Mrs. Abram, Mr. Luban and Mr. Mazzarella were absent.

**RESOLUTION #10-50**

WHEREAS, the Rahway Valley Sewerage Authority will not be able to approve the Year 2011 budget for submission to Trenton until after its meeting scheduled for November 18, 2010; and

WHEREAS, the State of New Jersey, Department of Community Affairs, Division of Local Government Services, requires that a budget be filed with them by November 1<sup>st</sup> of each year.

NOW, THEREFORE, BE IT RESOLVED that the Rahway Valley Sewerage Authority hereby requests a postponement of the submission of its 2011 Budget from November 1, 2010, to as soon as possible thereafter.

The following Resolution #10-51 was offered by Mr. Dierkes, on motion of Mr. Dierkes, seconded by Mr. Murphy and approved by those present with the exception of Mr. Chin who abstained. Mrs. Abram, Mr. Luban and Mr. Mazzarella were absent.

**RESOLUTION #10-51**

BE IT RESOLVED that the officers of the Rahway Valley Sewerage Authority be and are hereby authorized to invest the following for the Capital Replacement Fund to mature on January 4, 2011:

<u>Amount</u>	<u>Rate</u>	<u>Bank</u>
\$1,562,001.07	0.50%	Two Rivers Community Bank Middletown, NJ

The following Resolution #10-52 was offered by Mr. Chin, on motion of Mr. Chin, seconded by Mr. Murphy and approved by those present. Mrs. Abram, Mr. Luban and Mr. Mazzarella were absent.

**RESOLUTION #10-52**

**AUTHORIZING PURCHASING LIMITS  
& FINANCIAL REPORTING PROCEDURES**

WHEREAS, the Rahway Valley Sewerage Authority (the "Authority") previously adopted resolutions regarding purchasing limits and the financial reporting of said purchases, and now seeks to update its procedures accordingly; and

WHEREAS, the State of New Jersey has established new guidelines under the Local Public Contracts Law N.J.S.A 40A:11-1 et. seq. and NJ Pay to Play Law N.J.S.A. 19:44A-20.4 et. seq. for local government entities to follow, and provided "Adjustment to Public Bidding Threshold" amounts as per N.J.S.A. 40A:11-3)(a) and (c); and

WHEREAS, the Rahway Valley Sewerage Authority does not have nor is it required to have a "Qualified Purchasing Agent (QPA)" on its staff, thus not having a QPA requires

the Authority to comply with the "Lower Bid Threshold" laws.

NOW, THEREFORE, BE IT RESOLVED by the Commissioners of the Rahway Valley Sewerage Authority that:

1. The Executive Director or his/her designee shall obtain three quotations for any purchase in the amount of \$3,900.00 or greater unless an RFP or formal Bid was solicited for said item(s); and
2. Quotations may also be requested for amounts under \$3,900.00 when the Executive Director deems it advisable; all such quotations/purchases must be documented as to the specific reason for the quotation; and
3. The Executive Director or his/her designee is hereby authorized to approve the award of contracts for professional and/or extraordinary unspecifiable services when the aggregate contract amount will not exceed \$17,500.00; and
4. The Executive Director or his/her designee is hereby authorized to approve purchases for goods, services, materials and/or supplies (excluding professional and/or extraordinary unspecifiable services) when the aggregate purchase amount will not exceed \$26,000.00; and
5. All purchases shall be in compliance with NJ State Statutes, specifically N.J.S.A. 40A:11 and N.J.S.A. 19:44A-20.4 et. seq.; and
6. On a monthly basis, the Executive Director shall provide to the Board, a statement of expenses incurred or committed in each of the Operating, Building & Equipment and/or any other Funds; and
7. On a monthly basis, the Executive Director shall provide to the Board a statement of expenses incurred in each of the operating budget line items as well as all unexpended or uncommitted balances in those line items.

BE IT FURTHER RESOLVED by the Commissioners of the Rahway Valley Sewerage Authority that the amounts indicated in this resolution are set forth by the Governor of the State of NJ and further outlined in the NJ State Statues and will automatically increase when said Statutes are amended and approved by the Governor of NJ; and

BE IT FURTHER RESOLVED that the following purchases shall be brought before the Rahway Valley Sewerage Authority Board of Commissioners for action by the Commissioners:

1. All professional and extraordinary service contracts that are in excess of \$17,500.00; and
2. All Bids and or purchases that are in excess of \$26,000.00; and

3. Any and all other contracts that the Commissioners deem necessary or request to have brought before them for formal action.

BE IT FURTHER RESOLVED that all appropriate Authority officials, professionals and personnel are authorized to prepare those documents and perform those tasks that will affect the purposes of this Resolution; and

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately; and

BE IT FURTHER RESOLVED that this Resolution shall supersede all previous resolutions regarding this matter.

The following Resolution #10-53 was offered by Mr. Chin, on motion of Mr. Chin, seconded by Mr. Murphy and approved by those present with the exception of Mr. Sefranka who voted against. Mrs. Abram, Mr. Luban and Mr. Mazzarella were absent.

#### RESOLUTION #10-53

WHEREAS, the Rahway Valley Sewerage Authority previously approved Resolutions #03-89, #07-16, #07-23 and #09-23, #09-31, #09-32, #09-44, #09-46, #09-51, #09-62, #08-80, #09-08, #09-17, #09-23, #09-32, #09-41, #09-49, #09-58, #09-60, #09-64, #09-70, #09-95, #10-05, #10-10, #10-13, #10-37, #10-45 and related Agreements for Contract #105-C, for the purpose of engaging Consolidated Construction Management Services (CCMS), for Professional Services specifically to serve as the Construction Manager on Contract #105-Cogeneration/Sludge Drying Facility; and

WHEREAS, the Authority has determined that there is a need to amend this agreement; and

WHEREAS, CCMS engaged the firm Paulus, Sokolowski & Sartor (PS&S) as a subcontractor ("Subcontractor") to assist them on this contract; and

WHEREAS, CCMS submitted documentation reflecting the need for a contract extension and additional monies related to their work on Contract #105-C; and

WHEREAS, the additional amount to be authorized for this Contract is \$5,149.00; 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 Title 40A.

NOW, THEREFORE, BE IT RESOLVED by the Rahway Valley Sewerage Authority that the previously adopted Resolutions and related Agreements with CCMS in an

amount of \$2,708,994.98 be and are hereby amended to provide for the increased contract amount of \$5,149.00 resulting in an amended contract amount not to exceed \$2,714,143.98; and

BE IT FURTHER RESOLVED that CCMS shall be required to provide the Authority with monthly invoices which shall include supporting documentation for its services and the services of its Subcontractor; and

BE IT FURTHER RESOLVED, that the Authority will make payment to CCMS and its Subcontractor based upon the Authority’s analysis of the monthly submissions; 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.

**Bills and Claims**

Mr. Dierkes made a motion, seconded by Mr. Murphy, that the following bills and claims previously audited by the Finance Committee be ordered paid. The motion was approved by those present. Mrs. Abram, Mr. Luban and Mr. Mazzarella were absent.

**BUILDING & EQUIPMENT FUND**

<b>CHECK</b>	<b>DATE</b>	<b>VENDOR</b>	<b>ACCT/LINE#</b>	<b>AMOUNT</b>
2563	10/21/10	A&A INDUSTRIAL PIPING, INC.	140.7	11,867.80
2564	10/21/10	CONSTRUCTION CLAIMS GROUP	140.7	5,066.35
2565	10/21/10	CME ASSOCIATES	140.2	24,782.47
2566	10/21/10	CONSOLIDATED CONSTR. MGT.	140.7	2,236.42
2567	10/21/10	J.H. REID CONTRACTOR	140.2	60,599.28
2568	10/21/10	PAULUS, SOKOLOWSKI & SARTOR	140.2/7	31,944.97
2569	10/21/10	WEINER LESNIAK LLP	140.2/7	38,750.90

**Total Building & Equipment Fund Checks: 7**  
**Total Void Checks: 0**  
**Total Void Amount: \$0.00**  
**Total Amount Paid: \$175,248.19**

**OPERATING FUND MANUAL**

<b>CHECK</b>	<b>DATE</b>	<b>VENDOR</b>	<b>ACCT/LINE#</b>	<b>AMOUNT</b>
205	10/07/10	NJ STATE HEALTH BENEFITS	03/04	81,944.04

**Total Operating Fund Manual Checks: 1**  
**Total Void Checks: 0**  
**Total Void Amount: \$0.00**  
**Total Amount Paid: \$81,944.04**

**OPERATING FUND**

<b>CHECK</b>	<b>DATE</b>	<b>VENDOR</b>	<b>ACCT/LINE#</b>	<b>AMOUNT</b>
38163	09/28/10	RAHWAY VALLEY SEWERAGE AUTH.	01/02	235,810.70
38164	10/07/10	COMET CUSTOMS BROKERS, INC.	32	1,267.74
38165	10/07/10	PURCHASE POWER	48	62.53
38166	10/07/10	TRUMP TAJ MAHAL HOTEL	15/49	606.00
38167	10/21/10	A TOUCH OF ITALY	49	289.06
38168	10/21/10	ADP, INC.	03	176.24
38169	10/21/10	ADP, INC.	16	2,370.36
38170	10/21/10	ADVANCED SPECIALTY SALES	32	2,717.37
38171	10/21/10	ADVANTECH CORPORATION	32	6,817.00
38172	10/21/10	AERC RECYCLING SOLUTIONS	31	590.00
38173	10/21/10	AIRMATIC COMPRESSOR SYS.	32	317.35
38174	10/21/10	ALLIED FILTER COMPANY	32	527.40
38175	10/21/10	AMERICAN INDUSTRIAL SUPPLY	32	846.24
38176	10/21/10	AMERICAN WEAR	32	1,341.95
38177	10/21/10	ASSOCIATED AUTO PARTS	35	104.11
38178	10/21/10	BOWCO LABORATORIES, INC.	32	63.00
38179	10/21/10	JOHN BUONOCORE	31	279.50
38180	10/21/10	CANON BUSINESS SOLUTIONS	16	888.60
38181	10/21/10	CANON FINANCIAL SERVICES	16	264.21
38182	10/21/10	CASCADE WATER SERVICES	32	980.00
38183	10/21/10	CENTRAL BOILER REPAIR CO.	32	1,350.00
38184	10/21/10	CHARLES F. CONNOLLY DIST.	32	538.65
38185	10/21/10	CHROMATE INDUSTRIAL CORP.	32	207.50
38186	10/21/10	RAHWAY-UNITED WATER RESOURCES	33	12,232.72
38187	10/21/10	CLEAN AIR TECHNOLOGIES	32	5,600.00
38188	10/21/10	COGENT COMMUNICATIONS, INC.	27	1,336.33
38189	10/21/10	COSPER ENVIRONMENTAL SERVICES	41	800.00
38190	10/21/10	GEORGE S. COYNE CHEMICAL CO.	29	975.00
38191	10/21/10	D2L ASSOCIATES, INC.	42	3,720.00
38192	10/21/10	DAVID WEBER OIL COMPANY	32	1,467.75
38193	10/21/10	DELTA DENTAL OF NJ INC.	03	5,969.45
38194	10/21/10	PAUL DMYD	31	490.68
38195	10/21/10	ELECTRONIC DRIVES & CONTROLS	32	670.00
38196	10/21/10	ELIZABETHTOWN GAS	22	6,117.38
38197	10/21/10	EMEDCO INC.	31	229.17
38198	10/21/10	ENVIRONMENTAL COMPLIANCE	41	5,481.50
38199	10/21/10	ENVIRONMENTAL RESOURCE ASSOC.	40	597.00
38200	10/21/10	ELIZABETHTOWN GAS	22	16,594.86
38201	10/21/10	EXAMINETICS, INC.	31	1,395.00
38202	10/21/10	FEDEX	48	66.59
38203	10/21/10	FIRST CLASS AUTO GLASS	13	275.00
38204	10/21/10	FISHER SCIENTIFIC	40	2,871.46
38205	10/21/10	FLEXLINE	32	124.77
38206	10/21/10	GABRIEL DISC. TIRE CENTER	35	655.80
38207	10/21/10	ANTHONY GENCARELLI	15	74.00
38208	10/21/10	W.W. GRAINGER, INC.	32	1,666.17

<b>CHECK</b>	<b>DATE</b>	<b>VENDOR</b>	<b>ACCT/LINE#</b>	<b>AMOUNT</b>
38209	10/21/10	GARY W. GRAY TRUCKING, INC.	25/26	74,031.08
38210	10/21/10	GREAT LAKES ENVIRONMENTAL	41	374.42
38211	10/21/10	GREENBAUM, ROWE, SMITH	08	82.00
38212	10/21/10	HACH COMPANY	40	733.20
38213	10/21/10	HARRAHS CASINO HOTEL	15	218.00
38214	10/21/10	ROY HERMAN	31	89.99
38215	10/21/10	HESS CORPORATION	19	233,466.92
38216	10/21/10	INDUSTRIAL RUBBER COMPANY	32	435.60
38217	10/21/10	JDV EQUIPMENT CORPORATION	32	620.00
38218	10/21/10	LAB SAFETY SUPPLY, INC.	31/43	788.61
38219	10/21/10	LONGO ELECTRICAL-MECHANICAL	32	1,242.00
38220	10/21/10	MAFFEY'S SECURITY GROUP	32	121.00
38221	10/21/10	McELROY, DEUTSCH, MULVANEY	08	1,851.30
38222	10/21/10	MCMASTER-CARR SUPPLY CO.	32	376.21
38223	10/21/10	METALS USA	32	745.00
38224	10/21/10	MIDDLESEX WATER COMPANY	33	906.32
38225	10/21/10	MILLER MECHANICAL CORP.	32	2,052.00
38226	10/21/10	MINI TOOL SOLUTION LTD.	27	749.00
38227	10/21/10	PREDRAG MLADENOVIC	31	100.00
38228	10/21/10	MOTION INDUSTRIES, INC.	32	671.47
38229	10/21/10	MSI SERVICES, INC.	27	62.50
38230	10/21/10	NJ MANUFACTURERS INSURANCE	17	17,400.00
38231	10/21/10	NJ MOTOR VEHICLE COMMISSION	35	151.00
38232	10/21/10	NJ MOTOR VEHICLE COMMISSION	35	105.00
38233	10/21/10	NJ WATER ENVIRONMENT ASSOC.	31	763.00
38234	10/21/10	NORTHERN SAFETY CO., INC.	31	1,380.24
38235	10/21/10	NW FINANCIAL GROUP	09	127.50
38236	10/21/10	O'JOHNNIES, INC.	13	1,127.16
38237	10/21/10	OLSEN'S BRAKE SERVICE	35	953.00
38238	10/21/10	ONE CALL CONCEPTS, INC.	32	43.87
38239	10/21/10	PAULUS, SOKOLOWSKI & SARTOR	05/06	8,672.24
38240	10/21/10	PITNEY BOWES INC.	48	164.00
38241	10/21/10	PMK GROUP, INC.	08	380.00
38242	10/21/10	ROBERT POLTZ	27	159.95
38243	10/21/10	POLYDYNE INC.	23	33,898.00
38244	10/21/10	PSE&G COMPANY	19	380.72
38245	10/21/10	PSE&G COMPANY	19	58,118.34
38246	10/21/10	PUMPING SERVICES, INC.	32	9,800.00
38247	10/21/10	QC LABORATORIES	41	4,047.00
38248	10/21/10	RAHWAY ELECTRIC SUPPLY CO.	32	341.10
38249	10/21/10	RARITAN SUPPLY COMPANY	32	954.62
38250	10/21/10	RAHWAY VALLEY SEWERAGE AUTH.	01/02	242,813.11
38251	10/21/10	RVSA PETTY CASH	14	85.10
38252	10/21/10	ROBERT SAFCHINSKY	15	20.00
38253	10/21/10	SAFETY-KLEEN CORP.	32	418.67
38254	10/21/10	ANDREW SASSO	15	99.00
38255	10/21/10	SHALLCROSS BOLT & SPEC.	32	26.00

<b>CHECK</b>	<b>DATE</b>	<b>VENDOR</b>	<b>ACCT/LINE#</b>	<b>AMOUNT</b>
38256	10/21/10	SIMPLEX GRINNELL LP	31	2,102.00
38257	10/21/10	STANDARD INSURANCE COMPANY	03	2,091.74
38258	10/21/10	STAPLES CREDIT PLAN	18	7.62
38259	10/21/10	SUNBELT RENTALS	32	457.56
38260	10/21/10	MAHENDRA SURUJNATH	31	94.99
38261	10/21/10	JANET THEVENIN	15	113.85
38262	10/21/10	RICHARD P. TOKARSKI	04	579.00
38263	10/21/10	TRAVELERS	17	4,483.32
38264	10/21/10	UNISAFE INC.	31	404.40
38265	10/21/10	UNITED PARCEL SERVICE	48	265.85
38266	10/21/10	US ALARM & DETECTION SUPPLY	32	709.26
38267	10/21/10	US FILTER SIEMENS WATER TECH.	40	752.00
38268	10/21/10	U.S. HEALTHWORKS MEDICAL	50	252.00
38269	10/21/10	USA BLUEBOOK	32	295.55
38270	10/21/10	VERIZON CONFERENCING	11	118.50
38271	10/21/10	VERIZON	11/30	3,102.57
38272	10/21/10	VERIZON WIRELESS	11	809.45
38273	10/21/10	VISION SERVICE PLAN	03	1,262.66
38274	10/21/10	WEINER LESNIAK LLP	07	36,584.28
38275	10/21/10	921-GTS-WELCO	32	444.65
38276	10/21/10	WHITEMARSH CORPORATION	32	545.00
38277	10/21/10	WOODRUFF ENERGY	22	11,145.60
38278	10/21/10	YSI, INC.	40	176.00
38279	10/21/10	ZURICH NORTH AMERICA	17	2,636.00

**Total Operating Fund Checks: 117**  
**Total Void Checks: 0**  
**Total Void Amount: \$0.00**  
**Total Amount Paid: \$1,099,405.23**

**Total All Fund Checks: 125**  
**Total Void Checks: 0**  
**Total Void Amount: \$0.00**  
**Total Amount Paid: \$1,356,597.46**

<b>OPERATING FUND:</b>	<b>0-01</b>	<b>\$1,181,349.27</b>
<b>BUILDING &amp; EQUIPMENT FUND:</b>	<b>0-02</b>	<b><u>175,248.19</u></b>
<b>TOTAL ALL FUNDS:</b>		<b><u>\$1,356,597.46</u></b>

Mr. Dierkes 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 the documentation provided by Cipolla & Co. through Counsel did not provide adequate information.

After brief discussion, the Chairman called the vote. The motion was approved with the

exception of Mr. Sefranka. Mrs. Abram, Mr. Luban and Mr. Mazzarella were absent.

**BILLS & CLAIMS**

**BUILDING & EQUIPMENT FUND**

<b>CHECK</b>	<b>DATE</b>	<b>VENDOR</b>	<b>ACCT/LINE#</b>	<b>AMOUNT</b>
2562	10/21/10	CIPOLLA & COMPANY, LLC	140.2	135,000.00

**Total Building & Equipment Fund Checks: 1**

**Total Void Checks: 0**

**Total Void Amount: \$0.00**

**Total Amount Paid: \$135,000.00**

**TOTAL BUILDING & EQUIPMENT FUND 0-02 \$135,000.00**

**Open the Floor to the Public**

No one from the public wished to address the Board.

**Adjournment**

As there was no further business, on motion of Mr. Chin, seconded by Mr. Murphy, the meeting adjourned at 10:40 p.m. The motion was unanimously approved by those present.

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

JG/jg  
 Attachments