

RAHWAY VALLEY SEWERAGE AUTHORITY

Engineering Committee Meeting

Minutes

February 11, 2016

Commissioner Greet, Engineering Committee Chairman, called the meeting to order at 7:00 p.m.

Commissioner Greet 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 January 28, 2015 and again February 9, 2016.

If any member of this body believes that this meeting is being held in violation of the provisions of the Open Public Meetings Act, please state your objection and the reasons for same at this time.”

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

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

Roll Call

The following members were present:

Michael Furci	for the Township of Springfield
Stephen D. Greet	for the Borough of Garwood
Robert B. LaCosta	for the Township of Scotch Plains
Louis C. Lambe	for the Township of Cranford
Richard J. LoForte	for the Borough of Kenilworth
Frank G. Mazzarella	for the Township of Clark
Robert Rachlin	for the City of Rahway
Scott L. Thompson	for the Township of Woodbridge
John J. Tomaine	for the Borough of Mountainside

The following members were absent:

Allen Chin	for the Town of Westfield
Charlene Storey	for the Borough of Roselle Park

The following were also present:

James J. Meehan	Executive Director
Robert J. Materna	Secretary-Treasurer
Joanne Grimes	Purchasing Agent / Office Manager
Howard Matteson, PE	Cons. Engineer, CDM Smith, Inc.
Dennis A. Estis, Esq.	General Counsel, Greenbaum, Rowe, Smith & Davis
John Buonocore	Chief Engineer
Dan Ward	Superintendent
Anthony Gencarelli	Manager of Regulatory Compliance

New Business**Contract #105F – Cogeneration Litigation**

Counsel to discuss recent activity on this matter in Closed Session. Mr. Meehan noted that the mediation is scheduled for March 4th.

Contract #173 – Codigestion/Liquid Waste

Proposals for a Public Private Partnership to Design, Build and Administer a Liquid Waste Receiving Enterprise were received in 2015. We are continuing review and consideration of the Proposals that were received. This matter may be discussed further, in Closed Session.

TWA - Cranford

The Authority received a Treatment Works Application (TWA) from the Township of Cranford for the relocation of 974 lf of 8” sanitary sewer on Riverside Drive and Claremont Place in the Township of Cranford. The relocated sewer will serve the reconnection of 9 existing single family homes as well as 7 homes located upstream. Total anticipated flow from this connection is 4800 gpd (.0048 mgd). The application was reviewed by John Buonocore, Chief Engineer, who found it to be in order and recommends endorsement.

Monthly Reports

The Operations, Engineering Bills & Claims, Litigation Cost reports, have been received and were distributed to the Commissioners.

Excess Flow Hearings

Excess Flow Hearings were held January 14, 2016 for Clark, Scotch Plains and Springfield regarding their exceedances in the 2015 flow year. Deliberations regarding action the Board may take will be held during closed session.

Engineering Bills:

Contractor	Contract Number	Contract Name	Invoice Amount
CDM Smith	1507	Consulting Engineer Retainer - December 2015	1,289.00
	171	Digester Gas Cleaning System - December 2015	1,395.00
	175	Digester Lids Replacement & Waste Gas Burner - December 2015	9,589.00
Greenbaum, Rowe, Smith	1601	Retainer - January 2016	792.00
	1501	General Counsel - December 2015	1,705.30
	1501	US Healthworks - December 2015	375.00
	1501	RVSA vs JH Reid - December 2015	2,815.20
Hawkins, Delafield & Wood	1504-B	Special Counsel - RFP for Food Waste - December 2015	4,305.00
J&M Quality Contracting	174	Construction of Admin. Bldg. Lower Level Renovations - January 2016	68,591.42

Report of Consulting Engineer

Howard Matteson of CDM Smith, Inc. submitted the following report covering the period of January 2016.

ENGINEERING SERVICES SUMMARY**A. Retainer Services**

During the period, CDM Smith prepared the monthly report and attended the Engineering Committee meeting report for January 2016.

CDM Smith also completed and delivered the 2015 Annual Inspection Report to RVSA.

B. Miscellaneous Engineering Services

No activity during the period.

C. Biosolids Hauling and Reuse Contract Assistance

No activity during the period.

D. Digester Gas Treatment System Design – Construction Services

During the period, CDM Smith performed the following:

- Participated in a progress meeting with RVSA and DEP staff

Mr. Matteson indicated that the project is a few weeks behind schedule, however, noted that the work continues to move forward.

E. Digester Covers and Waste Gas Burner Replacement – Design, Bidding, and Construction

During the period, CDM Smith performed the following:

- Continued to coordinate with the NJDEP with regard to the Title V permit modification.
- Coordinated with staff regarding Building Department permit with City of Rahway.

F. Energy Audit

During the period, CDM Smith performed the following:

- Performed field inspection of RVSA facilities.
- Began analysis of data and evaluation of Energy Conserving and Retrofit Measures.

Report of General Counsel

Greenbaum Rowe Smith & Davis submitted the following report covering the period from January 14, 2016 through February 11, 2016.

1. GeneralA. Flow Rights

This evening we will be reviewing the results of the hearings held in January and deliberating as to what, if any, flow rights rental charges are to be assessed. As it relates to Clark's exceedances and the separate 1994 Settlement Agreement with Clark, we are still waiting submission by Clark of copies of the underlying documents referenced in Clark's letter to the effect that Clark is satisfying its obligations under the 1994 Settlement Agreement.

B. Treatment of Organic Waste

No change.

C. Local Contracts Law

We were asked to review a Mass Communication Contract which we did and made some minor suggestions for revisions.

D. OPRA

No change.

E. US Healthworks

Our consultant is satisfied as it relates to the tanks on the property itself. Notwithstanding the fact that Quala had agreed to allow the environmental consultant for US Healthworks to review the purpose of the wells and efforts to remediate the site and adjoining areas, we are still waiting to receive the results from Quala's consultant. We had a conference call with regard to this subject today and will discuss in closed session. See Subsection F below.

F. QDI Monitoring

With one exception, we have reached agreement as to the terms of the Access Agreement permitting Quala's environmental engineer to install wells on RVSA's property. We have again emphasized the need for Quala to provide all information regarding contamination and its remediation.

2. Co-Generation Facility

The mediation session is now scheduled to be held on March 4, 2016. As of this time, there are no discussions that need to be conducted in closed session.

3. S-848

As previously reported, S-72 died at the end of legislative session in early January. The bill, with most of the suggested changes by AEA, was reintroduced as S-848. The bill was under consideration by the Senate State Government, Wagering, Tourism and Historic Preservation Committee this past Monday, February 8th.

Report of Litigation Counsel

No report.

Mr. Matteson left the meeting at this time, 7:22 p.m.

Closed Session

Mr. LaCosta made a motion, seconded by Mr. Tomaine, to go into Closed Session at this time, 7:23 p.m. to discuss pending and or anticipated legal matters based on Attorney/Client privilege. (Contract #105 Litigation/Mediation, Contract #173 PPP). The motion was approved by those present. Mr. Chin and Mrs. Storey were absent.

Mr. Tomaine made a motion, seconded by Mr. Rachlin, to return to the Regular Order of Business at 8:22 p.m. The motion was approved by those present. Mr. Chin and Mrs. Storey were absent.

Adjournment

As there was no further business, on motion of Mr. Thompson, seconded by Mr. Rachlin, the meeting adjourned at 8:23 p.m. The motion was approved by those present.

Chairman

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