

RAHWAY VALLEY SEWERAGE AUTHORITY

Engineering Committee Meeting

Minutes

May 12, 2016

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

Commissioner LaCosta 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, 2016 and again May 5, 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 requests 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

The following members were absent:

Allen Chin	for the Town of Westfield
Michael Connelly	for the Borough of Roselle Park
John J. Tomaine	for the Borough of Mountainside

The following were also present:

James J. Meehan	Executive Director
Robert J. Materna	Secretary-Treasurer
Joanne Grimes	Purchasing Agent / Office Manager / Board Sec.
Howard Matteson	Consulting Engineer, CDM Smith
Dennis A. Estis, Esq.	General Counsel, Greenbaum, Rowe, Smith
Maja Obradovic, Esq.	Greenbaum, Rowe, Smith & Davis
Donna Corris	Human Resource Manager
Dan Ward	Superintendent
John Buonocore	Chief Engineer
Anthony Gencarelli	Mgr. of Regulatory Compliance

The following were also present (Cont'd.):

Andrew Sasso	Operations Manager
Doug Reno	Biosolids Energy Supervisor
Thomas Watters	RVSA Union Employee
Cisco Rivera	RVSA Union Employee
Riley Blake	RVSA Union Employee
Tyrone Johnson	USW Representative

New Business

Contract #105 – Cogeneration Litigation

Various sub-contracts (some closed out, some pending). This matter will be discussed under Closed Session.

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.

Purchase of Property

Counsel is still negotiating the terms of a contract to purchase the property located at 1044 East Hazelwood Avenue, Rahway, NJ. This matter will be discussed under Closed Session.

TWSC - Mountainside

The Authority received a Treatment Works Sewer Connection application (TWSC) from the Borough of Mountainside on behalf of Capital Seniors Housing for an Assisted Living Facility to at 1050 Springfield Avenue in Mountainside. The application is for the construction of a 79-one bedroom unit facility which will connect into an existing sewer line, with an anticipated discharge of 7900 gpd (.00790 mgd). The application was reviewed by John Buonocore, Chief Engineer, who found it to be in order and recommends endorsement. The Committee recommends approval.

Monthly Reports

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

Contract #1626 – Third Party Electric Supply

At the April meeting, the Board authorized the staff to solicit bids through EMEX and an online auction process for third party electric supply, and authorized me to execute a contract on behalf of the Authority. On April 21, 2016, an auction was held. Based on the bids received during the auction process, the staff discussed the various options and we chose to take the low bid from Direct Energy Business of Pittsburgh, PA at a price of \$0.04573/kWh for a two year period. I signed the contract as authorized and action will be on the regular meeting agenda to ratify the award of this contract.

Contract #1627 – Caterpillar Engine Service Contract

The Authority is desirous of engaging CAT Foley of Piscataway, NJ, who is the local authorized representative for Caterpillar Engines. The National Joint Power Alliance (NJPA) solicited bids for Contract #080613, for electrical energy generation equipment with related accessories, service and supplies. Caterpillar was awarded the contract. The contract offers a 5% discount on all parts and labor. CAT Foley's base rate is \$196.00/hr less 5% or \$186.20/per hr. They have provided a price list for the parts most frequently purchased by the Authority and have advised that they will provide access to their online parts price list. The Authority has spent approximately \$35,000.00 since January 1, 2016. NJ Local Public Contracts law dictates that any purchase in excess of \$40,000.00 must be bid. As we are members of NJPA, we are seeking to utilize their contract for the remainder of 2016 in an amount not to exceed \$100,000.00. If the board concurs, action will be on the agenda.

Report of Consulting Engineer

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

A. Retainer Services

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

B. Miscellaneous Engineering Services

During the period, CDM Smith performed the following:

- Began preparation of the Asset Management Plan for the Digester Gas Treatment System project.

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 system startup with facility staff.
- Prepared responses to Requests for Information and reviewed shop drawings.

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 DEP with regard to the Title V permit modification.

F. Energy Audit

During the period, CDM Smith performed the following:

- Finalized the Draft Energy Audit Report and began preparing it for submittal to RVSA.

Report of General Counsel

Greenbaum Rowe Smith & Davis submitted the following report covering the period from April 21, 2016 through May 12, 2016:

1. General**A. Flow Rights**

The Scotch Plains Resolution, which was tabled for two (2) months, no longer requires any action since it has been determined that there was a problem with one of the meters. That problem has presumably now been corrected. As it relates to Clark's exceedances and its 1994 Settlement Agreement, Clark has provided a copy of the \$800,000 Bond Ordinance, which took effect last month. The staff and I recently had discussions with Mountainside relating to sale and lease of flow rights. I am researching whether flow rights can be leased.

B. Treatment of Organic Waste

No change.

C. Local Contracts Law/Open Public Meetings Act

I researched a question related to Rice Notice and attendance at closed meetings of personnel.

D. US Healthworks

At last month's meeting, a resolution was approved authorizing the purchase of the property subject to the General Counsel and the Executive Director agreeing on a few final terms still that need to be resolved. We are still waiting to hear back from the Seller.

E. ODI Monitoring

The Access Agreement permitting Quala's environmental engineer to install wells on RVSA's property has been signed by all parties.

2. Co-Generation Facility

The Commissioners adopted a resolution last month authorizing settlement of the claims between PS&S, KeySpan and The Authority. Issues have been raised concerning certain conditions requested by PS&S and we still have not resolved those issues. We will discuss this in closed session.

3. S-848

No change.

4. Rahway Billing

Earlier this week I sent a letter to Brian Hak, Rahway’s attorney, asking that he advise the Authority as to what Rahway is doing in response to our letter relating to billing.

Report of Litigation Counsel

No report.

Mr. Matteson, Mr. Johnson, Mr. Gencarelli, Mr. Sasso, Mr. Reno, Mr. Riley, Mr. Watters, and Mr. Rivera left the meeting at this time, 7:30 p.m.

Closed Session

Mr. Thompson made a motion, seconded by Mr. Chin, to go into Closed Session at this time, 7:30 p.m. to discuss pending and or anticipated legal matters based on Attorney/Client privilege. (Contract #105 Litigation/Mediation, and property acquisition). The motion was approved by those present. Mr. Chin, Mr. Connelly, and Mr. Tomaine were absent.

Mr. Greet made a motion, seconded by Mr. Thompson, to return to the Regular Order of Business at 7:37 p.m. The motion was approved by those present. Mr. Chin, Mr. Connelly, and Mr. Tomaine were absent.

Adjournment

As there was no further business, on motion of Mr. Greet, seconded by Mr. Lambe, the meeting adjourned at 7:38 p.m. The motion was approved by those present.

Chairman

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

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