

MINUTES OF THE 771st MEETING
 THE SOMERSET RARITAN VALLEY SEWERAGE AUTHORITY
 November 22, 2010

Minute 1 - Opening of Meeting

The 771st Meeting of the Somerset Raritan Valley Sewerage Authority was called to order at 7:30 P.M. by the Chairman, Roger Guttschall.

Minute 2 - Open Public Meetings Announcement - Executive Director

The Open Public Meetings Announcement was read by Glen D. Petruski.

Minute 3 - Roll Call

<u>Present</u>	<u>Absent</u>		<u>Present</u>	<u>Absent</u>	
<u>X</u>	_____	Arthur Quade	_____	<u>X</u>	Peter Van Riper
<u>X</u>	_____	Alessandro Fischetti, Jr.	_____	<u>X</u>	Robert McCray
<u>X</u>	_____	Edward J. Machala	<u>X</u>	_____	Joseph J. Lifrieri
_____	<u>X</u>	Philip Petrone	_____	<u>X</u>	William A. Poch, Sr.
_____	<u>X</u>	Peter F. Stires	<u>X</u>	_____	Gail Quabeck
_____	<u>X</u>	Alvin Florey	<u>X</u>	_____	Kenneth Lee
<u>X</u>	_____	Herbert Vollers	<u>X</u>	_____	Roger Guttschall

Professional Staff

<u>X</u>	_____	Glen D. Petruski, Executive Director
<u>X</u>	_____	John S. Thompson, Plant Superintendent
<u>X</u>	_____	James L. Brandes, P.E., CDM, Consulting Engineer
<u>X</u>	_____	Joseph J. Maraziti, Jr., Esq. MFH, General Counsel
<u>X</u>	_____	Ronald Anastasio, P.E., Assistant Executive Director/Facility Engineer
<u>X</u>	_____	Norma A. Smullen, Office/Human Resources Manager
<u>X</u>	_____	Peter Wozniak, Chief Financial Officer

Others

Minute 4 - Pledge of Allegiance

All in attendance saluted the flag.

Minute 5 - Approval of Minutes

a. 770th Meeting - October 25, 2010 - Regular Session

Upon motion of Mr. Lifrieri, second of Mr. Machala, the Minutes of the 770th Meeting (Regular Session) were approved by the following roll call vote:

Arthur Quade	Yes	Peter Van Riper	Absent
Alessandro Fischetti, Jr.	Yes	Robert McCray	Absent
Edward J. Machala	Yes	Joseph J. Lifrieri	Yes
Philip Petrone	Absent	William A. Poch, Sr.	Absent
Peter F. Stires	Absent	Gail Quabeck	Yes
Alvin Florey	Absent	Kenneth Lee	Yes
Herbert Vollers	Abstain	Roger Guttschall	Yes

A copy of the Minutes are attached hereto and made part of the Official Minutes.

b. 770th Meeting - October 25, 2010 - Closed Session

Upon motion of Mr. Quade, second of Mr. Machala, the Minutes of the 770th Meeting (Closed Session) were approved by the following roll call vote:

Arthur Quade	Yes	Peter Van Riper	Absent
Alessandro Fischetti, Jr.	Yes	Robert McCray	Absent
Edward J. Machala	Yes	Joseph J. Lifrieri	Yes
Philip Petrone	Absent	William A. Poch, Sr.	Absent
Peter F. Stires	Absent	Gail Quabeck	Yes
Alvin Florey	Absent	Kenneth Lee	Yes
Herbert Vollers	Abstain	Roger Guttschall	Yes

A copy of the Minutes are attached hereto and made part of the Official Minutes.

Minute 6 - Public Hearing(s) - (Including Public Notice/Support Information)

a. Public Hearing - To Establish A New Rate of \$1,906.00/EDU For The Authority's Connection Fee

Upon motion of Ms. Quabeck, second of Mr. Lifrieri the Public Hearing was Opened by the following roll call vote:

Arthur Quade	Yes	Peter Van Riper	Absent
Alessandro Fischetti, Jr.	Yes	Robert McCray	Absent
Edward J. Machala	Yes	Joseph J. Lifrieri	Yes
Philip Petrone	Absent	William A. Poch, Sr.	Absent
Peter F. Stires	Absent	Gail Quabeck	Yes
Alvin Florey	Absent	Kenneth Lee	Yes
Herbert Vollers	Yes	Roger Guttschall	Yes

Upon motion of Mr. Machala, second of Mr. Vollers, the Public Hearing was Closed by the following roll call vote:

Arthur Quade	Yes	Peter Van Riper	Absent
Alessandro Fischetti, Jr.	Yes	Robert McCray	Absent
Edward J. Machala	Yes	Joseph J. Lifrieri	Yes
Philip Petrone	Absent	William A. Poch, Sr.	Absent
Peter F. Stires	Absent	Gail Quabeck	Yes
Alvin Florey	Absent	Kenneth Lee	Yes
Herbert Vollers	Yes	Roger Guttschall	Yes

- b. Res. No. 10-1122-1 - Resolution Of The Somerset Raritan Valley Sewerage Authority Recalculating Connection Fees In Accordance With The Provisions of N.J.S.A. 40:14A-8 (b) and the 1958 Service Agreement

Upon motion of Ms. Quabeck, second of Mr. Quade, the above resolution was approved by the following roll call vote:

Arthur Quade	Yes	Peter Van Riper	Absent
Alessandro Fischetti, Jr.	Yes	Robert McCray	Absent
Edward J. Machala	Yes	Joseph J. Lifrieri	Yes
Philip Petrone	Absent	William A. Poch, Sr.	Absent
Peter F. Stires	Absent	Gail Quabeck	Yes
Alvin Florey	Absent	Kenneth Lee	Yes
Herbert Vollers	Yes	Roger Guttschall	Yes

A copy of the resolution is attached hereto and made part of the Official Minutes.

- c. Public Hearing - To Adopt The Authority Approved Fiscal Year 2011 Budget

Upon motion of Mr. Lifrieri, second of Mr. Vollers, the Public Hearing was Opened by the following roll call vote:

Arthur Quade	Yes	Peter Van Riper	Absent
Alessandro Fischetti, Jr.	Yes	Robert McCray	Absent
Edward J. Machala	Yes	Joseph J. Lifrieri	Yes
Philip Petrone	Absent	William A. Poch, Sr.	Absent
Peter F. Stires	Absent	Gail Quabeck	Yes
Alvin Florey	Absent	Kenneth Lee	Yes
Herbert Vollers	Yes	Roger Guttschall	Yes

Upon motion of Mr. Quade, second of Mr. Lifrieri, the Public Hearing was Closed by the following roll call vote:

Arthur Quade	Yes	Peter Van Riper	Absent
Alessandro Fischetti, Jr.	Yes	Robert McCray	Absent
Edward J. Machala	Yes	Joseph J. Lifrieri	Yes

Philip Petrone	Absent	William A. Poch, Sr.	Absent
Peter F. Stires	Absent	Gail Quabeck	Yes
Alvin Florey	Absent	Kenneth Lee	Yes
Herbert Vollers	Yes	Roger Guttschall	Yes

- d. Res. No. 10-1122-2 - Resolution Adopting The Authority Fiscal Year 2011 Budget

Upon motion of Mr. Lee, second of Mr. Lifrieri, the above resolution was approved by the following roll call vote:

Arthur Quade	Yes	Peter Van Riper	Absent
Alessandro Fischetti, Jr.	Yes	Robert McCray	Absent
Edward J. Machala	Yes	Joseph J. Lifrieri	Yes
Philip Petrone	Absent	William A. Poch, Sr.	Absent
Peter F. Stires	Absent	Gail Quabeck	Yes
Alvin Florey	Absent	Kenneth Lee	Yes
Herbert Vollers	Yes	Roger Guttschall	Yes

A copy of the resolution is attached hereto and made part of the Official Minutes.

Minute 7 - Public Participation - Seeing no one from the Public, the Public Participation portion of the meeting was Closed.

Minute 8 - Resolutions for Consideration and Possible Formal Action

- a. Res. No. 10-1122-3 - Sewer Extension - Willow Walk; Block 31, Lots 6, 7 & 14; 422 Unit Active Adult Community; Borough of Raritan

Upon motion of Mr. Machala, second of Mr. Fischetti, the above resolution was approved by the following roll call vote:

Arthur Quade	Yes	Peter Van Riper	Absent
Alessandro Fischetti, Jr.	Yes	Robert McCray	Absent
Edward J. Machala	Yes	Joseph J. Lifrieri	Yes
Philip Petrone	Absent	William A. Poch, Sr.	Absent
Peter F. Stires	Absent	Gail Quabeck	Yes
Alvin Florey	Absent	Kenneth Lee	Yes
Herbert Vollers	Yes	Roger Guttschall	Yes

A copy of the resolution is attached hereto and made part of the Official Minutes.

- b. Res. No. 10-1122-4 - Resolution Authorizing The Wire Transfer Of Funds From TD Bank SRVSA Connection Fee Account To The TD Bank Construction Checking Account In The Amount Of (\$200,000) For The Short Term Loan Of Funds Necessary To Pay For Implementation Of Various Capital Projects

Upon motion of Mr. Machala, second of Mr. Lee, the above resolution was approved by the following roll call vote:

Arthur Quade	Yes	Peter Van Riper	Absent
Alessandro Fischetti, Jr.	Yes	Robert McCray	Absent
Edward J. Machala	Yes	Joseph J. Lifrieri	Yes
Philip Petrone	Absent	William A. Poch, Sr.	Absent
Peter F. Stires	Absent	Gail Quabeck	Yes
Alvin Florey	Absent	Kenneth Lee	Yes
Herbert Vollers	Yes	Roger Guttschall	Yes

A copy of the resolution is attached hereto and made part of the Official Minutes.

Minute 9 - Board Committees

a. Chairperson

- (1) Appointment of Nominating Committee to make recommendation of Authority officers for 2011

Mr. Guttschall appointed the following Board Members to serve on the Nominating Committee: Chairman: William A. Poch
Members: Alessandro Fischetti
Philip Petrone
Peter Van Riper

- (2) Review and discussion of services provided by Authority's Professional Staff (**CLOSED SESSION**)
(a) Res. No. 10-1122-5 - Resolution Authorizing Fair And Open Process To Receive Proposals For Professional Services (**OPEN SESSION**)

Upon motion of Ms. Quabeck, second of Mr. Machala, the above resolution was approved by the following roll call vote:

Arthur Quade	Yes	Peter Van Riper	Absent
Alessandro Fischetti, Jr.	Yes	Robert McCray	Absent
Edward J. Machala	Yes	Joseph J. Lifrieri	Yes
Philip Petrone	Absent	William A. Poch, Sr.	Absent
Peter F. Stires	Absent	Gail Quabeck	Yes
Alvin Florey	Absent	Kenneth Lee	Yes
Herbert Vollers	Yes	Roger Guttschall	Yes

A copy of the resolution is attached hereto and made part of the Official Minutes.

- b. Reminder - December Board Meeting
Thursday, December 16, 2010

Minute 10 - Reports

- (1) Outfall Relocation Project - Tunnel Project
 - (a) Report and recommendation concerning the need to increase amount of funding for the purchase and placement of additional grout for the Outfall Relocation Tunnel

Mr. Anastasio reported that the grouting was finished and that the tunneling was to begin on the Tuesday after the Thanksgiving holiday. They were waiting until then because once the tunneling begins the contractor works around the clock and they did not want to have employees working on the holiday.

He discussed the removal of the groundwater and that there was more than anticipated. Due to the amount of groundwater removed, the amount of grout needed to fill the space left was also greater than anticipated, needing 78,000 lbs rather than the expected 65,000 lbs. There was an anticipation of 3 passes with grout but it ended up being 4 passes. Mr. Anastasio explained that the dewatering process creates settlement of the soil and that is why we had to do the extra grouting. The soil at the end of the embankment was more porous than anticipated but the end result of the grouting was successful and has created more stability for the tunneling work. Performing the work to higher standards than were originally specified showed the railroad our desire to work with them and created a very positive atmosphere between all parties involved.

Mr. Petrauski asked Mr. Anastasio to touch on the topic of the interaction between the railroad and our engineers. Mr. Anastasio stated that the engineers and the railroad representatives have developed good relations. The railroad sees the efforts put forth to work in conjunction with each other and that their thresholds have not only been met but exceeded in an effort to get this job done to the satisfaction of all parties. As a result there has been a complete reversal of attitudes from the railroad and this has developed a level of trust based on the commitment of the engineers and the SRVSA.

Further discussion ensued regarding the de-watering and settling of soil. Mr. Anastasio stated that Remsco plans to be finished with the tunneling by Christmas. Mr. Maraziti added that the good relations we have fostered with the railroad has saved the Authority a lot of legal expenses.

- (b) Report and recommendation regarding need to increase additional funding for construction assistance from Jenny Engineering Corporation on the Outfall Relocation Project-Tunnel

Mr. Anastasio continued with the discussion stating that since the grouting took more time and money than anticipated we are asking for additional funding for Jenny Engineering, who were instrumental in keeping this project on track and building a relationship with the railroad.

[1] Res. No. 10-1122-6 - Resolution
 Authorizing Additional Funding To Jenny
 Engineering Corp. For Professional
 Services For The Monitoring Of the
 Tunnel Construction And Track Settlement

Upon motion of Ms. Quabeck, second of Mr. Machala, the above resolution was approved by the following roll call vote:

Arthur Quade	Yes	Peter Van Riper	Absent
Alessandro Fischetti, Jr.	Yes	Robert McCray	Absent
Edward J. Machala	Yes	Joseph J. Lifrieri	Yes
Philip Petrone	Absent	William A. Poch, Sr.	Absent
Peter F. Stires	Absent	Gail Quabeck	Yes
Alvin Florey	Absent	Kenneth Lee	Yes
Herbert Vollers	Yes	Roger Guttschall	Yes

A copy of the resolution is attached hereto and made part of the Official Minutes.

(2) Update on repairs to Incinerator No.2

Mr. Thompson stated that the contractor had started work. CBE had reported to the Authority that the upper gas seal failed and we would need a change order to replace it at an estimated cost of \$14,000. He added that work was more than half-way finished on the refractor. Mr. Guttschall asked about the estimated completion date and Mr. Thompson responded that it was estimated the work would be done by the end of February or the beginning of March.

Mr. Petruski talked about Incinerator No. 2 design and that it is due for rehabilitation. We are currently pursuing funding through the NJEIT. He talked to the new director of the trust. There have been changes in the Trust but we are not anticipating problems with the funding. We are currently expecting to go with the scheduled bid date of August. We are working on firming up the amount needed, rounding up to between \$4M and \$5M.

(3) Update on status of design, upgrading and
 rebuilding of Incinerator No. 1

Mr. Petruski stated that onces we have Incinerator No. 2 up and running we will address an upgrade of Incinerator No.1.

- (4) Review and discussion of revised settlement with Pfizer/Wyeth regarding carbon units (**CLOSED SESSION) NEGOTIATIONS**)
 - (5) Update on status of litigation with Carbro Constructors Corp. (**CLOSED SESSION) LITIGATION**)
 - (6) Update & discussion regarding insurance claim for repairs to Incinerator No. 2 (**CLOSED SESSION**)
- b. Engineer/Consultants
- (1) James L. Brandes, P.E. (CDM) Engineer's Report for November - Engineer Brandes did not have anything additional to report.
- c. Attorney - Joseph J. Maraziti, Jr., Esq., Maraziti, Falcon & Healey, LLP
- d. Department Reports
- (1) Operations
 - (2) Laboratory
 - (3) Maintenance/Electrical
 - (4) Special Projects
- e. Facility Engineer Reports
- (1) Capacity Allocation
 - (2) Capacity Assurance
 - (3) Monthly Flow Report
 - (4) Facility Engineer's Monthly Report
- f. Budget Reports

No comments on the above referenced reports.

Minute 11 - Communications

No comments regarding communications.

Minute 12 - Payroll (Res. No. 10-1122-7)

Upon motion of Ms. Quabeck, second of Mr. Lifrieri, the above resolution was approved by the following roll call vote:

Arthur Quade	Yes	Peter Van Riper	Absent
Alessandro Fischetti, Jr.	Yes	Robert McCray	Absent
Edward J. Machala	Yes	Joseph J. Lifrieri	Yes
Philip Petrone	Absent	William A. Poch, Sr.	Absent
Peter F. Stires	Absent	Gail Quabeck	Yes
Alvin Florey	Absent	Kenneth Lee	Yes
Herbert Vollers	Yes	Roger Guttschall	Yes

A copy of the resolution is attached hereto and made part of the Official Minutes.

Minute 13 - Cancellation of Checks - None

Minute 14 - Bills (Res. No. 10-1122-8)

Upon motion of Mr. Machala, second of Mr. Lifrieri, the above resolution was approved by the following roll call vote:

Arthur Quade	Yes	Peter Van Riper	Absent
Alessandro Fischetti, Jr.	Yes	Robert McCray	Absent
Edward J. Machala	Yes	Joseph J. Lifrieri	Yes
Philip Petrone	Absent	William A. Poch, Sr.	Absent
Peter F. Stires	Absent	Gail Quabeck	Yes
Alvin Florey	Absent	Kenneth Lee	Yes
Herbert Vollers	Yes	Roger Guttschall	Yes

A copy of the resolution is attached hereto and made part of the Official Minutes.

Minute 15 - Motion to Adjourn to Closed Session

Upon motion of Mr. Lifrieri, second of Mr. Vollers, the Meeting was adjourned to Closed Session to discuss negotiation and litigation issues at 7:58P.M by the following roll call vote:

Arthur Quade	Yes	Peter Van Riper	Absent
Alessandro Fischetti, Jr.	Yes	Robert McCray	Absent
Edward J. Machala	Yes	Joseph J. Lifrieri	Yes
Philip Petrone	Absent	William A. Poch, Sr.	Absent
Peter F. Stires	Absent	Gail Quabeck	Yes
Alvin Florey	Absent	Kenneth Lee	Yes
Herbert Vollers	Yes	Roger Guttschall	Yes

Minute 16 - Closed Session

Minute 17 - Motion to Reconvene in Open Session

Upon motion of Ms. Quabeck, second of Mr. Vollers, the meeting was reconvened in Regular Session at 8:30 P.M. by the following roll call vote:

Arthur Quade	Yes	Peter Van Riper	Absent
Alessandro Fischetti, Jr.	Yes	Robert McCray	Absent
Edward J. Machala	Yes	Joseph J. Lifrieri	Yes
Philip Petrone	Absent	William A. Poch, Sr.	Absent
Peter F. Stires	Absent	Gail Quabeck	Yes
Alvin Florey	Absent	Kenneth Lee	Yes
Herbert Vollers	Yes	Roger Guttschall	Yes

Minute 18 - Adjournment

Upon motion of Mr. Vollers, second of Mr. Machala, the meeting was adjourned at 8:30 P.M. by the following roll call vote:

Arthur Quade	Yes	Peter Van Riper	Absent
Alessandro Fischetti, Jr.	Yes	Robert McCray	Absent
Edward J. Machala	Yes	Joseph J. Lifreri	Yes
Philip Petrone	Absent	William A. Poch, Sr.	Absent
Peter F. Stires	Absent	Gail Quabeck	Yes
Alvin Florey	Absent	Kenneth Lee	Yes
Herbert Vollers	Yes	Roger Guttschall	Yes