

MINUTES OF THE 781st MEETING
 THE SOMERSET RARITAN VALLEY SEWERAGE AUTHORITY
 September 26, 2011
 (Meeting Rescheduled to October 3, 2011)

Minute 1 - Opening of Meeting

The 781st 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 - Assistant Executive Director/Facility Engineer

The Open Public Meetings Announcement was read by Ronald Anastasio

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Minute 3 - Roll Call

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

Professional Staff

<u> </u>	<u>X</u>	Glen D. Petrauski, Executive Director
<u>X</u>	<u> </u>	John S. Thompson, Plant Superintendent
<u>X</u>	<u> </u>	James L. Brandes, P.E., CDM, Consulting Engineer
<u>X</u>	<u>7:43</u>	Joseph J. Maraziti, Jr., Esq. MFH, General Counsel
<u>X</u>	<u> </u>	Ronald Anastasio, P.E., Assist. Exec. Dir./Facility Engineer
<u>X</u>	<u> </u>	Norma A. Smullen, Office/Human Resources Manager
<u>X</u>	<u> </u>	Peter Wozniak, Chief Financial Officer

Others

Minute 4 - Pledge of Allegiance

All in attendance saluted the flag.

Minute 5 - Approval of Minutes

- a. 780th Meeting - August 22, 2011 - Regular Session
(Meeting Rescheduled to August 29, 2011)

Upon motion of Mr. Van Riper, second of Mr. Stires, the Minutes of the 780th Meeting (Regular Session) were approved by the following roll call vote:

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

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

- b. 780th Meeting - August 22, 2011 - Closed Session
(Meeting Rescheduled to August 29, 2011)

Upon motion of Mr. Van Riper, second of Mr. Quade, the Minutes of the 780th Meeting (Closed Session) were approved by the following roll call vote:

Arthur Quade	Yes	Peter Van Riper	Yes
Alessandro Fischetti, Jr.	Yes	Robert McCray	Absent
Edward J. Machala	Yes	Joseph J. Lifreri	Absent
Philip Petrone	Yes	William A. Poch, Sr.	Absent
Peter F. Stires	Yes	Gail Quabeck	Absent
Alvin Florey	Absent	Kenneth Lee	Yes
Herbert Vollers	Absent	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) - None

Minute 7 - Public Participation - Seeing no one from the public, the Chairman declared the Public Participation portion of the meeting closed.

Minute 8 - Resolutions for Consideration and Possible Formal Action

- a. Res. No. 11-0926-1 Resolution Awarding A One-Year Extension Of The Contract With Allied Control Services, Inc. For Internal Instrumentation Maintenance, Calibration and Repair Services

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

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

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

b. Res. No. 11-0926-2 Resolution Awarding Bid For
Furnishing And Delivery of Liquid Sodium Bisulfite

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

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

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

c. Res. No. 11-0926-3 Resolution Awarding Bid For Purchase
And Delivery of Liquid Ammonium Hydroxide At 10%
Solution

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

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

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

d. Res. No. 11-0926-4 Resolution Awarding Bid For
Furnishing and Delivery Of Liquid Sodium Hydroxide-50%
Solution

Upon motion of Mr. Van Riper, second of Mr. Stires, the above resolution was approved by the following roll call vote:

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

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

Minute 9 - Board Committees

- a. Personnel Committee (PETRONE, Florey, Quabeck, Quade, Van Riper)

- (1) Report on permanent status for Jozef M. Sudnik

Mr. Petrone reported that, based on recommendations of John Thompson and Michael Trent, Mr. Sudnik has successfully completed his probationary period.

- (2) Res. No. 11-0926-5 Resolution Granting Permanent Status To Jozef M. Sudnik As Helper-Liquid Treatment Division

Upon motion of Mr. Petrone, second of Mr. Van Riper, the above resolution was approved by the following roll call vote:

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

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

- (3) Report on retirement of Franklin Andreyko

Mr. Petrone reported that Mr. Andreyko was retiring from the Authority and, on behalf of the Authority, wished him well in his retirement.

- (4) Res. No. 11-0926-6 Resolution Authorizing Payment of Benefit Time To Franklin Andreyko Upon His Retirement

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

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

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

- (5) Report on permanent status for Anamia Myhre as Regulatory Compliance Officer

Mr. Petrone reported that, due to the death of Bruce Radcliffe, Anamia Myhre has been granted permanent status as Regulatory Compliance Officer.

- (6) Res. No. 11-0926-7 Resolution Granting Permanent Status To Anamia Myhre As Regulatory Compliance Officer

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

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

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

b. Chairperson

The Chairperson did not have any additional comments.

Minute 10 - Reports

a. Executive Director's Report

- (1) Outfall Relocation Project - Tunnel Project

Mr. Anastasio reported that the Project concluded with Northeast Remsco several months ago. He went on to report that the southerly leg of the pipeline has some leaks.

Mr. Anastasio went on to report that an internal inspection was going to be performed of the pipe with the plugs at the headwall in place. However, he went on to report, that having these plugs installed creates a dead-ended confined space that is difficult to ventilate; making entry costly. It was decided to install a temporary cofferdam in the river and to remove the plugs, which would allow proper ventilation throughout the pipeline and establish a safe environment for entry so that the inspection could be done.

Mr. Anastasio reported that prices have been obtained for the initial tasks to complete the pipeline inspection. After the initial inspection has been completed, additional testing could include: hydrostatic testing of the distribution chamber, testing portions of the pipeline and pneumatic testing of each individual pipe joint. Mr. Anastasio reported that the price to perform this work would be approximately \$16,000.00. A brief discussion ensued.

It was reported that this work would begin when the river water levels returned to normal conditions.

(2) Report on status of repairs to flood damaged Storm Control Pump Station

Assistant Executive Director/Facility Engineer Anastasio reported that, as per the memo prepared by Executive Director Petruski, the plant had round-the-clock coverage during the storm. After the water receded, it was determined that the Storm Control Pump Station was completely filled with water. In order to get the Storm Control Pump Station back on line, it would be a lengthy process preparing the plans and specs, soliciting bids and then getting approval by the Board. He went on to report that the Authority would be seeking the best prices in order to complete the necessary repairs as quickly as possible; maybe by Thanksgiving. A brief discussion ensued.

Mr. Anastasio stressed the need for treating these repairs as an emergency. Additionally, he went on to state that Mr. Petruski had discussions with Attorney Maraziti regarding this emergency situation.

Attorney Maraziti reported that he took a close look at the cost and the process of going through the public bidding process and reported that the time it would take to prepare specifications and solicit bids and stated that the expectation would be several months for the bidding process. He went on to report that the fact that this delay could cause the exposure of raw sewage to the environment, he stated that he felt legally this would qualify as an emergency.

A brief discussion ensued regarding the reuse of the equipment that would be need to perform the repairs.

Commissioner Petrone reported that he agreed that this was a health safety issue. He also questioned whether any of the expenses could be recouped from our insurance company.

Ms. Smullen, Office/Human Resources Manager, stated that the Authority has submitted a claim with our insurance carrier and the Authority would submit a claim to FEMA for anything that was not covered with our insurance carrier. A brief discussion ensued.

Mr. Quade stated that, to simplify it in his own mind, the Authority would expose ourselves to operational and potential environmental risk if we do not proceed in a rapid manner to get the Storm Control Pump Station fixed. Mr. Anastasio concurred.

- (a) Res. No. 11-0926-8 - Resolution Declaring An
Emergency To Expedite Repairs To Storm
Control Pump Station After Hurricane Irene

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

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

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

- (3) Update on the removal of carbon by Pfizer from
old carbon absorption units

Mr. Anastasio reported that the carbon removal began on September 14 and that carbon had been removed from three of the partially-filled carbon towers, one of the large storage tanks and a number of the smaller tanks. Arrangements have been made with the GROWS landfill for the disposal of the non-hazardous waste.

Mr. Anastasio reported that Items (4), (5) and (6) would be discussed in Closed Session.

- (4) Update on status of litigation with Carbro
Constructors Corp. **(CLOSED SESSION) LITIGATION**
- (5) Report on meeting with DEP regarding Wastewater
Management Plan **(CLOSED SESSION) PENDING LITIGATION**

- (6) Report on Duke Farms Wetlands planting mistake and impact on Authority Easement **(CLOSED SESSION)**

NEGOTIATIONS/ANTICIPATED LITIGATION

b. Engineer/Consultants

- (1) James L. Brandes, P.E. (CDM) Engineer's Report for September 2011 - 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 | (3) Maintenance/Electrical |
| (2) Laboratory | (4) Special Projects |

No additional comments regarding Department Reports.

e. Facility Engineer Reports

- (1) Capacity Allocation
- (2) Capacity Assurance
- (3) Monthly Flow Report
- (4) Facility Engineer's Monthly Report

No questions or comments regarding the Facility Engineer's Reports.

f. Budget Reports

No comments on the above referenced Budget Reports.

Minute 11 - Communications

- a. NJDEP, Division of Water Quality; Surface Water Discharge Monitoring Report; dated September 15, 2011; Re: Reporting Period August 2011
- b. NJDEP, Division of Water Quality; Residuals DMR; dated September 15, 2011; Re: Reporting Period August 2011
- c. NJDEP, Division of Water Quality; Residuals Waste Characterization Report; dated August 15, 2011; Re: Reporting Period August 2011
- d. NJDEP, Division of Water Quality; Residual Transfer Report; dated August 15, 2011; Re: Reporting Period August 2011
- e. Paul T. Hauch, P.E., Supervising Environmental Engineer; dated August 31, 2011; Re: Contract No. C-09-01, Relocated Outfall-Railroad Tunnel/Final Inspection (9/9/2011 Weekly Mail)

- f. Glen D. Petrauski; dated August 31, 2011; Re: Hurricane Irene (9/9/2011 Weekly Mail)
- g. Franklin Andreyko, Jr.; dated August 25, 2011; Re: Retirement
- h. Robert J. Teeter, Jr.; dated August 31, 2011; Re: 2011 Environmental Joint Insurance Fund (EJIF) Audit (9/9/2011 Weekly Mailing)
- i. EPA: Release of Contaminated Water Safe; *Courier News* (9/16/2011 Weekly mailing)
- j. Cyanamid Site Seeps Benzene Into River; *Courier News* (9/16/2011 Weekly Mailing)

No comments regarding the communications.

Minute 12 - Payroll (Res. No. 11-0926-9)

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

Arthur Quade	Yes	Peter Van Riper	Yes
Alessandro Fischetti, Jr.	Yes	Robert McCray	Absent
Edward J. Machala	Yes	Joseph J. Lifrieri	Absent
Philip Petrone	Yes	William A. Poch, Sr.	Absent
Peter F. Stires	Yes	Gail Quabeck	Absent
Alvin Florey	Absent	Kenneth Lee	Yes
Herbert Vollers	Absent	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. 11-0926-10)

Upon motion of Mr. Van Riper, second of Mr. Stires, the above resolution was approved by the following roll call vote:

Arthur Quade	Yes	Peter Van Riper	Yes
Alessandro Fischetti, Jr.	Yes	Robert McCray	Absent
Edward J. Machala	Yes	Joseph J. Lifrieri	Absent
Philip Petrone	Yes	William A. Poch, Sr.	Absent
Peter F. Stires	Yes	Gail Quabeck	Absent
Alvin Florey	Absent	Kenneth Lee	Yes
Herbert Vollers	Absent	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. Machala, second of Mr. Petrone, the meeting was adjourned to Closed Session at 7:56 P.M. for litigation in connection with the Carbro claim, pending litigation relating to the County claim regarding the Wastewater Management Plan and anticipated litigation regarding Duke Farms by the following roll call vote:

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

Minute 16 - Closed Session

Minute 17 - Motion to Reconvene in Open Session

Upon motion of Mr. Van Riper, second of Mr. Stires, the meeting was reconvened in Regular Session at 8:15 P.M. by the following roll call vote:

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

Minute 18 - Adjournment

Upon motion of Mr. Van Riper, second of Mr. Stires, the meeting was adjourned at 8:15 P.M. by the following roll call vote:

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

