

MINUTES OF THE 791st MEETING
THE SOMERSET RARITAN VALLEY SEWERAGE AUTHORITY
JULY 23, 2012

Minute 1 - Opening of Meeting

The 791st Meeting of the Somerset Raritan Valley Sewerage Authority was called to order at 7:30 P.M. by the Chairman, Edward Machala.

Minute 2 - Open Public Meetings Announcement - Executive Director

The Open Public Meeting Announcement was read by the Executive Director, Glen D. Petrauski.

Minute 3 - Roll Call

| | | | |
|-------------------|----------------|---------------------|----------------|
| Arthur Quade | Present | Richard Mathews | Present |
| Richard DeLuca | Present | Robert McCray | Present |
| Carlos Mosquera | Present (7:50) | Joseph J. Lifrieri | Absent |
| Philip Petrone | Present | Michael Impellizeri | Present (7:58) |
| Peter F. Stires | Present | Gail Quabeck | Present |
| Carolann Garafola | Present | Robert Albano | Present |
| Herbert Vollers | Absent | Edward Machala | Present |

Professional Staff

| | |
|--|---------|
| Glen D. Petrauski, Executive Director | Present |
| John S. Thompson, Plant Superintendent | Present |
| Anthony Tambasco, Maintenance Supervisor | Present |
| James L. Brandes, P.E., CDM, Consulting Engineer | Present |
| Thomas Laustsen, P.E., CDM, Consulting Engineer | Present |
| Joseph J. Maraziti, Jr., Esq. MFH, General Counsel (7:32) | Present |
| Ronald Anastasio, P.E., Assist. Exec. Dir./Facility Engineer | Present |
| Norma A. Smullen, Office/Human Resources Manager | Present |
| Peter Wozniak, Chief Financial Officer | Present |

Others

None

Minute 4 - Pledge of Allegiance

All in attendance saluted the flag.

Minute 5 - Approval of Minutes

- a. 790th Meeting - June 25, 2012 - Regular Session
Rescheduled to Monday, July 2, 2012

Upon motion of Ms. Quabeck, second of Mr. Petrone, the Minutes of the 790th Meeting (Regular Session) were approved by the following roll call vote:

| | | | |
|-------------------|---------|---------------------|--------|
| Arthur Quade | Abstain | Richard C. Mathews | Yes |
| Richard DeLuca | Yes | Robert McCray | Yes |
| Carlos Mosquera | Absent | Joseph J. Lifrieri | Absent |
| Philip Petrone | Yes | Michael Impellizeri | Absent |
| Peter F. Stires | Abstain | Gail Quabeck | Yes |
| Carolann Garafola | Abstain | Robert Albano | Yes |
| Herbert Vollers | Absent | Edward Machala | Yes |

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

- b. 790th Meeting - June 25, 2012 - Closed Session
Rescheduled to Monday, July 2, 2012

Upon motion of Mr. Albano, second of Mr. Mathews, the Minutes of the 790th Meeting (Closed Session) were approved by the following roll call vote after a question was raised. However, Attorney Maraziti stated that any questions/comments referring to the Closed Session Minutes must be discussed in Closed Session. The question, however, related to the Open Session Minutes.

| | | | |
|-------------------|---------|---------------------|--------|
| Arthur Quade | Abstain | Richard C. Mathews | Yes |
| Richard DeLuca | Yes | Robert McCray | Yes |
| Carlos Mosquera | Absent | Joseph J. Lifrieri | Absent |
| Philip Petrone | Yes | Michael Impellizeri | Absent |
| Peter F. Stires | Abstain | Gail Quabeck | Yes |
| Carolann Garafola | Abstain | Robert Albano | Yes |
| Herbert Vollers | Absent | Edward Machala | Yes |

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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. 12-0723-1 - Sewer Extension - Green Village; Residential & Retail Complex; Hillsborough Township; Lot 30, Block 141

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

| | | | |
|-------------------|--------|---------------------|--------|
| Arthur Quade | Yes | Richard C. Mathews | Yes |
| Richard DeLuca | Yes | Robert McCray | Yes |
| Carlos Mosquera | Absent | Joseph J. Lifrieri | Absent |
| Philip Petrone | Yes | Michael Impellizeri | Absent |
| Peter F. Stires | Yes | Gail Quabeck | Yes |
| Carolann Garafola | Yes | Robert Albano | Yes |
| Herbert Vollers | Absent | Edward Machala | Yes |

- b. Res. No. 12-0723-2 - Resolution Authorizing The Chairman, The Executive Director, The Assistant Executive Director/Facility Engineer, The Plant Superintendent And The Maintenance Supervisor To Attend The Water Environment Federation's (WEFTEC's) 85th Annual Technical Exhibition And Conference In New Orleans (September 29, 2012 to October 4, 2012)

Upon motion of Mr. Stires, second of Ms. Quabeck, the above resolution was approved by the following roll call vote after a question/suggestion was raised concerning the cost of the conference and whether or not members of the Pretreatment Committee should consider attending. Mr. Petrauski stated that IPP issues are not really discussed at this particular conference. The conference is to treatment and collection.

| | | | |
|-------------------|--------|---------------------|--------|
| Arthur Quade | Yes | Richard C. Mathews | Yes |
| Richard DeLuca | Yes | Robert McCray | Yes |
| Carlos Mosquera | Absent | Joseph J. Lifrieri | Absent |
| Philip Petrone | Yes | Michael Impellizeri | Absent |
| Peter F. Stires | Yes | Gail Quabeck | Yes |
| Carolann Garafola | Yes | Robert Albano | Yes |
| Herbert Vollers | Absent | Edward Machala | Yes |

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

Minute 9 - Board Committees

- a. Personnel Committee (Petrone, Albano, DeLuca, McCray, Stires)
 (1) Report on Permanent Status For Robert Tracy-Helper/Solid Division

Mr. Petrone reported that, based on letters from Jeffrey Edwards, Supervisor/Solid Division and John Thompson, Plant Superintendent, the Personnel Committee is recommending that permanent status be granted to Robert Tracy.

- (2) Res. No. 12-0723-3- Resolution Granting Permanent Status To Robert Tracy-Helper/Solid Division

Upon motion of Mr. Petrone, second of Mr. DeLuca, the above resolution was approved by the following roll call vote following a question raised by Ms. Garafola regarding Permanent Status. Mr. Petruski reported that Permanent Status is granted to an employee who has successfully completed the 90-day probationary period.

| | | | |
|-------------------|--------|---------------------|--------|
| Arthur Quade | Yes | Richard C. Mathews | Yes |
| Richard DeLuca | Yes | Robert McCray | Yes |
| Carlos Mosquera | Absent | Joseph J. Lifrieri | Absent |
| Philip Petrone | Yes | Michael Impellizeri | Absent |
| Peter F. Stires | Yes | Gail Quabeck | Yes |
| Carolann Garafola | Yes | Robert Albano | Yes |
| Herbert Vollers | Absent | Edward Machala | Yes |

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

b. Negotiations Committee (Petrone, Quabeck)

- (1) Update on Contract Negotiations - **CLOSED SESSION**
(CONTRACT NEGOTIATIONS)

- c. Chairperson - Chairperson Machala did not have any additional comments.

Minute 10 - Reports

a. **Executive Director's Report**

- (1) Update on Outfall Relocation Project

Mr. Petruski reported that nothing new has happened in the General Outfall Relocation Project except in the survey. Permits have been received, and they are in the packet (charts & blueprints). There has been a continuation of the investigation into the leakage at the joints. The question was raised as to how much rotation was taking place at each joint. It was determined that there were a number of joints with a problem (How much rotation was at each joint?) Jenny Engineering was authorized to perform a survey of the line. The Authority was looking to determine how many joints had a 1.68° of rotation (as per the manufacturer). We wanted to determine how many joints were outside the 1.68° rotation. Anything outside 1.68° would have a leak. Everything was surveyed—all 113 joints in the section between the tunnel and the river. Any rotation greater than 1.25° was considered questionable. Anything above 1.68° would be a problem.

A discussion ensued as to the repairs that were going to be made as a result of the survey. Mr. Petruski stated that Commissioner Lifrieri, who has a PhD in Structural Engineering, also was present during the survey of the line; and based on his interpretation, where the area nears Impound #18 it looked like there was movement in the line over and down a little very quickly after the line was put in because the mortar inside the joint was not disturbed.

A discussion ensued while the area was being viewed on the power point presentation.

Mr. Petrauski reported that we now have it narrowed down to one (1) bad joint and five (5) others that could/could not be problems and everyone agrees that what will be done with the solution sounds reasonable.

A brief discussion ensued.

(2) Update on ACCO Tank Farm/Carbon Units

Mr. Petrauski reported that the old carbon units, underground storage tanks and spent carbon were removed and according to LSRP everything is good with the old tank farm. It was determined that a lot of good steel was found during the cleanup (stainless steel, copper). Mr. Petrauski stated that Mr. Anastasio has spoken with a number of scrap metal individuals who are interested in this. Mr. Petrauski stated that they want to split the job. The project for the removal of the tanks would hopefully be going out for bid shortly (August or September). Bid going out would involve how much will the Authority receive in scrap value.

(3) Update on Status of SSO at Meter Chamber No. 4

Mr. Petrauski reported that a draft of the time schedule was included in the Board Book. He then went on to discuss the Time Line.

(a) Time Line

Mr. Petrauski reported that the Time Line was a very rough version of what needed to be done and that it was going to take time to engineer the project.

(b) Update on SSO Concept Treatment Discharge

Approximately one to two months ago a discussion ensued regarding whether an SSO discharge could be done. Mr. Petrauski reported that a permit has been received from New Providence, and they are doing exactly what the Authority is hoping to do. They have an SSO discharge and all of their dry-weather flow is sent to Joint Meeting and when the flow gets over the dry-weather flow of 1.5 million gallons, they discharge the balance out their SSO facility. Mr. Petrauski went on to report that the DEP waived the 85% removal for BOD and Suspended Solids which means it is not necessary to meet secondary effluent standards which is good news for us.

Ms. Quabeck asked when the permit was issued to which Mr. Petrauski reported 2008 meaning it is very recent. A discussion ensued.

- (4) Update on 2nd Quarter Participant flows and impact on revenue projection

Mr. Petrauski reported that billing is based on the estimate and currently we are \$750,000.00 below estimate—we have a shortfall. Mr. Petrauski stated that this has an impact on the Authority's spending, if we are running short, we will not do certain projects or hold off until later in the year. He went on to state that the Authority tries not to have a deficit or have the smallest deficit so that that money our reserves can be used to cover.

- (5) Update on status of litigation with Carbro Constructors Corp. (**CLOSED SESSION**) **LITIGATION**)

b. Engineer/Consultants

- (1) Thomas Laustsen, P.E. (CDM Smith) Engineer's Report for July 2012 - No questions and no additional comments.

c. Attorney - Joseph J. Maraziti, Jr., Esq., Maraziti, Falcon & Healey, LLP (MFH)

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 Budget Reports.

Minute 11 - Communications

- a. NJDEP, Division of Water Quality; Surface Water Discharge Monitoring Report; dated June 21, 2012; Re: Reporting Period May 2012
- b. NJDEP, Division of Water Quality; Residuals Waste Characterization Report; dated June 21, 2012; Re: Reporting Period May 2012

- c. NJDEP, Division of Water Quality; Residual Transfer Report; dated June 21, 2012; Re: Reporting Period May 2012
- d. NJDEP, Division of Water Quality; Residuals DMR; dated June 21, 2012; Re: Reporting Period May 2012
- e. Matthew J. Giacobbe, Esq.; dated June 20, 2012; Re: Year II Health Benefits Contribution Phase In
- f. Laboratory Certification Status; Debbie Latham; Re: State Certified Environmental Laboratory Certificate (July 6, 2012 Weekly Mailing)
- g. Bryant Eckert; BNY Mellon; Re: New Relationship Manager (July 6, 2012 Weekly Mailing)

No questions or comments relating to the Communications.

Minute 12 - Payroll (Res. No. 12-0723-4)

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

| | | | |
|-------------------|--------|---------------------|--------|
| Arthur Quade | Yes | Richard C. Mathews | Yes |
| Richard DeLuca | Yes | Robert McCray | Yes |
| Carlos Mosquera | Yes | Joseph J. Lifrieri | Absent |
| Philip Petrone | Yes | Michael Impellizeri | Yes |
| Peter F. Stires | Yes | Gail Quabeck | Yes |
| Carolann Garafola | Yes | Robert Albano | Yes |
| Herbert Vollers | Absent | Edward Machala | 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. 12-0723-5)

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

| | | | |
|-------------------|--------|---------------------|--------|
| Arthur Quade | Yes | Richard C. Mathews | Yes |
| Richard DeLuca | Yes | Robert McCray | Yes |
| Carlos Mosquera | Yes | Joseph J. Lifrieri | Absent |
| Philip Petrone | Yes | Michael Impellizeri | Yes |
| Peter F. Stires | Yes | Gail Quabeck | Yes |
| Carolann Garafola | Yes | Robert Albano | Yes |
| Herbert Vollers | Absent | Edward Machala | Yes |

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Minute 15 - Motion to Adjourn to Closed Session

Upon motion of Mr. Quade, second of Mr. Stires, the meeting was adjourned to Closed Session at 8:11 P.M. for update on status of contract negotiations with the labor union and an update on status of litigation with Carbro Constructors by the following roll call vote:

| | | | |
|-------------------|--------|---------------------|--------|
| Arthur Quade | Yes | Richard C. Mathews | Yes |
| Richard DeLuca | Yes | Robert McCray | Yes |
| Carlos Mosquera | Yes | Joseph J. Lifrieri | Absent |
| Philip Petrone | Yes | Michael Impellizeri | Yes |
| Peter F. Stires | Yes | Gail Quabeck | Yes |
| Carolann Garafola | Yes | Robert Albano | Yes |
| Herbert Vollers | Absent | Edward Machala | Yes |

Upon motion of Ms. Quabeck, second of Mr. Albano, the meeting was reconvened in Regular Session at 8:20 P.M. by the following roll call vote:

| | | | |
|-------------------|--------|---------------------|--------|
| Arthur Quade | Yes | Richard C. Mathews | Yes |
| Richard DeLuca | Yes | Robert McCray | Yes |
| Carlos Mosquera | Yes | Joseph J. Lifrieri | Absent |
| Philip Petrone | Yes | Michael Impellizeri | Yes |
| Peter F. Stires | Yes | Gail Quabeck | Yes |
| Carolann Garafola | Yes | Robert Albano | Yes |
| Herbert Vollers | Absent | Edward Machala | Yes |

Prior to adjournment, Ms. Garafola had a question regarding the most recent DEP sewer plan that needs approval from each town and the possible impact on the SRVSA. Mr. Petrauski responded that the Service Area is defined by the County, and that his concern was about the flows.

Ms. Quabeck reported that the Authority endorsed the sewer plan, but many towns have not. A brief discussion ensued.

Attorney Maraziti reported that the role of the Authority in connection with this is different from the role of the municipalities which is where the controversy lies because the County took out of the Service Area many areas of which people were expecting to be served with sewers. Ms. Garafola questioned that there would be a financial impact if less flow would be coming in because of less property development. Mr. Petrauski stated that the flow will be increased due to higher density. A discussion ensued regarding using an artificially low or high number.

A question was raised regarding the Standing Committees. Chairman Machala stated that when a meeting would be called, the Committee Members would be notified. Mr. Petrauski stated that the memo naming Committees stated that if additional information was needed, to please contact the Authority. He stated that the Committees would look at the issues, make a recommendation and the Board reviews the recommendation and then makes a final decision; the Committee does the preliminary work.

Minute 18 - Adjournment

Upon motion of Ms. Quabeck, second of Mr. McCray, the meeting was adjourned at 8:27 P.M. by the following roll call vote:

| | | | |
|-------------------|--------|---------------------|--------|
| Arthur Quade | Yes | Richard C. Mathews | Yes |
| Richard DeLuca | Yes | Robert McCray | Yes |
| Carlos Mosquera | Yes | Joseph J. Lifreri | Absent |
| Philip Petrone | Yes | Michael Impellizeri | Yes |
| Peter F. Stires | Yes | Gail Quabeck | Yes |
| Carolann Garafola | Yes | Robert Albano | Yes |
| Herbert Vollers | Absent | Edward Machala | Yes |