

THE SOMERSET RARITAN VALLEY SEWERAGE AUTHORITY
773rd Meeting
January 24, 2011

DATE: Monday, January 24, 2011
TIME : 7:30 P.M.

PLACE: The Somerset Raritan Valley Sewerage Authority

1. **Opening of Meeting By:** _____ at _____ P.M.

2. **Open Public Meetings Announcement by Executive Director**

In accordance with the provisions of the Open Public Meetings Act, adequate notice of this Regular Meeting of The Somerset Raritan Valley Sewerage Authority has been provided in accordance with Section 13 of the Act by adoption of the schedule of dates, times, and places of The Somerset Raritan Valley Sewerage Authority to be held between February 1, 2010 and February 7, 2011.

Matters discussed in Closed Session shall be released to the public at such time as is provided in the Resolution authorizing the Closed Session.

3. **Roll Call:**

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

Professional Staff

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

Others

4. **Pledge of Allegiance**

5. Approval of Minutes

- a. 772nd Meeting - December 16, 2010 - Regular Session
- b. 772nd Meeting - December 16, 2010 - Closed Session

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

- a. Public Hearing - Request by CBS Operations Inc. to reissue a Groundwater Discharge Permit for the groundwater remediation site located at Taylor Forge (Block 9, Lot 28)
- b. Res. No. 11-0124-1 - Resolution Reissuing A Groundwater Discharge Permit To CBS Operations Inc. For The Groundwater Remediation Site At Taylor Forge
- c. Public Hearing - Request by Ethicon, Inc., Bridgewater to Reissue A Non-Domestic Wastewater Discharge Permit
- d. Res. No. 11-0124-2 - Resolution Reissuing A Non-Domestic Wastewater Discharge Permit to Ethicon, Inc., Bridgewater
- e. Public Hearing - Request by ImClone Systems Inc. (Bldg. 50), Branchburg to Reissue A Non-Domestic Wastewater Discharge Permit
- f. Res. No. 11-0124-3 - Resolution Reissuing A Non-Domestic Wastewater Discharge Permit to ImClone Systems Inc. (Bldg. 50), Branchburg
- g. Public Hearing - Request by Ortho McNeil Janssen Pharmaceutical to modify its Categorical Wastewater Discharge Permit
- h. Res. No. 11-0124-4 - Resolution Modifying The Categorical Wastewater Discharge Permit Of Ortho McNeil Janssen Pharmaceutical

7. Public Participation**8. Resolutions for Consideration and Possible Formal Action**

- a. Res. No. 10-1122-5 - 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 (\$1,300,000.00) For The Short Term Loan Of Funds Necessary To Pay For Implementation Of Various Capital Projects

9. Board Committees**a. Chairperson**

- (1) **Reminder: REORGANIZATION MEETING**
MONDAY, FEBRUARY 7, 2011 (7:00 P.M.)
AUTHORITY'S CONFERENCE ROOM

10. Reports**a. Executive Director's Report**

- (1) Outfall Relocation Project - Tunnel Project
- (2) Update on repairs to Incinerator No.2
- (3) Recommendation of Professional Staff for 2011 in response to Request for Qualifications(RFQ's) in accordance with State Regulations (Pay to Play Law)
- (4) Report on the demolition of the Calco Dam
 - (a) Res. No. 11-0124- - Resolution Authorizing Transfer Of Ownership Of The Calco Dam To El Paso Corp. In Association With The Agreement Between El Paso Corp. and the DEP For Its Demolition
- (5) Report on Connection Fee Refund to 101 North Gaston Corp.
 - (a) Res. No. 11-0124- - Resolution Authorizing A Connection Fee Refund To 101 North Gaston Corp.
- (6) Report on recommendation to dispose of surplus items at County Used and Excess Public Sale
 - (a) Res. No. 11-0124- - Resolution Declaring Three Vehicles, One Gator and One Copier As Used and Excess Equipment
- (7) Update on status of pH at R4 of Raritan River - **(CLOSED SESSION) NEGOTIATIONS**
- (8) Review and discussion of revised settlement with Pfizer/Wyeth regarding carbon units **(CLOSED SESSION) NEGOTIATIONS**
 - (a) Res. No. 11-0124- - Resolution Authorizing Execution of Settlement Agreement With Pfizer/Wyeth Regarding Carbon Units
- (9) Update on status of litigation with Carbro Constructors Corp. **(CLOSED SESSION) LITIGATION**
- (10) Discussion of request by the Borough of Somerville to amend the current Service Agreement to remove the Assured Minimum requirement **(CLOSED SESSION) NEGOTIATIONS/ANTICIPATED LITIGATION**

b. Engineer/Consultants - James L. Brandes, P.E. (CDM)
Engineer's Report for January 2011

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

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 (SEE BACK COVER)**11. Communications**

- a. NJDEP, Division of Water Quality; Surface Water Discharge Monitoring Report; dated December 20, 2010; Re: Reporting Period November 2010
- b. NJDEP, Division of Water Quality; Residuals DMR; dated December 20, 2010; Re: Reporting Period November 2010
- c. NJDEP, Division of Water Quality; Residuals Waste Characterization Report; dated December 20, 2010; Re: Reporting Period November 2010
- d. NJDEP, Division of Water Quality; Residual Transfer Report; dated December 20, 2010; Re: Reporting Period November 2010
- e. Karl Monninger, CBE; EPA Docket Center; dated November 29, 2010; Re: Comments of the SRVSA on the Proposed Standards of Performance for New Stationary Sources and Emission Guidelines for Existing Sources: Sewage Sludge Incineration Units (12/17/2010 Weekly Mailing)
- f. Brent T. Carney, Esq., MFH; dated December 15, 2010; Re: Carbro Constructors Corp. v. SRVSA-New Counterclaim (12/17/2010 Weekly Mailing)
- g. NJDEP; dated December 15, 2010; Re: DEP To Hold Public Meeting On Proposed Draft Sewer Service Area Map In Somerset (12/17/2010 Weekly Mailing)
- h. Anton L. Lendor; Esq., MFH; dated December 14, 2010; Re: Carbro Constructors Corp. v. SRVSA-Demand For Production of Documents (12/17/2010 Weekly Mailing)
- i. Christopher Bolka; dated December 22, 2010; Re: Affirmative Defense, NJPDES Permit No. NJ0024864
- j. Rick Epstein; *The Messenger-Gazette*; dated January 5, 2011; Re: Somerville Mayor Brian Gallagher reveals his new-year agenda (1/7/2011 Weekly Mailing)

12. Payroll - Resolution**13. Cancellation of Checks - Resolution**

14. Bills - Resolution

15. Motion to Adjourn to Closed Session

16. Closed Session

WHEREAS, a matter has come before The Somerset Raritan Valley Sewerage Authority; and

WHEREAS, the Open Public Meetings Act permits a Closed Session to discuss said matters.

NOW, THEREFORE, BE IT RESOLVED that The Somerset Raritan Valley Sewerage Authority meet in Closed Session to discuss said matters. The matters involving pending or anticipated litigation/negotiations shall not be disclosed until the conclusion of said litigation/negotiations by way of settlement or after the conclusion of the time to file an appeal from a final decision of a Court of Competent Jurisdiction. The matters discussed at such Closed Session in connection with personnel matters shall not be disclosed.

Matters discussed in Closed Session shall be released to the public at such time when they will not be detrimental to the public interest.

17. Motion to Reconvene in Open Session

18. Adjournment

(NEXT BOARD MEETING - FEBRUARY 28, 2011)
