

MINUTES OF THE 790th MEETING
THE SOMERSET RARITAN VALLEY SEWERAGE AUTHORITY
JULY 2, 2012
(RESCHEDULED FROM JUNE 25, 2012)

Minute 1 - Opening of Meeting

The 790th 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	Absent	Richard Mathews	Present
Richard DeLuca	Present	Robert McCray	Present
Carlos Mosquera	Absent	Joseph J. Lifrieri	Present
Philip Petrone	Present	Michael Impellizeri	Present
Peter F. Stires	Absent	Gail Quabeck	Present
Carolann Garafola	Absent	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	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. 789th Meeting - May 31, 2012 - Regular Session
Rescheduled from May 21, 2012

Upon motion of Mr. Mathews, second of Mr. Petrone, the Minutes of the 789th Meeting (Regular Session) were approved by the following roll call vote:

Arthur Quade	Absent	Richard C. Mathews	Yes
Richard DeLuca	Yes	Robert McCray	Abstain
Carlos Mosquera	Absent	Joseph J. Lifrieri	Yes
Philip Petrone	Yes	Michael Impellizeri	Yes
Peter F. Stires	Absent	Gail Quabeck	Yes
Carolann Garafola	Absent	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. 789th Meeting - May 31, 2012 - Closed Session
Rescheduled from May 21, 2012

Upon motion of Ms. Quabeck, second of Mr. Petrone, the Minutes of the 789th Meeting (Closed Session) were approved by the following roll call vote:

Arthur Quade	Absent	Richard C. Mathews	Yes
Richard DeLuca	Yes	Robert McCray	Abstain
Carlos Mosquera	Absent	Joseph J. Lifrieri	Yes
Philip Petrone	Yes	Michael Impellizeri	Yes
Peter F. Stires	Absent	Gail Quabeck	Yes
Carolann Garafola	Absent	Robert Albano	Yes
Herbert Vollers	Absent	Edward Machala	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. 12-0625-1- Resolution Authorizing The Wire Transfer Of Funds From Bank Of New York Mellon General Fund Account To The TD Bank, N.A. SRVSA General Fund Account In The Amount Of (\$1,800,000.00) For The Investment Of Funds To Yield Greater Earnings

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

Arthur Quade	Absent	Richard C. Mathews	Yes
Richard DeLuca	Yes	Robert McCray	Yes
Carlos Mosquera	Absent	Joseph J. Lifrieri	Yes
Philip Petrone	Yes	Michael Impellizeri	Yes
Peter F. Stires	Absent	Gail Quabeck	Yes
Carolann Garafola	Absent	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. Res. No. 12-0625-2 - Resolution Awarding Bid For The Purchase Of One (1) Scrubber Inlet Expansion Joint

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

Arthur Quade	Absent	Richard C. Mathews	Yes
Richard DeLuca	Yes	Robert McCray	Yes
Carlos Mosquera	Absent	Joseph J. Lifrieri	Yes
Philip Petrone	Yes	Michael Impllizeri	Yes
Peter F. Stires	Absent	Gail Quabeck	Yes
Carolann Garafola	Absent	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. Negotiations Committee (Petrone, Quabeck)

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

- b. Chairperson

- (1) Retirement of James Brandes, Consulting Engineer, CDM Smith

Chairman Machala thanked Mr. Brandes for his many, many years of service to the Authority and how the Authority was very pleased with Jim's personal service to the Authority

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- (2) Res. No. 12-0625-3 - Resolution Acknowledging And Thanking James L. Brandes, P.E., For His Time And Service As the Authority's Consulting Engineer

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

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

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

Commissioner Quabeck went on to add that in addition to the points made in the resolution and to the wonderful service Mr. Brandes has given to the Authority, Mr. Brandes is just an all around nice guy to be around.

Mr. Brandes asked for the floor for a few minutes.

Mr. Brandes stated that it has been more than 18 years that he has been with the Authority and that he has felt that it has been one of the jobs that he has really enjoyed. He felt that it was a real team effort working with both the staff and the Board. He stated that he attempted to serve the Authority with honesty and integrity and that he thoroughly enjoyed working with the Board and Staff both professionally and on a personal side as well.

Minute 10 - Reports

a. Executive Director's Report

(1) Update on Outfall Relocation Project

Mr. Petruski reported that there was really no progress going on and that the results of the outfall pipeline survey/inspection would be addressed in Closed Session.

(2) Report on participation in County of Somerset Department of Public Works Commodity Resale

Mr. Petruski reported that the following resolution would authorize the Authority to be able to sell its used equipment through the County's public works. He went on to report that it was a 10-year agreement.

- (a) Res. No. 12-0625-4 - Resolution Authorizing Execution Of A Shared Services Agreement For The Resale Of Commodities And Other Related Services With The Somerset County Department Of Public Works January 1, 2012 Through December 31, 2021

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

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

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

- (3) Update on most recent comments regarding the NJPDES Permit Equivalent Issued To Pfizer for their direct discharge to Cuckels Brook

Mr. Petruski reviewed the exchange of letters since the Public Hearing of the Pfizer Superfund Site. He went on to state that the Authority issued comments on the letter regarding the permit issued to Pfizer to operate a temporary treatment plant. In our letter we questioned why Pfizer only had to deal with the surface water quality issues that the Authority spotlighted; benzene and arsenic. They did not address any of the other surface water quality sampling or requirements or any of the anti-degradation requirements. Mr. Petruski went on to report on the seeps that are out there; 60,000 gallons of seeps around Impounds 3 & 4 and up from the old west yard production area.

- (a) Comments forwarded to USEPA & Pfizer

Mr. Petruski reported that a response letter was going to be forwarded to EPA & Pfizer quoting chapter and verse of the Feasibility Study. Mr. Petruski referred to the letter he distributed which stated that when they did the remediation of the site, the problem would go away. A discussion ensued on the remediation, when it will take place and how the Authority is going to be involved. Mr. Petruski stated that the problem is that there is not a dialogue going on; there has never been a dialogue with EPA regarding the site to protect the Authority's interest.

Mr. Petruski went on to report that the EPA/Pfizer does not have a baseline on Cuckels Brook which may give the Authority some maneuverability in discussing new permit concerns.

- (b) Report on attendance at 4th Annual Raritan River Conference

Mr. Petrauski reported that the attendance at the Conference was a good experience for the Authority and that the Authority gained credibility and goodwill with the environmental community. He went on to state that the goal was to inform the conference attendees as to who we are, what we do, what our studies in the river have shown us and why we are concerned about the river.

Attorney Maraziti stated that he was in attendance at the panel discussion of SRVSA (Petrauski)/Omni (Cosgrove) and that the representative from EPA was concurring with the information presented and that the presentation was well received.

The question was raised whether the presentation should be included on the Authority website. Mr. Petrauski stated that the Authority treated 7.4 billion gallons of flow that did not go into the river and that wastewater treatment is really the foundation of the remediation and recovery of the river.

- (c) Report on CRISIS' future participation in the American Cyanamid Superfund Site Outreach Program

Mr. Petrauski reported that the CRISIS grant has run out and that CRISIS will be "going silent" for a time until they receive additional funding.

- (4) Update on CNA (**CLOSED SESSION**) LITIGATION
- (5) Report on Preliminary Results of Outfall Survey (**CLOSED SESSION**)
- (6) Update on status of litigation with Carbro Constructors Corp. (**CLOSED SESSION**) LITIGATION)

b. Engineer/Consultants

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

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

Attorney Maraziti wanted to thank Mr. Brandes for the many courtesies he had extended to his firm and that it was a pleasure to work with him.

Attorney Maraziti went on to state that the SRVSA was the only organization at the Conference with any data about what was going in the river itself.

He went on to state that no one else in the room had the breadth of understanding of the science of the river done by the Authority, and that it was a visible eye opener for the individuals in the room. It was a conversation about substance that got to raising questions about what is going on in the river.

Mr. Petruski reported that capacity (what this plant will do) is really all controlled by surface water quality standards and what is going on in the river and this concept is missed by a lot of people.

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

Minute 12 - Payroll (Res. No. 12-0625-5)

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

Arthur Quade	Absent	Richard C. Mathews	Yes
Richard DeLuca	Yes	Robert McCray	Yes
Carlos Mosquera	Absent	Joseph J. Lifrieri	Yes
Philip Petrone	Yes	Michael Impellizeri	Yes
Peter F. Stires	Absent	Gail Quabeck	Yes
Carolann Garafola	Absent	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 (Res. No. 12-0625-6)

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

Arthur Quade	Absent	Richard C. Mathews	Yes
Richard DeLuca	Yes	Robert McCray	Yes
Carlos Mosquera	Absent	Joseph J. Lifrieri	Yes
Philip Petrone	Yes	Michael Impellizeri	Yes
Peter F. Stires	Absent	Gail Quabeck	Yes
Carolann Garafola	Absent	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 14 - Bills (Res. No. 12-0625-7)

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

Arthur Quade	Absent	Richard C. Mathews	Yes
Richard DeLuca	Yes	Robert McCray	Yes
Carlos Mosquera	Absent	Joseph J. Lifrieri	Yes
Philip Petrone	Yes	Michael Impellizeri	Yes
Peter F. Stires	Absent	Gail Quabeck	Yes
Carolann Garafola	Absent	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 15 - Motion to Adjourn to Closed Session

Upon motion of Mr. Albano, second of Mr. Lifrieri, the meeting was adjourned to Closed Session at 7:55 P.M. for contract negotiations with the labor union, an update with litigation with CNA regarding the incinerator and report on the outfall study by the following roll call vote:

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

Upon motion of Ms. Quabeck, second of Mr. Mathews, the meeting was reconvened in Regular Session at 8:13 P.M. by the following roll call vote:

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

Minute 18 - Adjournment

Upon motion of Ms. Quabeck, second of Mr. McCray, the meeting was adjourned at 8:13 P.M. by the following roll call vote:

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

