

MINUTES OF THE 763rd MEETING  
 THE SOMERSET RARITAN VALLEY SEWERAGE AUTHORITY  
 March 22, 2010  
 (Rescheduled to March 29, 2010)

Minute 1 - Opening of Meeting

The 763rd 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

Louis Barry, P.E. and Christopher Doelling, P.E. - Chavond-Barry Engineering Corp.  
 Bruce Radcliffe, Regulatory Compliance Officer - SRVSA

Minute 4 - Pledge of Allegiance

All in attendance saluted the flag.

Minute 5 - Approval of Minutes

- a. 762nd Meeting - February 22, 2010 - Regular Session  
Rescheduled to March 1, 2010

Upon motion of Mr. Van Riper, second of Mr. Quade, the Minutes of the 762nd Meeting (Regular Session) were approved by the following roll call vote:

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

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

- b. 762<sup>nd</sup> Meeting - February 22, 2010 - Closed Session  
Rescheduled to March 1, 2010

Upon motion of Mr. Van Riper, second of Mr. Stires, the Minutes of the 762<sup>nd</sup> Meeting (Closed Session) were approved by the following roll call vote:

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

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

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

- a. Public Hearing - To Establish The IPP Administrative Fee For 2008

Upon motion of Mr. Stires, second of Mr. Van Riper, the Public Hearing was Opened by the following roll call vote:

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

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

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

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

Commissioner Van Riper asked Mr. Radcliffe whether any inquiries had been made from anyone regarding the IPP Administrative Fee for 2008. Mr. Radcliffe responded that no inquiries had been made.

- b. Res. No. 10-0322-1 - Resolution Establishing A 2008 IPP Industrial Pretreatment Administrative Fee

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

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

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

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

**8. Resolutions for Consideration and Possible Formal Action- None**

**9. Board Committees**

- a. Joint Report Of Planning Committee (VAN RIPER, Florey, Poch, Quabeck, Stires) and Finance Committee (POCH, Lifrieri, Machala, Vollers) on long-term sludge disposal methodology and repair and rehabilitation of Incinerator No. 1 and Incinerator No. 2  
(1) Report and discussion on Cost To Burn Study

Mr. Van Riper reported, on behalf of the Planning and Finance Committees, at the request of Mr. Poch in his absence. Mr. Van Riper reported that both Committees were in agreement to proceed with the rehabilitation of both Incinerator No. 1 and Incinerator No. 2.

Executive Director Petrauski asked if Board Members had any questions. He went on to explain that the repairs on Incinerator No. 2 will take five (5) years, and we will replace the dome. While the repairs on Incinerator No. 2 are taking place, the design work for Incinerator No. 1 will take place.

Commissioner Machala asked the ages of the incinerators. Mr. Petrauski responded that Incinerator No. 1 was built in 1972 and there as a rehabilitation in the late 1080's and that Incinerator No. 2 was built in 1993 or 1994.

Mr. Machala asked if the technology has evolved to which Mr. Barry stated that it has. Mr. Barry went on to report that stainless steel pipes will be used rather than a new dome and that the pipes will be easier to repair and replace; they can be repaired or replaced individually rather than having to replace an entire dome.

Commissioner Machala further questioned how much it would be to replace the incinerator. Mr. Barry stated that there would be no merit as the stainless steel pipes give a mechanical improvement.

Executive Director went on to state that the Authority also needs to upgrade the SCADA System. Chairperson Guttschall stated that the Committees recommended the repairs regardless.

A discussion ensued concerning the hauling costs during the time that the incinerator has been out of operation. Plant Supervisor Thompson stated that it costs approximately \$20,000/month for the removal of only about 10%. Mr. Anastasio stated that the cost would be approximately \$3.5M/year if everything was to be hauled out.

Mr. Van Riper asked how the repairs will increase our capacity. Mr. Barry stated that there would be more air supply and a larger bed, but that it will be a bit less efficient due to the burning more oil.

Mr. Guttschall asked who would be taking care of the air permit revision. M. Barry stated that Karl Monninger of CBE would obtain the permit revision.

Mr. Machala asked about FOG and if it has been installed at other locations. Mr. Barry responded that it has been successful in Gloucester for over five (5) years, and Ms. Quabeck reported that there are two (2) locations in New Jersey.

Commissioner Machala went on to ask whether CBE has designed any FOG facilities. Mr. Barry responded that CBE has not, but they would model the SRVSA FOG facility on Gloucester's facility and went on to report how the system works.

Executive Director Petruski went on to report that he has just learned that afternoon that the cost for the revision to the Authority's Air Permit will cost the Authority \$59,000 and, therefore, Res. No. 10-0322-2 would need to be modified to include the additional cost.

Commissioner Lifrieri asked whether the change to the air permit would be a modification or would a new permit be necessary. Mr. Barry stated that it would be a major modification but that a new permit would not be necessary.

In answer to Mr. Guttschall's question regarding the time frame for the repair on the dome, Mr. Barry estimated 2½ to 3 months.

- (a) Res. No. 10-0322-2 - Resolution Authorizing The Authority To Enter Into And Accept Chavond-Barry Engineering Corp.'s Proposal And Scope Of Work For Modifications To Incinerator No. 1

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

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

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

- (b) Res. No. 10-0322-3 - Resolution Authorizing The Authority To Enter Into And Accept Chavond-Barry Engineering Corp.'s Proposal And Scope Of Work For Replacing The Dome And Tapered Wall Section Of Incinerator No. 2

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

Arthur Quade	Yes	Peter Van Riper	Yes
Alessandro Fischetti, Jr.	Yes	Robert McCray	Yes

Edward J. Machala	Yes	Joseph J. Lifrieri	Yes
Philip Petrone	Yes	William A. Poch, Sr.	Absent
Peter F. Stires	Yes	Gail Quabeck	Yes
Alvin Florey	Yes	Kenneth Lee	Yes
Hebert Vollers	Absent	Roger Guttschall	Yes

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

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

- (1) Report on conclusion of disciplinary action against the Authority's Solid End Personnel  
**CLOSED SESSION) PERSONNEL**

c. Chairperson - Mr. Guttschall stated that he did not have anything to report.

Minute 10 - Reports

a. Executive Director's Report

- (1) Outfall Relocation Project - Redesigned Tunnel Project

Mr. Petruski requested that Mr. Anastasio update the Board on the Redesigned Tunnel Project.

Mr. Anastasio reported that Northeast Remsco is moving along nicely on the tunnel project. However, he went on to report that CSX does not want to review the revisions and that they said to just build it according to the plans and specifications.

- (2) Report on revisions to the Governmental 457 (b) Deferred Compensation Plan

- (a) Res. No. 10-0322-4- Resolution Authorizing The Adoption Of A Restated Deferred Compensation Plan To Comply With Amended Sections Of The Internal Revenue Code And The Rules And/Or Regulations Issued Thereunder More Commonly Referred To As "Acts and Regulations"

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	Yes
Alessandro Fischetti, Jr.	Yes	Robert McCray	Yes
Edward J. Machala	Yes	Joseph J. Lifrieri	Yes

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

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

- (3) Report on Change Order No. 1 - Primary Heat Exchanger Repair and Tube Bundle Replacement Contract B-09-10

Mr. Anastasio reported that the change order was for some welding and refractory repairs totaling \$15,300. He went on to report that it was not necessary for the Authority to replace the expansion joint which was a cost savings for the Authority. Mr. Anastasio recommended that the resolution authorizing Change Order No. 1 be adopted.

- (a) Res. No. 10-0322-5 - Resolution Authorizing Change Order No. 1 - Primary Heat Exchanger Repair and Tube Bundle Replacement B-09-10

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

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

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

- (4) Report on storm event of March 12, 13 & 14

Mr. Petruski reported that the plant weathered the storms with little problem. He did report that the only issue was a power outage and that created problems with re-starting the blowers. The Authority was without power and blowers for approximately 3 hours.

- (5) Report on Fire Inspection

Mr. Petruski reported, that as part of a recent fire inspection, three violations were discovered. These violations were two emergency exit lights were out and one employee had an extension cord in use. All items have been rectified.

In addition to the fire inspector, the insurance company was on site for a Safety inspection. The Safety inspection resulted in no reportable issues.

- (6) Discussion relating to Carbro Constructors Corp. Complaint **(CLOSED SESSION) LITIGATION**
- (7) Update on repairs to Incinerator No. 2 and the dispute with the insurance company regarding coverage **(CLOSED SESSION) PENDING LITIGATION**

Mr. Petruski stated that Items (6) and (7) would be discussed in Closed Session.

b. Engineer/Consultants

- (1) James L. Brandes, P.E. (CDM) Engineer's Report for February 2010 - Engineer Brandes did not have anything additional to report.

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

Attorney Maraziti commented on the upcoming pension changes stating that the changes will only impact new employees. Mr. Petruski stated that some of the things being put into place (changes); i.e. a cap on leave time, paying a portion of health benefits, we had negotiated in the past, stating that we were ahead of the State on these issues.

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

- a. NJDEP, Division of Water Quality; Surface Water Discharge Monitoring Report; dated February 23, 2010; Re: Reporting Period January 2010

- b. NJDEP, Division of Water Quality; Residuals DMR; dated February 23, 2010; Re: Reporting Period December 2009
- c. NJDEP, Division of Water Quality; Residuals Waste Characterization Report; dated February 23, 2010; Re: Reporting Period December 2009
- d. NJDEP, Division of Water Quality; Residuals Transfer Report; dated February 23, 2010; Re: Reporting Period December 2009
- e. NJDEP, Notice of Public Comment Period; dated February 26, 2010; Re: Proposed Amendments to the FFY 2010 Clean Water Priority System/Intended Use Plan (3/5/2010 Weekly Mailing)
- f. E-Mail; dated March 3, 2010; Re: Legislative News Prevailing Wages (3/12/2010 Weekly Mailing)
- g. AEA 2010 Conference & Awards Program; dated March 9-10, 2010; Re: Wave Awards (See Pages 10-12) (3/19/2010 Weekly Mailing)
- h. Omni Environmental, LLC; dated March 15, 2010; Re: Comments On Proposed Amendments To Surfacer Water Quality Standards (3/19/2010 Weekly Mailing)
- i. The Bank of New York Mellon; dated March 12, 2010; Re: New Relationship Manager (3/19/2010 Weekly Mailing)
- j. Brent Carney, Esq.; dated March 15, 2010; Re: Carbro Constructors Corp. v. Somerset Raritan Valley Sewerage Authority and Camp Dresser & McKee (3/19/2010 Weekly Mailing)
- k. Christopher Bolka, Principal Environmental Specialist; NJDEP; dated March 19, 2010; Re: Affirmative Defense (3/26/2010 Weekly Mailing)
- l. Peter Van Riper; dated March 23, 2010; Re: Mohammad Reza Jafari, Ph.D., P.E.
- m. NJ Utility Authority Joint Insurance Fund; dated March 4, 2010; Re: Loss Control Report

No questions/comments regarding the communications.

Minute 12 - Payroll (Res. No. 10-0322-6)

Upon motion of Ms. Quabeck, 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	Yes
Edward J. Machala	Yes	Joseph J. Lifrieri	Yes
Philip Petrone	Yes	William A. Poch, Sr.	Absent
Peter F. Stires	Yes	Gail Quabeck	Yes
Alvin Florey	Yes	Kenneth Lee	Yes
Hebert 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. 10-0322-7)

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

Arthur Quade	Yes	Peter Van Riper	Yes
Alessandro Fischetti, Jr.	Yes	Robert McCray	Yes
Edward J. Machala	Yes	Joseph J. Lifrieri	Yes
Philip Petrone	Yes	William A. Poch, Sr.	Absent
Peter F. Stires	Yes	Gail Quabeck	Yes
Alvin Florey	Yes	Kenneth Lee	Yes
Hebert 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. Van Riper, second of Mr. Machala the meeting was adjourned to Closed Session at 8:02 P.M. to discuss Carbro, the Incinerator and Personnel Issues (Litigation, Pending Litigation and Personnel) by the following roll call vote:

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

Minute 16 - Closed Session

Minute 17 - Motion To Reconvene in Regular Session

Upon motion of Mr. Van Riper, second of Mr. Quade, the meeting was reconvened in Regular Session at 8:21 P.M. by the following roll call vote:

Arthur Quade	Yes	Peter Van Riper	Yes
Alessandro Fischetti, Jr.	Yes	Robert McCray	Yes
Edward J. Machala	Yes	Joseph J. Lifrieri	Yes
Philip Petrone	Yes	William A. Poch, Sr.	Absent
Peter F. Stires	Yes	Gail Quabeck	Yes

Alvin Florey	Yes	Kenneth Lee	Yes
Hebert Vollers	Absent	Roger Guttschall	Yes

Minute 18 - Adjournment

Upon motion of Mr. Van Riper, second of Mr. McCray, the meeting was adjourned at 8:21 P.M. by the following roll call vote:

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