

Union County Utilities Authority
June 15, 2005
Regular Public Meeting

Chairman Kahn called the meeting to order at 6:47 p.m. in the meeting room of the Union County Utilities Authority, 1499 Routes 1 & 9, North, Rahway, New Jersey.

Notice of Compliance with the Open Public Meetings Act was read by Joseph Bodek, Clerk of the Authority.

A roll call of Commissioners showed the following present: Chairman Kahn, Vice-Chairman Kulish, Secretary Wolf, Treasurer People, Commissioners Jackus and Lapolla. Also present was alternate Commissioner Jorn.

Commissioners absent: Commissioner Badri, Kennedy, Vollero, and alternate Commissioner Huff.

Others Present: Dr. Spatola, Mr. Hummel, Mr. Brennan, and Mr. Crane of the Authority's staff; General Counsel Neil Cohen; Ed Trainia of CME; Kraig Dowd of Brownstein Booth and Associates; Jonathan Williams of DeCotiis, Fitzpatrick, Cole and Wisler; Richard Rudin; Deputy Clerk Lisa Miskiewicz and Clerk Joseph C. Bodek..

Chairman Kahn led the Pledge of Allegiance.

Chairman Kahn appointed Alternate Commissioner Jorn to act for Commissioner Kennedy.

Mr. Bodek provided proof of notice of the meeting.

Approval of Minutes

Commissioner Wolf moved the resolution approving the minutes of the regular public meeting of May 18, 2005 and the executive session minutes of May 18, 2005. Commissioner Jackus seconded the motion. All voted in favor, except Commissioners Lapolla and Kulish, who abstained.

Communications

Mr. Bodek noted that a invitation had been received from the Greater Elizabeth Chamber of Commerce for their Annual Dinner Cruise, to be held on September 14, 2005 at a cost of \$110.00 per person. Also from the Chamber, an invitation for their 9th Annual Legislative Breakfast, to be held on June 24, 2005 at a cost of \$15.00 per person. Mr. Bodek also noted a letter from the Plainfield Municipal Utilities Authority announcing their Sixth Annual Environmental Fair to be held on September 17, 2005.

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Report of Officers

There were no reports from the Officers.

Report of Committees, Staff and Counsel - Public Session I

Finance and Budget

Commissioner Kulish reported that the Finance and Budget Committee had met and recommended approval of the payment of bills resolutions. Commissioner Wolf then moved the following resolutions: 1) Approving consulting and legal vouchers for processing and payment; 2) Approving operating and resource recovery facility vouchers for processing and payment. The motion was seconded by Commissioner Jackus and approved unanimously by a roll call vote.

Personnel/Procurement/Insurance

There was no report for public session.

Operations

Dr. Spatola informed the Commissioner that the Covanta Coordination Meeting was held on June 14, 2005. Discussed was: 1) The total amount of waste delivered and the total amount of waste processed and the amounts of waste delivered and processed under the various Authority contracts. 2) Ways to improve security, based upon notices that had been received from the Association of Environmental Authorities; 3) Renewal of the Air Permit for the facility. The State is unwilling to excuse the Authority from the recycling report. A future meeting needs to be scheduled to resolve this issue; 4) Covanta is still looking for the excess waste cost that they believe they are entitled to for deliveries that were made after a holiday.

Dr. Spatola reported that the Authority is required to do an environmental assessment every three years as a permit condition. That report has been completed and turned into DEP this week. The report showed that there is no statistical difference in the numbers since this facility began operations.

Mr. Crane provided an enforcement update to the Commissioners. Kraig Dowd reviewed the number and type of violations.

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Solid Waste and Recycling

Dr. Spatola informed the Commissioners that a firm called D-Wood wants to set up operations in Elizabeth to recycle wood palettes. The firm would collect used palettes, grind them and ship them to Europe for manufacture of furniture. They went to the DEP for a limited permit approval. The Authority was asked for comments by the DEP. The Authority asked Elizabeth for comments. Elizabeth informed the Authority they had no objections. CME, in reviewing the application for the Authority, had some concerns. They will be forwarded to the DEP. Chairman Kahn asked about host fees. Dr. Spatola responded that he was not aware of any discussion between the company and the City of Elizabeth.

New Business

There were no items of new business.

Public Comment

There was no public comment.

Commissioner Wolf moved to go into executive session to discuss those matters pertaining to contracts, litigation, and/or personnel. The motion was seconded by Commissioner Jackus, and approved unanimously by a roll call vote. The Authority convened into executive session at 7:03 pm.

Upon motion of Commissioner Jackus, seconded by Commissioner Wolf and approved unanimously by a roll call vote, the Authority reconvened into public session at 7:50 pm.

Reports of Committees, Staff & Counsel - Public Session II

Commissioner Kulish moved a resolution to authorize the Executive Director to review the bills contained in the resolution previously adopted, this evening, approving consulting and legal vouchers for processing and payment, before permitting any payments. The motion was seconded by Commissioner Jackus and approved unanimously by a roll call vote, with Commissioner Lapolla was absent from the room.

Commissioner Wolf moved the following resolutions: 1) Authorizing the execution of an agreement with South Plainfield Transfer & Recycling, Inc. to allow its materials recovery facility to accept and recycle types 10(non-putrescible), 13, 13C, 23 and 27 Solid waste generated within Union County, and return all residue therefrom to the designated disposal facilities in the County in accordance with the Union County District Solid Waste Management Plan;

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2) Recommending an administrative action plan amendment to the Union County District Solid Waste Management Plan authorizing an agreement with South Plainfield Transfer & UCUA

Recycling, Inc. that would permit exceptions to the delivery requirements for the disposal of waste types 10(non-putrescible), 13, 13C, 23 and 27 and provide for recycling and the return of all residue therefrom to the designated disposal facilities in the County for disposal in accordance with the Union County District Solid Waste Management Plan. The motion was seconded by Commissioner Jackus and approved unanimously by a roll call vote, with Commissioner Lapolla out of the room.

Unfinished Business

There were no items of unfinished business.

Public Comments by Commissioners/Freeholder Liaison Chester Holmes

No Comments were made.

There being no further business to come before the Authority, Commissioner Wolf moved to adjourn the meeting. The motion was seconded by Commissioner Jackus and approved unanimously by a roll call vote. The meeting was adjourned at 7:53 pm.

Respectfully submitted,

Joseph C. Bodek
Clerk

Edward Kahn
Chairman

William Wolf
Secretary