

RAHWAY VALLEY SEWERAGE AUTHORITY

Summary of Minutes

Regular Meeting held June 19, 2008

- Minutes
Approved Minutes of Regular Meeting held April 17, 2008.
Approved Minutes of Regular Meeting held May 15, 2008.
- Communications
Two letters were received from the City of Rahway.
- Treasurers Reports
The Treasurers Reports for April 2008 were received and are attached.
- Executive Director
Sewer Connections and the status of various contracts.
- Consulting Engineer
Overview of contracts; flow rights and user charge reports.
- Counsel
Overview of legal matters.
- Committees
Reports were given by the Engineering and Finance Committees.
- Unfinished Business
None.
- New Business
Approved the following: Security Purchases; joining Cooperative Purchasing Program; reject and resolicit RFP's on Contract #0811 Air Permit Testing; and TWA's for the Townships of Clark, Cranford, Scotch Plains and Woodbridge.
- New Business (Cont'd.)
Approved the following expenditure: Amend Contract #105-C with CCMS for an additional \$16,681.00.
- Bills & Claims

OPERATING FUND	8-01	\$930,643.13
BUILDING & EQUIP FUND	8-02	1,333,007.72
CONSTRUCTION FUND	8-04	<u>25,397.58</u>
TOTAL ALL FUNDS:		\$2,289,048.43

RAHWAY VALLEY SEWERAGE AUTHORITY

Regular Meeting Minutes – June 19, 2008

The Chairman called the meeting to order at 7:30 p.m.

The Chairman read the statement on “Open Public Meetings Law”.

In accordance with the requirements of the Open Public Meeting Act, State of New Jersey, adequate notice of this meeting has been provided by the inclusion of the date, time and place in a Notice which was forwarded to the Star Ledger, the Home News Tribune and was filed with the Clerk of each of the eleven member municipalities on February 19, 2008.

The Chairman asked if any member of the body believed that this meeting was being held in violation of the provisions of the Open Public Meetings Act; to please state their objection and the reasons for same.

Hearing no objections, the Chairman stated we shall proceed with our regularly scheduled meeting.

The Chairman requested that everyone stand to salute the Flag and observe a moment of silence.

Roll Call

The following members were present:

Maria A. Abram	for the Township of Springfield
C. Clark Landale	for the Borough of Mountainside
Richard LoForte	for the Borough of Kenilworth
Charles P. Lombardo	for the Borough of Garwood
Robert G. Luban	for the Township of Woodbridge
Frank G. Mazzarella	for the Township of Clark
James J. Murphy	for the Township of Cranford
Joan Papen	for the Township of Scotch Plains
Paul M. Sefranka	for the City of Rahway

The following members were absent:

Allen Chin	for the Town of Westfield
Attilio S. Venturo	for the Borough of Roselle Park

The following were also present:

Michael J. Brinker, Jr., PE	Executive Director
Robert J. Materna	Secretary-Treasurer
Joanne Grimes	Office Admin./Board Secretary
James Wancho, P.E.	Paulus, Sokolowski & Sartor
Brian Hak, Esq.	Weiner Lesniak, LLP

Approval of Minutes

Mr. Luban made a motion, seconded by Mr. Lombardo, to approve the minutes of the Regular Meeting held April 17, 2008.

Mr. Sefranka stated that since he was new to the Board he was not sure if this was the appropriate time, however, he noted he had questions regarding several bills that were paid, specifically payments made to Verizon that were included on the Bills and Claims listing. Mr. Materna stated that he would go over any voucher in question and answer all of Mr. Sefranka's questions.

As there was no further discussion, the motion was approved by those present with the exception of Mr. Mazzarella, Mr. Murphy and Mr. Sefranka who abstained. Mr. Chin and Mr. Ventura were absent.

Mr. Murphy made a motion, seconded by Mr. Luban, to approve the minutes of the Regular Meeting held May 15, 2008. The motion was approved by those present with the exception of Mr. Sefranka who abstained. Mr. Chin and Mr. Ventura were absent.

Communications

- The following letter addressed to Joanne Grimes, was received on June 2, 2008, from Jean Kuc, Clerk for the City of Rahway regarding RVSA's Bond Trustee, Mr. Pelscher at the Bank of NY:

“As requested, I forwarded a copy of the SFY 2007 Audit to Mr. Pelscher. Please be advised that if the Sewerage Authority would like a copy of the Audit there will be a charge of \$25.30 plus postage of \$4.80 if you want it mailed. Please make the check payable to the City of Rahway. As soon as payment is received, I will forward a copy of the Audit.”

- The following letter and resolution addressed to Joanne Grimes, were received on May 29, 2008, from Jean Kuc, Clerk for the City of Rahway

“Enclosed please find the following resolution that was approved by the Rahway City Council at its regular meeting held on May 12, 2008:

AR-1227-08 A resolution appointing a City of Rahway Representative to the Rahway Valley Sewerage Authority (Paul Sefranka) ... to fill an unexpired term, expiring on February 1, 2012.

The above resolution was also submitted to the New Jersey Secretary of State. ... ”

Report of Treasurer

The Treasurer's Reports for the month of April 2008 have been distributed to the Commissioners

for review and will be spread on the Minutes. So ordered.

Report of Executive Director

Sewer Treatment Endorsements

The following is a list of Sewer Treatment Endorsements processed between 5/14/08 and 6/17/08, and a copy of the log sheet with additional information has been distributed for your reference:

<u>Number</u>	<u>Date</u>	<u>Applicant</u>	<u>Municipality</u>
1047-08-WN	05/15/08	Joseph Schuman	Winfield
1048-08-WB	05/15/08	449 Blair Road Assoc.	Woodbridge
1049-08-GW	05/15/08	Anthony Kessuer	Garwood
1050-08-WB	05/21/08	Nefseri Construction	Woodbridge
1051-08-KW	06/05/08	Elshiekh Enterprises	Kenilworth
1052-08-WB	06/09/08	Salon Simran, Inc.	Woodbridge
1053-08-WB	06/13/08	Metropark Associates	Woodbridge
1054-08-CR	06/13/08	EISCO NJ	Cranford
1055-08-SF	06/16/08	Patrick & Donna Phillips	Springfield

Monthly Reports

The following reports were received and distributed to the Commissioners:

- PS&S Monthly
- PS&S Preliminary Monthly *
- CCMS - Contract #105 – Cogeneration Facility *
- CCMS - Contract #155 – Cogeneration Facility *
- Weiner Lesniak – Monthly Update*
- RVSA Contractors & Engineers Claims for Payment *
- RVSA Purchase Orders in Excess of \$1500 *
- RVSA Operations *
- RVSA Grievance Update *
- RVSA IPP Monthly Activities*

* These items were discussed at the Engineering Committee Meeting.

Grant Money

Mr. Brinker stated that Mrs. Papen, Mr. Lombardo, Mr. Materna and he had traveled to Washington on Monday and met with members of the lobbyist firm Murray Montgomery and O'Donnell and members of Senator Lautenberg's staff regarding the Grant Money that the Authority is hoping to obtain.

Encroachment on the Authority's Trunk Sewer

Agreement with Garwood

As reported previously, Counsel sent an agreement to the Borough of Garwood to be executed with regard to their DPW facility being built on the Authority’s right-of-way. The Authority will execute the Agreement once it is returned from Garwood. Commissioner Lombardo was going to check on the status of this and report back.

Clark

Subsequent to the foregoing matter of Garwood having built their DPW garage over the Authority’s Trunk Sewer, a resident in Clark is seeking endorsement from the Authority to build a residential garage adjacent to or over the Authority’s 60” Trunk Sewer which runs through his property. Mr. Brinker after reviewing historical records of property acquisitions has requested Counsel to have a title search performed. The title search was performed and additional searches are on-going.

Contract #0811 – Air Emissions Testing Services

Joanne Grimes, Office Administrator, sent a copy of the RFP to three companies and posted it on the Authority’s website. Two companies made the required site visit and submitted proposals on Wednesday, June 11, 2008 as follows:

<u>Company</u>	<u>Test</u>	<u>Qty.</u>	<u>Amount</u>
Air Recon	\$3,950.00	4	\$15,800.00
Branchburg, NJ	1,800.00	4	7,200.00
	3,600.00	1	3,600.00
	2,100.00	2	4,200.00
	1,200.00	1	1,200.00
	1,200.00	1	<u>1,200.00</u>
			\$33,200.00 *correct amount
Peregrine Technical Services Quakertown, NJ	\$4,685.00	4	\$18,740.00
	3,415.00	4	13,660.00
	1,950.00	1	1,950.00
	2,115.00	2	4,230.00
	850.00	1	850.00
	2,685.00	1	<u>2,685.00</u>
			\$42,115.00

* The proposal as submitted by Air Recon, was incorrectly added and reflected a total amount of \$31,100.00.

The proposal submitted by Air Recon was found to be non-conforming, in that it was lacking the Affirmative Action Statement, Reportable Political Contribution Statement, the Stockholder Disclosure Statement and their Certificate of Insurance. The proposal submitted by Peregrine Technical Services was in order. Anthony Gencarelli, RVSA’s Manager of Regulatory Compliance and Counsel both reviewed the documents. Both recommended that the proposals be rejected and the Authority resolicit the RFP.

This was discussed at the Engineering Committee Meeting held June 12, 2008 and a motion is on the agenda under New Business.

TWA – Clark

A Treatment Works Sewer Connection Application was submitted by the Township of Clark on behalf of Tomarc Company/Clark Target Shopping Center. The Application is for the construction of a 6” sewer lateral which will be a DRY sewer, however, when activated will generate approximately 2,300 gpd of flow from a 23,000 sq. ft. retail building. The DRY sewer is being constructed and “stubbed in”, during the ongoing road construction presently taking place near this location. I reviewed the application, find it to be in order and recommend approval. This was discussed at the Engineering Committee Meeting held June 12, 2008 and a motion is on the agenda under New Business.

TWA – Cranford

A Treatment Works Sewer Connection Application was submitted by the Township of Cranford on behalf of EISCO of NJ for property located on Balmiere Parkway in the Township of Cranford. The Application is for a groundwater remediation project with an anticipated discharge not to exceed 7,999 gpd. The applicant will be required to perform Industrial Pretreatment Sampling and also provide daily reports certifying the amount of flow discharged. I reviewed the application, find it to be in order and recommend approval. This was discussed at the Engineering Committee Meeting held June 12, 2008 and a motion is on the agenda under New Business.

WQMP Revision Application – Scotch Plains

A WQMP Amendment Application Permit was submitted by the Township of Scotch Plains on Fox & Foxx Real Estate Acquisition Development for a single family dwelling located at 3 Wright Street in the Township of Scotch Plains. Based on the existing WMP’s, the property is designated to discharge into the RVSA, however, demographically it is beneficial for them to construct their sewer connection and tie into PARSAs. I reviewed the application, find it to be in order and recommend approval. This was discussed at the Engineering Committee Meeting held June 12, 2008 and a motion is on the agenda under New Business.

Mrs. Grimes noted that she would forward a copy of this application to Kathy Corcoran at PS&S who is presently working on the Authority’s updated WQMP.

TWA – Woodbridge

A Treatment Works Application was submitted by the Township of Woodbridge on behalf of CMX Engineering for a project known as Siemens Iselin Campus. The Application is for the construction of 110 lf of 8” sewer to service two new office buildings with a total of 474,667 sf of space. The new flow generated from this project will be approximately 0.0475 mgd (or 47,467 gpd) plus existing flow from other buildings on the site of 0.0237 mgd. I reviewed the application, find it to be in order and recommend approval. This was discussed at the Engineering Committee Meeting held June 12, 2008 and a motion is on the agenda under New

Business.

Participation in Cooperative Purchasing Program

The Passaic Valley Sewerage Commission (PVSC) serves as the lead agency of the North Jersey Wastewater Cooperative Pricing System (NJWCPS). The NJWCPS has advertised and awarded contracts for a variety of goods and equipment including spare parts, instrumentation equipment, safety equipment, mechanical seals and bulk chemicals. The PVSC is permitted to accept and approve requests for additional membership. The process to add members is not complicated and the PVSC currently operates the Cooperative at no cost for the member agencies. If the RVSA is interested in joining, the RVSA Board must pass a resolution expressing interest in joining the CO-OP. A copy of the Agreement has been distributed to the Commissioners and a resolution is on the agenda under New Business.

Contract #105-C Construction Oversight Services

At the May meeting the Board discussed a letter from CCMS dated May 12, 2008 requesting an additional \$163,020.00 for their services during the extended contract period through July, 2008 at which time the contract should be closed out. At the May meeting, the Commissioner decided to only authorize payment for the current (May) invoice in the amount of \$17,078.69, total amended contract of \$2,194,542.30.

The Authority has received another invoice (June) in the amount of \$16,681.00.

I am asking for direction from the Board on this invoice and how the Board wishes to proceed on any future construction oversight services by CCMS on Contract #105-C.

Report of Consulting Engineer

The following report to the Authority Board summarizes our activities for the period of May 10, 2008 through June 13, 2008.

JCO Compliance

The second quarter report is due at the end of July.

Administrative Appeals Re: NJPDES/TWA Permits

PS&S continues to coordinate activities with General Counsel and Special Counsel, Hall & Associates related to the follow-up from the Settlement Conference at the Office of Administrative Law on October 25, 2007, to discuss the NJPDES and TWA permit appeals. A general water quality justification document was prepared during previous period summarizing the argument for temporarily suspending the maximum weekly mass loading limits for CBOD and TSS during high flow events and the recommended flow that should be used by NJDEP to trigger suspension of the maximum weekly mass loading limits. If this information is accepted by NJDEP it will settle the NJPDES appeal. Counsel has continued to pursue a response from NJDEP and the DAG.

The Executive Director has had discussions with the Union County Parks Department and the NJDEP Green Acres group regarding the continued use of the 004 outfall as an emergency outfall and at this point it does not appear feasible. An alternate emergency discharge location is being explored.

There has been no recent activity by PS&S.

Trunk Sewer Rehabilitation - Contract #144

The Contractor has performed additional clean up and restoration in the Park and has completed the same on Bedford Street area of work. Final paving in the road and parking lot was also performed. A meeting with representatives of the County and contractor took place prior to the restoration and paving work. We continue to interact with the County regarding the completion of work.

PS&S continues to provide observation of the contractor's activities.

PS&S continues to dispute the remaining contractor claims related to the contractor's assertion that he was delayed, and discussing same with the Authority and General Counsel. PS&S assisted General Counsel with a letter that was sent to the contractor rejecting his claims and instituting liquidated damages.

Wastewater Management Planning

On behalf of the RVSA, PS&S is moving forward with the adoption of the WMP document. The WMP adoption will require endorsement resolutions from all of the member municipalities and other affected entities. To date PS&S has received resolutions from Clark, Rahway, Westfield, Woodbridge, Garwood, Kenilworth, Scotch Plains, Linden, and Middlesex County Planning Board.

Cogeneration Funding

A NJBPU Office of Clean Energy-Renewable Energy Advanced Power Program grant has been awarded to the Authority in the amount of \$500,000. The Authority met with a representative of the NJBPU during a previous period to discuss the agreement and provide invoice documents for their review of eligibility against the loan. The Authority is awaiting a response from the NJBPU regarding eligible costs. The Executive Director had a meeting with the NJBPU on Friday April 18, 2008 to discuss the status the grant at which time additional documentation of expenditures was requested.

Air Permitting

PS&S and the Authority are proceeding with the preparation of an additional Title V Significant Modification application to modify certain permit required monitoring and recordkeeping requirements and to address some potential variability in digester gas characteristics. PS&S is waiting on input from the Authority regarding natural gas/digester gas ratio limits for this

modification application. In addition, PS&S has drafted an emission test protocol for reduced sulfur emission testing from the Sludge Dryer. This emission testing protocol has been submitted to NJDEP for review and approval. NJDEP has given approval to the Cogeneration engines emission testing protocol.

There has been no recent activity.

Digester Brick Replacement - Contract #157

The contractor, Agia Mason, has completed the contract work on the digesters. Some minor site work remains. Agia Mason has also completed the Pump and Blower Building fascia work. PS&S will be closing this contract out in the next few weeks.

Cogeneration/Sludge Drying Facility – Engine Investigation

PS&S continues to assist the Authority and CCMS in follow-up activities related to the engine “backfire” events associated with engines #1 and #3. During the last period PS&S was involved with the following activities associated with all four engines:

Review of correspondence.

Review of work progress.

Inspection and coordination efforts associated with proposed instrumentation wiring addition and breeching system repairs.

General Consulting

Review of documents from NJDOT regarding their ongoing work on Routes 1&9 in the vicinity of the Authority’s trunk sewer in East Hazelwood Avenue.

Field observation of repair to the Pump and Blower Building roof and flashing. Work essentially complete.

Inspection of the outfall and preparation of a preliminary report summarizing repair techniques and costs.

User Charge and Flow Rights Reports

The June 2008 flow rights and user charge reports covering May 2008 were finalized and submitted.

Report of Counsel

The following is a summary of all General Counsel Services that have been provided by this office to the Rahway Valley Sewerage Authority for the time period covering May 13, 2008 through June 9, 2008.

CSP Improvements & related issuesContracts #155 & #156

We continue to monitor and evaluate potential delay claims being asserted by the contractor/electrical subcontractor with respect to Contract #155. We previously provided the Executive Director with detailed legal memoranda evaluating the merits of same and making recommendations with respect to actions to be taken by the Authority.

Administrative Appeals Re: Treatment Works Approval

With respect to the Treatment Works Approval, the final issue on appeal has been consolidated with the appeal that was filed regarding the Authority's NJPDES permit. (See discussion of NJPDES Permit Appeal- item #1 under "Miscellaneous").

Cogeneration Facility

We have conducted extensive legal research with respect to potential change orders that have been submitted by the contractor, including its recent request for additional overhead, and have provided the Executive Director with a detailed legal memorandum evaluating the merits of same and making recommendations with respect to actions to be taken by the Authority. We have also evaluated the Authority's claims for liquidated damages against the contractor. On May 27, 2008 we attended a meeting with the contractor and its counsel in order to further discuss the contractor's claims as well as the Authority's claim for liquidated damages. This matter will be discussed with the Board in greater detail in Executive Session.

MiscellaneousNJPDES Permit Appeal

On October 26, 2007 a settlement conference was held at the Office of Administrative Law at which time a resolution of the remaining two (2) issues in the case (an emergency bypass and the required loading limits) was discussed with NJDEP. The parties at that time had reached an agreement in principle, however, NJDEP has since failed to finalize the proposed settlement. By letter dated June 4, 2008 we have requested that the Administrative Law Judge re-list our motion for sanctions that we previously filed on behalf of the Authority.

Garwood/Trunk Sewer Conflict

We have prepared an agreement with Garwood for purposes of establishing Garwood's responsibilities with respect to the Authority's trunk sewer line which has been forwarded to Garwood's counsel for review and execution. We are also investigating other instances of encroachments on the Authority's trunk sewer line and once those investigations have been completed a recommendation will be made to the Executive Director as to a future course of action on the part of the Authority.

Contract #144 - Trunk Sewer Rehabilitation

We have had several discussions with the Executive Director and the Consulting Engineer regarding the contractor's potential change orders (claims) as well as the Authority's claims for liquidated damages and credits being asserted against the contract. In addition, we have conducted extensive legal research with respect to the issues surrounding the contractor's two largest claims which was the subject of a detailed legal memorandum previously provided to the Executive Director. On May 15, 2008 we sent a letter to the contractor's counsel denying the contractor's claims and making a demand for liquidated damages and credits against the contract to which the Authority is entitled. This item may be discussed in further detail in Executive Session.

Flow Rights Exceedance Hearings

We are in the process of formulating a recommended policy for the reinstatement, at the Executive Director's recommendation, of the Peak Flow Rights exceedances hearing procedure set forth in the service agreement.

Committee Reports

The Chairman asked if there were reports from any of the following Committees:

Engineering Committee (Allen Chin, Chairman)

Mrs. Papan noted that an Engineering Committee Meeting was held June 12, 2008, at which time several items were discussed. Items which require action are on the agenda under New Business.

Finance Committee (Charles Lombardo, Chairman)

Mr. Lombardo stated that a Finance Committee Meeting was held earlier this evening at which time the Bills and Claims were reviewed. Action is on the agenda under Bills and Claims.

Insurance Review Committee (Robert Luban, Chairman)

No report.

Legal Committee (Clark Landale, Chairman)

No report.

Personnel Committee (James Murphy, Chairman)

No report.

Public Relations Committee (Attilio Venturo, Chairman)

No report.

Sludge Management Committee (Frank Mazzearella, Chairman)

No report.

Unfinished Business

None.

New Business

The following Resolution #08-24 was offered by Mr. Lombardo, on motion of Mr. Lombardo, seconded by Mr. Murphy and approved by the members present with the exception of Mr. Mazzearella who voted against. Mr. Chin and Mr. Venturo were absent.

RESOLUTION #08-24

BE IT RESOLVED that the officers of the Rahway Valley Sewerage Authority be and are hereby authorized to invest the following for the Operating Fund, to mature on August 6, 2008:

<u>Amount</u>	<u>Rate</u>	<u>Bank</u>
\$3,000,000.00	2.54%	Town Bank of Westfield

The following Resolution #08-25 was offered by Mr. Lombardo, on motion of Mr. Lombardo, seconded by Mr. Murphy and approved by the members present with the exception of Mr. Mazzearella who voted against. Mr. Chin and Mr. Venturo were absent.

RESOLUTION #08-25

BE IT RESOLVED that the officers of the Rahway Valley Sewerage Authority be and are hereby authorized to invest the following for the Capital Replacement Fund, to mature on August 6, 2008:

<u>Amount</u>	<u>Rate</u>	<u>Bank</u>
\$2,500,000.00	2.54%	Town Bank of Westfield

The following Resolution #08-26 was offered by Mr. Lombardo, on motion of Mr. Lombardo, seconded by Mr. Murphy and unanimously approved by the members present. Mr. Chin and Mr. Venturo were absent.

RESOLUTION #08-26

WHEREAS, the Rahway Valley Sewerage Authority (RVSA) desires to become a member or "Participating Contracting Unit" (PCU) of the North Jersey Wastewater Cooperative Pricing System (NJWCPS); and

WHEREAS, the Passaic Valley Sewerage Commission (PVSC) is the lead agency of said

NJWCPS; and

WHEREAS, such membership shall be for the period through November 30, 2009 and each renewal thereafter of the system, unless or until the RVSA elects to formally withdraw from the system by giving 30 days advanced written notice; and

WHEREAS, the PVSC shall bear all costs associated with administering the NJWCPS system and bidding process including the cost of advertising and administration, and the PCU shall not be obligated for any part of such expense.

NOW, THEREFORE, BE IT RESOLVED that the Executive Director of the Rahway Valley Sewerage Authority be and hereby is authorized to enter into and execute the attached agreement for its membership in the NJWCPS.

Mr. Landale made a motion, seconded by Mr. Lombardo, to reject the two proposals received on Contract #0811 Air Testing, as the low proposal was found to be non-conforming and the second proposal's fee was 25% higher than the low proposal, as recommended by Anthony Gencarelli in concurrence with Counsel; and to resolicit proposals. The motion was unanimously approved by the members present. Mr. Chin and Mr. Venturo were absent.

The following Resolution #08-27 was offered by Mr. Landale, on motion of Mr. Landale, seconded by Mr. Lombardo and unanimously approved by the members present. Mr. Chin and Mr. Venturo were absent.

RESOLUTION #08-27

WHEREAS, the Township of Scotch Plains has submitted an application on behalf of Fox & Foxx Real Estate to the Plainfield Area Regional Sewerage Authority (PARSA) for property located at 3 Wright Street in the Township of Scotch Plains; and

WHEREAS, said application is for a sewer connection to serve one single family home with an estimated flow of 300 gpd; and

WHEREAS, the Rahway Valley Sewerage Authority (RVSA) adopted a Water Quality Management Plan (WQMP) pursuant to regulations adopted by the New Jersey Department of Environmental Protection (NJDEP) requiring it to delineate the RVSA's sewer service area; and

WHEREAS, the aforementioned property is considered to be in the sewer service area of the RVSA; and

WHEREAS, the RVSA has determined that the aforementioned property is on the border of the RVSA / PARSA services areas; and

WHEREAS, the aforementioned property located within the Township of Scotch Plains demonstrates unique topography such that it will flow by gravity to the PARSA; and

WHEREAS, the PARSAs has agreed to accept the flow from this property and will make the necessary modifications to its service area contingent upon the RVSA stating that it has no objection to the connection and making the necessary modifications to its WQMP and related Service Area Map.

NOW, THEREFORE, BE IT RESOLVED by the RVSA that the RVSA poses no objection to the aforementioned property connecting into the PARSAs contingent upon:

1. In accordance with N.J.A.C. 7:15, the RVSA has been designated Wastewater Management Plan (WMP) responsibility for their sewerage service area. This requires the RVSA to "prepare, submit and periodically update a wastewater management plan....and provide comments on proposed amendments to wastewater management plan amendments." Any governmental unit or person that prepares an amendment to the Authorities WMP must, in accordance with N.J.A.C. 7:15-5.22 notify and seek comments from the RVSA.
2. In order for the RVSA to maintain an updated WMP document, including updated service area mapping, upon completion of the WMP amendment process, which includes amendment to the applicable Water Quality Management Plan (WQMP) by the NJDEP, the RVSA, and/or their designated consultant, update any applicable text portions of the WMP and the corresponding service area mapping so that it is consistent with the approved WMP and WQMP amendment. All documentation required for review by the RVSA, or their designated consultant, including NJDEP WMP/WQMP Amendment application, revised WMP text, and revised

WMP mapping is the responsibility of the applicant. The RVSA is responsible for reviewing the application and, if acceptable, issuing a Resolution of approval for use by the Applicant in the WMP process, and in maintaining their WMP document.
3. Receipt of endorsement from the NJDEP on the TWA application; and
4. Receipt from PARSAs of verification that it has made the necessary changes to its service area and WQMP and that it accepts the RVSA making the corresponding changes to its service area WQMP; and
5. Receipt of endorsement from the NJDEP approving modifications to the RVSA's and PARSAs's service areas and related maps; and
6. Receipt of endorsement from the NJDEP approving the modifications to the WQMP's and related map's; and
7. Paid the applicable fee of \$500.00 to the RVSA for the revisions to the RVSA WQMP, and related map; and

BE IT FURTHER RESOLVED, by the RVSA that upon approval by the NJDEP, the aforementioned property will no longer be considered to lie within the service area of the RVSA nor be serviced by the RVSA.

The following Resolution #08-28 was offered by Mr. Mazzarella, on motion of Mr. Mazzarella, seconded by Mr. Lombardo and unanimously approved by the members present. Mr. Chin and Mr. Venturo were absent.

RESOLUTION #08-28

WHEREAS, the Township of Clark has submitted a Treatment Works Sewer Connection Application for Tomarc Company/Clark Target Shopping Center located on Central Avenue in the Township of Clark, State of New Jersey; and

WHEREAS, the application is for the installation of 6" sewer lateral to go from Central Avenue beyond the Right-Of-Way in the Shopping Center and be a dry connection until such time that the new 23,000 sq. ft. shopping center is constructed and at that time will generate approximately 2,300 gpd of new flow; and

WHEREAS, the flow from the foregoing connection will not cause the Authority to exceed its permitted flow of 40 mgd; and

WHEREAS, the application has been reviewed by Michael J. Brinker, Jr., P.E., Executive Director/Chief Engineer, and found to be in order.

NOW, THEREFORE, BE IT RESOLVED by the Rahway Valley Sewerage Authority that it does hereby accept and approve the aforesaid application.

The following Resolution #08-29 was offered by Mr. Murphy, on motion of Mr. Murphy, seconded by Mr. Lombardo and unanimously approved by the members present. Mr. Chin and Mr. Venturo were absent.

RESOLUTION #08-29

WHEREAS, the Township of Cranford has submitted a Treatment Works Sewer Connection Application for EISCO NJ of Port Reading, NJ for a Groundwater Remediation Project located at 46 Balmiere Parkway, in the Township of Cranford, State of New Jersey; and

WHEREAS, the application is for the connection of carbon canisters to the sanitary sewer system in order to discharge treated groundwater from the aforementioned address; and

WHEREAS, the discharge from this project will not exceed 7,999 gpd, however, an approximate total of 144,000 gallons will be discharged during the duration of the project and said discharge will be certified daily via fax by EISCO NJ to the RVSA; and

WHEREAS, EISCO will provide Effluent Monitoring Data as outlined in Appendix C of

EISCO's submission to the Authority dated June 3, 2008; and

WHEREAS, the flow from the foregoing connection will not cause the Authority to exceed its permitted flow of 40 mgd; and

WHEREAS, the application has been reviewed by Michael J. Brinker, Jr., P.E., Executive Director/Chief Engineer, and found to be in order.

NOW, THEREFORE, BE IT RESOLVED by the Rahway Valley Sewerage Authority that it does hereby accept and approve the aforesaid application.

The following Resolution #08-30 was offered by Mr. Luban, on motion of Mr. Luban, seconded by Mr. Lombardo and unanimously approved by the members present. Mr. Chin and Mr. Venturo were absent.

RESOLUTION #08-30

WHEREAS, the Township of Woodbridge has submitted a Treatment Works Application on behalf of CMX Engineering for a project known as Siemens Iselin Campus, to be located at 186 Wood Avenue South in the Township of Woodbridge, State of New Jersey; and

WHEREAS, the application is for the connection of 110 lf of 8" sewer for two proposed office buildings with 474,667 sf of space, and a proposed flow of .0475 mgd (or 47,467 gpd); and

WHEREAS, the flow from the foregoing connection will not cause the Authority to exceed its permitted flow of 40 mgd; and

WHEREAS, the application has been reviewed by Michael J. Brinker, Jr., P.E., Executive Director/Chief Engineer, and found to be in order.

NOW, THEREFORE, BE IT RESOLVED by the Rahway Valley Sewerage Authority that it does hereby accept and approve the aforesaid application.

The following Resolution #08-31 was offered by Mr. Landale, on motion of Mr. Landale, seconded by Mr. Lombardo and unanimously approved by the members present. Mr. Chin and Mr. Venturo were absent.

RESOLUTION #08-31

WHEREAS, the Rahway Valley Sewerage Authority previously approved Resolutions #03-89, #07-16, #07-23 and #08-23 and related Agreements, Contract #105-C, for the purpose of engaging Consolidated Construction Management Services (CCMS), for Professional Services specifically to serve as the Construction Manager on Contract #105-Cogeneration/Sludge Drying Facility; and

WHEREAS, the Authority has determined that there is a need to amend this agreement; and

WHEREAS, CCMS submitted documentation reflecting the need for a contract extension and additional monies related to their work on Contract #105-C; and

WHEREAS, the additional amount to be authorized for this Contract is \$16,681.00; and

WHEREAS, the Secretary-Treasurer of the Authority, who is the Chief Financial Officer, hereby certifies that the necessary funds for said contract are available in the 2008 Annual Budget.

WHEREAS Professional Services have been determined to be exempt from public bidding under Title 40A.

NOW, THEREFORE, BE IT RESOLVED by the Rahway Valley Sewerage Authority that the previously adopted Resolution and related Agreement with CCMS in an amount of \$2,194,542.30 be and are hereby amended to provide for the increased contract amount of \$16,681.00 resulting in an amended contract amount not to exceed \$2,211,223.30; and

BE IT FURTHER RESOLVED that the Chairman and Secretary are authorized to execute an amendment to the Professional Service Contract previously entered into; and

BE IT FURTHER RESOLVED that a "Notice of Award" be published in accordance with law.

Mrs. Papen stated that the Board recently passed a resolution regarding the taping of meetings and included in that resolution the Authority approved providing the municipalities with a free copy of the meeting tapes if requested. Mrs. Papen asked that the Board consider amending the resolution, specifically the portion related to providing information for free, as some municipalities are not reciprocating accordingly.

Mr. Luban asked Counsel if we can do that. Counsel stated that you can not be selective of who you are going to charge and who you are not. Mr. Sefranka stated this is related to the City of Rahway seeking payment from the Authority under OPRA for a copy of its annual audit and noted that the City provided one copy to the Bonding Company for free as it is a requirement of the Bond, however, noted the second copy, requested by the Authority, required a fee. The Chairman and Commissioners requested that Counsel look into the Authority charging fees and or other municipalities charging the Authority and report back. He stated that he would look into the matter and will report back to the Board.

Bills and Claims

Mr. Lombardo made a motion, seconded by Mr. Murphy, that the following bills and claims previously audited by the Finance Committee be ordered paid. The motion was unanimously approved by the members present. Mr. Chin and Mr. Venturo were absent.

BILLS & CLAIMS**BUILDING & EQUIPMENT FUND**

CHECK #	DATE	VENDOR	ACCT/LINE #	AMOUNT
2305	06/19/08	ARGENT ASSOCIATES LLC	140.7	702.49
2306	06/19/08	CONSOLIDATED CONST. MGT. SRV.	140.2/7	484,079.53
2307	06/19/08	EE CRUZ COMPANY INC.	140.7	843,223.70
2308	06/19/08	PAULUS, SOKOLOWSKI & SARTOR	140.2/9	4,792.00
2309	06/19/08	WEINER LESNIAK	140.9	210.00

Total Building & Equipment Fund Checks: 5

Total Void Checks: 0

Total Amount Void: \$0.00

Total Amount Paid: \$1,333,007.72

CONSTRUCTION FUND

CHECK #	DATE	VENDOR	ACCT/LINE #	AMOUNT
1178	06/19/08	PAULUS, SOKOLOWSKI & SARTOR	140.4	25,397.58

Total Construction Fund Checks: 1

Total Void Checks: 0

Total Amount Void: \$0.00

Total Amount Paid: \$25,397.58

OPERATING FUND

CHECK #	DATE	VENDOR	ACCT/LINE #	AMOUNT
34854	05/16/08	NJ MOTOR VEHICLE COMMISSION	35	45.00
34855	05/20/08	COGENT COMMUNICATIONS, INC.	27	674.00
34856	05/20/08	MIDDLESEX WATER COMPANY	33	1,280.15
34857	05/20/08	SIMPLEX GRINNELL LP	31	2,355.00
34858	05/20/08	VERIZON	11/30	941.83
34859	05/20/08	VERIZON WIRELESS	11	638.56
34860	05/30/08	A TOUCH OF ITALY	49	142.00
34861	05/30/08	CANON FINANCIAL SERVICES, INC.	16	1,299.72
34862	05/30/08	DELTA DENTAL PLAN OF NJ	03	5,771.34
34863	05/30/08	FEDEX	48	94.32
34864	05/30/08	W.W. GRAINGER, INC.	32	782.26
34865	05/30/08	PUBLIC EMP.S' RETIREMENT SYSTEM	04	23.02
34866	05/30/08	RAHWAY VALLEY SEWERAGE AUTH.	01/02	158,196.94
34867	05/30/08	STANDARD INSURANCE COMPANY	03	2,568.09
34868	06/06/08	HOME DEPOT CREDIT SERVICES	32	605.08
34869	06/06/08	STAPLES BUSINESS ADVANTAGE	13	463.58
34870	06/06/08	VISION SERVICE PLAN	03	1,151.15
34871	06/19/08	A TOUCH OF ITALY	49	118.00
34872	06/19/08	AA ELECTRIC - NJ	32	458.20
34873	06/19/08	MARIA VASSALLO ABRAM	49	300.00

34874	06/19/08	ADP, INC.	03	170.28
34875	06/19/08	ADP, INC.	16	1,962.30
34876	06/19/08	ADVANCED SPECIALTY SALES, INC.	32	1,971.72
34877	06/19/08	AGIA MASON INC.	32	5,800.00
34878	06/19/08	AIRGAS SAFETY, INC.	31	866.55
34879	06/19/08	ALL AMERICAN SEWER SERVICE INC.	32	6,810.00
34880	06/19/08	ALLIED FILTER COMPANY	38	429.00
34881	06/19/08	AMALGAMATED GENERAL AGENCIES	17	24.00
34882	06/19/08	AERICAN VAN EQUIPMENT, INC.	41	435.42
34883	06/19/08	AMERICAN INDUSTRIAL SUPPLY	32/38	791.37
34884	06/19/08	AMERICAN WEAR	32	1,346.75
34885	06/19/08	APPLIED ANALYTICS, INC.	32	408.00
34886	06/19/08	ASSOCIATED AUTO PARTS	35	127.03
34887	06/19/08	AVOGADRO ENVIRONMENTAL CORP.	41	1,836.25
34888	06/19/08	BALCO INDUSTRIES INC.	31	1,420.00
34889	06/19/08	BOWCO LABORATORIES, INC.	32	63.00
34890	06/19/08	MICHAEL J. BRINKER, JR.	15/49	1,408.00
34891	06/19/08	HECTOR L. CARTAGENA	04	289.20
34892	06/19/08	CDW GOVERNMENT, INC.	13/27	735.60
34893	06/19/08	CHARLES F. CONNOLLY DIST.	38	1,053.15
34894	06/19/08	ALLEN CHIN	49	346.50
34895	06/19/08	RAHWAY, UNITED WATER RES.	33	11,489.93
34896	06/19/08	COGENT COMMUNICATIONS, INC.	27	674.00
34897	06/19/08	CONS. STEEL AND ALUMINUM FENCE	32	1,240.00
34898	06/19/08	COOPER ELECTRIC SUPPLY CO.	38	726.06
34899	06/19/08	CSL SERVICES, INC.	30	15,831.88
34900	06/19/08	CUNY & GUERBER, INC.	32	688.00
34901	06/19/08	D2L ASSOCIATES, INC.	42	4,960.00
34902	06/19/08	DAVID WEBER OIL COMPANY	32	655.60
34903	06/19/08	DOLPHIN EQUIPMENT CORP.	38	273.00
34904	06/19/08	LOUIS DUPLESSIS	04	289.20
34905	06/19/08	EDIBLE ARRANGEMENTS-WOODBRIDGE	18	80.00
34906	06/19/08	ELIZABETHTOWN GAS	22	2,996.30
34907	06/19/08	ELIZABETHTOWN GAS	22	8,285.43
34908	06/19/08	FISHER SCIENTIFIC	40/41	5,670.18
34909	06/19/08	GABRIEL DISCOUNT TIRE CENTER	35	414.75
34910	06/19/08	W.W. GRAINGER, INC.	32	1,627.98
34911	06/19/08	GARY W. GRAY TRUCKING, INC.	25	114,414.20
34912	06/19/08	GREAT LAKES ENVIRONMENTAL	41	368.70
34913	06/19/08	GREENWOOD PRODUCTS, INC.	40	797.97
34914	06/19/08	JOANNE GRIMES	15/49	316.19
34915	06/19/08	HACH COMPANY	40/43	885.98
34916	06/19/08	HATCH MOTT MACDONALD	08	7,699.50
34917	06/19/08	HAYES PUMP INC.	38	3,962.00
34918	06/19/08	HESS CORPORATION	19	95,771.26
34919	06/19/08	HI-BRETT PURATEX	32	975.00
34920	06/19/08	IDEXX DISTRIBUTION INC.	40	180.79

34921	06/19/08	JACOBSON DISTRIBUTING CO.	32	548.00
34922	06/19/08	JCI JONES CHEMICALS, INC.	29	20,218.80
34923	06/19/08	JERSEY ELEVATOR COMPANY INC.	32	182.71
34924	06/19/08	LABCHEM INC.	40	503.63
34925	06/19/08	C. CLARK LANDALE	49	531.06
34926	06/19/08	RICHARD LoFORTE	49	465.00
34927	06/19/08	CHARLES P. LOMBARDO	49	434.85
34928	06/19/08	LONGO ELECTRICAL-MECHANICAL	32	4,401.00
34929	06/19/08	ROBERT G. LUBAN	49	437.85
34930	06/19/08	MAFFEY'S SECURITY GROUP	32	2,442.65
34931	06/19/08	MAGELLAN BEHAVIORAL HEALTH	03	550.83
34932	06/19/08	FRANK G. MAZZARELLA	49	428.85
34933	06/19/08	MCINTYRE'S LOCK & LAWNMOWER SHOP	32	136.85
34934	06/19/08	MECHANICAL SERVICE CORP.	32	2,735.68
34935	06/19/08	METRO WIRE ROPE CORP.	38	513.17
34936	06/19/08	MILLER MECHANICAL CORPORATION	32	12,788.00
34937	06/19/08	MODERN HANDLING EQUIP. OF NJ	35	606.33
34938	06/19/08	MOTION INDUSTRIES, INC.	32/38	897.53
34939	06/19/08	ROBERT MRASZ	04	289.20
34940	06/19/08	JAMES J. MURPHY	49	437.85
34941	06/19/08	MURRAY, MONTGOMERY & O'DONNELL	09	10,163.80
34942	06/19/08	NATIONAL FUEL OIL, INC.	24	2,098.85
34943	06/19/08	NES RENTALS	32	1,981.40
34944	06/19/08	NEW PIG CORPORATION	32	464.67
34945	06/19/08	MOTOR VEHICLE COMMISSION	35	71.50
34946	06/19/08	O'JOHNNIES, INC.	13	564.54
34947	06/19/08	ONE CALL SYSTEMS, INC.	32	191.88
34948	06/19/08	JOAN PAPEN	49	640.01
34949	06/19/08	PAULUS, SOKOLOWSKI & SARTOR	06	3,906.21
34950	06/19/08	PETER H. PELISSIER	49	300.00
34951	06/19/08	PEREGRINE TECHNICAL SERVICES	41	1,585.00
34952	06/19/08	EDMUND PETROSKY	04	289.20
34953	06/19/08	POLAND SPRING	46	130.83
34954	06/19/08	POLYDYNE INC.	23	32,402.40
34955	06/19/08	PRECISION ELECTRIC MOTOR WORKS	38	187.49
34956	06/19/08	PSE&G COMPANY	19/42	20,564.90
34957	06/19/08	QC LABORATORIES	41	4,502.00
34958	06/19/08	RAHWAY VALLEY SEWERAGE AUTH.	01/02	249,290.35
34959	06/19/08	RICHARD LUCAS CHEVROLET	35	50.58
34960	06/19/08	PETTY CASH	14	93.91
34961	06/19/08	RYAN HERCO	38	594.40
34962	06/19/08	ROBERT SAFCHINSKY	31	75.98
34963	06/19/08	SAFETY-KLEEN CORP.	32	249.56
34964	06/19/08	COLONEL SATTERWHITE	04	289.20
34965	06/19/08	WILLIAM SEIBOTH	04	289.20
34966	06/19/08	SMITH TRACTOR & EQUIPMENT	32	501.73
34967	06/19/08	SPECTRASERV INC.	26	5,178.46

34968	06/19/08	STAR LEDGER	12	475.50
34969	06/19/08	DONALD STUART	04	289.20
34970	06/19/08	GEORGE SZOTAK	04	578.40
34971	06/19/08	TELEDYNE ISCO	41	1,080.40
34972	06/19/08	THOMAS SCIENTIFIC	40	39.46
34973	06/19/08	TURTLE & HUGHES INC.	32	1,389.05
34974	06/19/08	UNITED PARCEL SERVICE	48	108.51
34975	06/19/08	UNIVERSAL ENTERPRISES, INC.	41	1,670.75
34976	06/19/08	US FILTER SIEMENS WATER TECH.	40	1,085.00
34977	06/19/08	USA BLUEBOOK	32	328.81
34978	06/19/08	ATTILIO S. VENTURO	49	389.97
34979	06/19/08	VERIZON	11/30	2,017.92
34980	06/19/08	WEINER LESNIAK	07/08	40,507.78
34981	06/19/08	921-GTS-WELCO	32/40	314.18
34982	06/19/08	WIPE-TEX INTERNATIONAL	32	330.00
34983	06/19/08	WOODRUFF ENERGY	22	4,162.35
34984	06/19/08	ARTHUR M. WRIGHT, JR	04	289.20
34985	06/19/08	YOUR TOPS, INC.	32	1,902.50

Total Operating Fund Checks: 132
 Total Void Checks: 0
 Total Amount Void: \$0.00
 Total Amount Paid: \$930,643.13

Total Checks: 138
 Total Void Checks: 0
 Total Amount Void: \$0.00
 Total Amount Paid: \$2,289,048.43

OPERATING FUND	8-01	\$930,643.13
BUILDING & EQUIP FUND	8-02	1,333,007.72
CONSTRUCTION FUND	8-04	<u>25,397.58</u>
TOTAL ALL FUNDS:		\$2,289,048.43

Open the Floor to the Public

The Chairman asked if there was anyone from the public who wished to address the Board. No one did.

Closed Session

None.

Return to Regular Order of Business

Adjournment

As there was no further business, on motion of Mr. Murphy, seconded by Mr. Lombardo, the meeting adjourned at 7:52 p.m. The motion was unanimously approved by the members present. Mr. Chin and Mr. Venturo were absent.

Robert J. Materna, Secretary-Treasurer

JG/jg
Attachments