

RAHWAY VALLEY SEWERAGE AUTHORITY

Summary of Minutes

Regular Meeting held March 16, 2006

- Communications
Letter and Resolution from the Borough of Roselle Park.
- Minutes
Approved the minutes of the Regular Meeting held February 16, 2006.
- Treasurers Reports
Treasurer's reports for the month of January 2006 were received.
- Interim Executive Director
Sewer Connection, the status of various contracts and personnel related matters.
- Consulting Engineer
Overview of contracts; flow rights and user charge reports.
- Counsel
Overview of legal matters.
- Committees
Reports were made by the Engineering, Finance, Personnel, Legal, Search and Public Relations Committees.
- Unfinished Business
None.
- New Business
Approved the following: Reject sole bid received on Contract #0622; Treatment Works Applications for Scotch Plains, Springfield and Mountainside.

New Business Cont'd.

Approved the following: Change Order #3 on Contract #105 in an amount of \$476,459.00; Award Contract #0601 to Gary W. Gray Trucking in an amount of \$173,600.00; Extend Contract #0313 Biosolids Hauling & Reuse with Spectraserv, Inc. at a cost of \$80.85 per ton; Award PSA Contract #0623 to Great Lakes Environmental Center in an amount of \$8,140.00; Award General Counsel Services contract to Weiner Lesniak in an amount not to exceed \$500,000.00; and Award Labor Counsel Services to Weiner Lesniak in an amount not to exceed \$30,000.00.

Rahway Valley Sewerage Authority
Summary of Minutes (Cont'd.)
March 16, 2006

- Bills and Claims

FUND DESCRIPTION	FUND #	FUND TOTAL
OPERATING FUND	6-01	\$ 792,643.84
BUILDING & EQUIPMENT FUND	6-02	\$4,185,685.90
TOTAL ALL FUNDS		<u>\$4,978,329.74</u>

Rahway Valley Sewerage Authority
Minutes
March 16, 2006

The Chairman called the meeting to order at 8:30 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 14, 2006.

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.

Roll Call

The following members were present:

Rosalie F. Berger	for the Township of Springfield
Allen Chin	for the Town of Westfield
C. Clark Landale	for the Borough of Mountainside
Charles Lombardo	for the Borough of Garwood
Robert G. Luban	for the Township of Woodbridge
Frank G. Mazzarella	for the Township of Clark
Thomas J. McHale	for the Borough of Kenilworth
James J. Murphy	for the Township of Cranford
Joan Papen	for the Township of Scotch Plains
Attilio S. Ventura	for the Borough of Roselle Park

The following member was absent:

John C. Ludington, II	for the City of Rahway
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The following were also present:

Michael J. Brinker, Jr., P.E.	Interim Executive Director
Robert J. Materna	Secretary-Treasurer
Joanne Grimes	Office Administrator
James Wancho, P.E.	Consulting Engineer
Terry Cubba, Esq.	Weiner Lesniak, LLP
Robert Valent	Superintendent
Robert Poltz	Network Administrator

Robert Safchinsky
 Thomas Macaluso
 Magdalena Ziobron
 Keren Schultz

Maintenance Coordinator
 Asst. Laboratory Supervisor
 Lab Analyst
 Westfield Leader

Communications

The following letter and resolution were received from Doreen Cali, Borough Clerk for the Borough of Roselle Park:

“Enclosed herewith please find a certified copy of Resolution #41-06, amending Resolution #31-06 appointment of Attilio S. Venturo as Roselle Park’s Commissioner to the Rahway Valley Sewerage Authority, which was adopted at the meeting of Mayor and Counsel held on February 16, 2006, along with the \$5.00 filing fee.

Resolution #41-06

Be It Resolved that the Mayor and Council of the Borough of Roselle Park hereby reconfirms the Mayors appointment of Attilio S. Venturo as Roselle Park’s Commissioner to the Rahway Valley Sewerage Authority, effective January 5, 2006, for an amended term expiring on February 1, 2011.”

Approval of Minutes

Mr. Chin made a motion, seconded by Mrs. Papen, to approve the minutes of the Regular Meeting held February 16, 2006. The motion was unanimously approved.

Report of Treasurer

The Treasurer’s Reports for the month of January 2006 have been distributed to the Commissioners for review and have been attached to the Minutes.

Report of Executive Director

Sewer Connection Endorsements

The following is a list of Sewer Treatment Endorsements processed between 2/14/06 and 3/13/06:

<u>Number</u>	<u>Date</u>	<u>Applicant</u>	<u>Municipality</u>
834-06-SF	02/17/06	Hilder Assuncao/Meridian Developers	Springfield
835-06-CL	02/22/06	David Grames	Woodbridge

836-06-CL	02/23/06	JM&R Clemente	Clark
837-06-WB	03/06/06	Michael Geltand	Woodbridge
838-06-KW	03/07/06	Elshiekh Enterprises	Kenilworth
839-06-CL	03/08/06	Martin Feeney	Clark
840-06-RW	03/13/06	Gary & Gail Mroczek	Rahway

Monthly Reports

- The following reports were received and distributed to the Commissioners:
- PS&S –Engineering Committee* and Monthly Board
- CCMS - Contract #105 – Cogeneration Facility*
- CCMS - Contract #155 – WWTP Upgrade*
- CCMS - Contract #156 – Gravity Relief Sewer*
- Weiner Lesniak - Monthly
- Murray Montgomery & O'Donnell – Monthly*
- RVSA Superintendent – Jan. 2006 Summary Operations*
- RVSA IPP Coordinator – IPP Activity Report, Jan. 2006

* Discussed at the March 9th Engineering Committee Meeting.

As requested by the Commissioners at the Engineering Committee Meeting, I contacted John Montgomery of Murray, Montgomery and O'Donnell and requested that they provide a more detailed monthly report. They have agreed to do so.

Contract #105 –Cogeneration/Sludge Drying Facility

CCMS has submitted Change Order #3 for J.H. Reid Construction on Contract #105. The Change Order is for extra costs associated with changes imposed by the DCA, final reconciliation of costs related to the addition of the fourth engine, and a time extension of 255 days, at a proposed cost of \$476,459.00, total amended contract amount of \$20,721,545.00. Information related to this change order is outlined in CCMS's Contract #105 March 6, 2006 Monthly Report. I reviewed the Change Order, discussed same with Manny Parada of CCMS and recommend approval. This matter was presented by CCMS, discussed at the Engineering Committee Meeting and a motion is on the Agenda under New Business.

Contract #0601 – Grit & Screenings Hauling & Disposal REBID #1 (2 Year Contract)

Joanne Grimes, Office Administrator, sent a copy of the Notice to Bidders to 84 companies (RVSA Goods & Services Bidders List) and advertised in The Star Ledger on December 23, 2005. Seven companies picked up Bid Packages and the following bids were received on February 22, 2006:

<u>Company</u>	<u>Amount</u>
Gary W. Gray Trucking Delaware, NJ	\$86.80/ton
Spectraserv, Inc.	\$100.00/ton

S. Kearney, NJ

Tulley Environmental Flushing, NY	\$145.00/ton
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The 2004-2005 (2 Year Contract) contractor for this service is Spectraserv, Inc. at a cost of \$79.00/ton. The current bid from Gary W. Gray Trucking reflects a 10.1% increase over the previous contract amount.

Counsel and I reviewed the bids and the low bid was found to be in order. I recommend award to Gary W. Gray Trucking at a cost of \$86.80/ton, total estimated contract amount of \$173,600.00. This matter was discussed at the Engineering Committee Meeting and a motion is on the Agenda under New Business.

Contract #0622 – Biosolids Hauling & Reuse and/or Disposal

A copy of the Notice to Bidders was sent to 10 companies and advertised in The Star Ledger on February 7, 2006. Eight companies picked up Bid Packages and the following bid was received on March 1, 2006:

<u>Company</u>	<u>Amount</u>
Spectraserv, Inc. S. Kearney, NJ	\$79.74/ton

The present reuse contract for three years (3/03-3/06) is with Spectraserv, Inc. at a cost of \$74.80/ton. CDM prepared a bid report that was distributed to the Commissioners at the Engineering Committee Meeting.

As discussed with the Commissioners at the Engineering Committee Meeting, it is recommended that this bid be rejected, the bid spec be revised and rebid. Additionally, Spectraserv, Inc. was requested to extend the current reuse contract for a period of two months. They have agreed to do so at a cost of \$80.85/ton which is the price submitted in their present Contract for a one year extension option. Two motions are on the Agenda under New Business to address these items.

Contract #0623 – NJHDG Technical Advisor Services

The Authority has been a member of the New Jersey Harbor Dischargers Group for over ten years. Bergen County U.A. is the lead agency of the group and has solicited a proposal for Technical Advisor Services. Great Lakes Environmental Center has been providing these services and has proposed a fee of \$110,000.00 for this work. The Authority’s share is 7.4% or \$8,140.00. Counsel has reviewed the documentation and found it to be in order. Anthony Gencarelli, Manager of Regulatory Compliance recommends approval and I concur. This matter was discussed at the Engineering Committee Meeting and a motion is on the Agenda under New Business.

TWA – Mountainside

The Borough of Mountainside submitted a Treatment Works Application on behalf of EKA

Associates and M&M Construction, for a major sub-division located on Summit Road in the Borough of Mountainside. The application is for the construction of 221 lf of 8” gravity sewer within a new road and public right of way and will service three new single family homes. This connection will generate approximately 900 gpd of new flow. I have reviewed the application as noted below, and recommend approval.

Municipal Performance

-----Flow-----				Flow	Yearly
Jan. 2006	Dec. 2005	Nov. 2005	Avg.	Rights	Exceedances
1.15	1.07	0.95	1.06	3.0	0

Proposed flow = 900 gpd (0.0009 mgd)
 Percentage contribution to RVSA (0.0009/35.4) = 0.003% of 3 month average
 Percentage contribution to Mountainside (0.0009/1.06) = 0.085% of 3 month average
 Percentage contribution to Mountainside (0.0009/3.00) = 0.030% of Flow Rights
 Application okay, no flow exceedances through Jan. 2006 – no impact on RVSA WWTP.

This matter was discussed at the Engineering Committee Meeting and a motion is on the Agenda under New Business.

TWA – Scotch Plains

The Township of Scotch Plains submitted a Treatment Works Application on behalf of Harbor Consultants/John and Christine Kline, to disconnect from a septic system and tie one single family home on Clark Lane in the Township of Scotch Plains into the sanitary sewer system. The application is for the construction of 100 lf of 8” gravity sewer to service one single family home. This connection will generate approximately 300 gpd of new flow. I have reviewed the application as noted below, and recommend approval.

Municipal Performance

-----Flow-----				Flow	Yearly
Jan. 2006	Dec. 2005	Nov. 2005	Avg.	Rights	Exceedances
2.03	2.04	1.90	1.99	4.50	4

Proposed flow = 300 gpd (0.0003 mgd)
 Percentage contribution to RVSA (0.0003/35.4) = 0.001% of 3 month average
 Percentage contribution to Scotch Plains (0.0003/1.99) = 0.015% of 3 month average
 Percentage contribution to Scotch Plains (0.0003/4.50) = 0.007% of Flow Rights
 Application okay (disconnection from septic system is required), 4 flow exceedances through Jan. 2006 – no impact on RVSA WWTP.

TWA – Springfield

The Township of Springfield submitted a Treatment Works Application on behalf of Casey & Keller/Skyline Ridge Development, for a development to be located on Wilson and Shunpike Roads in the Township of Springfield. The application is for the construction of 765 lf of 8” gravity sewer to service a 93 unit condominium development. This connection will generate approximately 20,925 gpd of new flow. As discussed at the Engineering Committee Meeting,

Springfield should be required to address I/I issues due to the number of exceedances noted through January 2006. I have reviewed the application as noted below, and recommend approval. A motion is on the agenda under New Business.

Municipal Performance

-----Flow-----				Flow	Yearly
Jan. 2006	Dec. 2005	Nov. 2005	Avg.	Rights	Exceedances
2.56	2.22	1.97	2.25	3.70	14

Proposed flow = 20,925 gpd (0.0209 mgd)
 Percentage contribution to RVSA (0.0209/35.4) = 0.059% of 3 month average
 Percentage contribution to Springfield (0.0209/2.25) = 0.929% of 3 month average
 Percentage contribution to Springfield (0.0209/3.70) = 0.565% of Flow Rights
 Application okay, 14 flow exceedances through Jan. 2006 – no impact on RVSA WWTP.

Miscellaneous

Since the last meeting, the Interim Executive Director/Chief Engineer and the Superintendent have participated in discussions with the following in connection with reducing Authority costs:

Lehigh Valley Cement Company, Evansville, PA – Utilization of dried Biosolids as a fuel source in kiln at the cement manufacturing plant.

Power Associates of America (local representative for Cavallo Capital Partners of Houston, Texas) for utilization of our final filtered effluent as cooling water for a potential power generating facility in Linden.

Report of Consulting Engineer

The following report to the Authority Board summarizes our activities for the period of February 11, 2006 through March 10, 2006.

Addition of Centrifuge at Sludge Dewatering Building - Contract #132

The two remaining items for completion of work efforts on this project were related to the Bonding Company settlement and the close out of the loan. Based on the activities at last months Board meeting it appears that the Bonding Company settlement will be finalized by General Counsel and there appears to be no additional activities related to the loan. Therefore PS&S will discontinue reporting on this project effective April 2006.

JCO Compliance

Currently, there is no activity to report. The submittal deadline for the next quarterly report is at the end of April 2006, covering the first quarter (January to March 2006).

Laboratory Renovation-Contract 145

PS&S is currently providing construction observation of Contractor activities. The Contractor has completed the installation of ductwork, rough electrical, rough plumbing, sprinkler piping, and hot water supply/return piping. He is currently in the process of obtaining inspection approvals, from the Township of Woodbridge, for this work. PS&S prepared drawings and provided certification on behalf of the Contractor to assist with the Woodbridge Building Permit approvals.

Rehabilitation of Digesters 2 & 3- Contract #147

The Contractor is currently processing the final payment application.

Administrative Appeals Re: Air Quality and TWA Permits

The revised WMP document was previously submitted to NJDEP; however, there continues to be issues with the NJDEP on NJPDES permit mass limits and the WMP design-capacity, which is related to both the NJPDES permit negotiations and the WMP document submittal. Follow-up activities are ongoing, coordinated by General Counsel.

Trunk Sewer Rehabilitation - Contract #144

PS&S has modified the contract plans based on the Chief Engineers comments and is preparing the bid notice for advertisement and will issue the documents for bidding after incorporating the specification comments and administrative changes related to the Local Public Contracts Law.

Cogeneration Funding

PS&S continues to track the status of the BPU Office of Clean Energy Renewable Energy Advanced Power Program grant application and have been responding to NJBPU questions. PS&S is currently responding to an additional clarification request with the understanding the application will be on the March NJBPU meeting agenda.

Cogeneration Facility- 4th Engine Design/Permitting

PS&S is currently tracking the permit application process. Based on recent discussions with the NJDEP the permit is currently being drafted. The NJDEP has requested that a minor permit modification be processed covering the pneumatic conveying systems and the carbon filters. PS&S prepared and submitted the application during this period.

Digester Brick Replacement-Contract #157

PS&S has proceeded with design drawings developing the scope of work for the digester brick replacement. A draft set of drawings was compiled for review by the Authority and preliminary comments have been received.

User Charge and Flow Rights Reports

The March User Charge and Flow Rights reports, covering February 2006, will be finalized and submitted when the data is available.

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 February 15, 2006 through March 14, 2006.

CSP Improvements & related issuesContract #155 & #156

Continued to follow up with CCMS regarding insurance coverage expirations. CCMS has provided an updated insurance certificate showing a renewal of its general and excess liability insurance policies that expired on November 24, 2005. All policies are now current.

The Woodbridge Township Building Department has advised the Authority that it will not issue any building permits on the CSP Project until it receives final approval from the Middlesex County Planning Board. The Middlesex County Planning Board held a meeting on February 14, 2006 at which time it approved the Authority's application. On March 3, 2006 the Woodbridge Township Building Department issued a Stop Work Order to the Authority on the basis that building permits were not yet obtained for work that was being done on the site. On March 6, 2006 myself, Mike Brinker and Manny Pravada met with Woodbridge Township officials including the Mayor, Business administrator, Director of Planning and Development and Building Official at which time it was agreed that the Township would expedite its review of the permit applications, however, would continue to fine the Authority \$2,000 per day until such time as the building permits are issued. We are currently preparing an appeal to the Middlesex County Construction Board of Appeals from the Stop Work Order.

Mr. Brinker noted that CCMS submitted documents to the Township and should be able to smooth things out. He added that an appeal will be filed with the Construction Board on March 17th.

Administrative Appeals Re: Air Quality Permit and Treatment Works Approval

Working with consultants and co-counsel on appealing conditions of the Air Quality Permit and Treatment Works Approval that have been issued for the CSP Project. A hearing date has been scheduled for April. A conference call with the Court was held on March 10, 2006 at which time the Attorney General's office indicated that it was optimistic that at least 2 of the 3 issues could be resolved and that the case could be consolidated with the NJPDES appeal that has also been filed by the Authority.

Barnett Street Acquisitions

A surveying error has caused the pipe for the gravity relief sewer to be laid slightly off course and outside of the public right-of-way necessitating the acquisition of two (2) relatively small easements from two private property owners. With the assistance of the contractor, we are preparing the necessary documents for the acquisition of the easements. The contractor will reimburse the Authority for all legal costs incurred. We have communicated with the two affected property owners and they are cooperating in conveying to the Authority the required easements.

MiscellaneousMethane Gas from City of Linden Landfill

On December 8, 2005 we received a call from John Ziemian, the City Engineer for the City of Linden. Mr. Ziemian reported that the test wells have been installed but he has not received the results on the quantity and quality of the gas. We conveyed to him the RVSA's continued interest in the methane gas. Mr. Ziemian also stated that General Motors has expressed an interest in the gas in connection with its cogeneration plant. Mr. Ziemian promised to contact us after he receives the results. Last week we followed-up in telephone call to the City and we have been advised that the report being prepared for the City has still not been completed.

NJPDES Permit Appeal

Met with NJDEP and have been able to resolve most of the outstanding issues and have made significant progress on the remaining issues. The hearing scheduled for May 24, 2005 has been adjourned in order to permit a settlement conference to be held between the parties to discuss the remaining issues. A settlement conference was held with NJDEP on November 22, 2005 at which time NJDEP requested more information from the RVSA. The requested information is currently being supplied. We have sent a follow-up letter to NJDEP regarding the outstanding settlement issues. A conference call with the Court has been scheduled for March 15, 2006.

Contract #132 – New Centrifuge

Pursuant to the Board's direction, sent letter to surety dated October 27, 2005 advising that the Authority will take legal action unless the surety makes a good faith response to the Authority's claim in the amount of \$175,440.76. Surety's counsel has responded within the requisite timeframe and we are presently in discussions regarding a resolution of the matter. The amount of the RVSA's claim has been readjusted to \$111,989 to reflect the contract balance that was held by the RVSA in the amount of \$63,451.76 ($\$175,440.76 - \$63,451.76 = \$111,989$). We have reached a proposed settlement with the surety the specifics of which were discussed in executive session at the last regular meeting. A check in the amount of the settlement has been forwarded by the surety to the Authority.

Miscellaneous Contracts

Reviewed contract documents for the grit and screenings contract (#0601) and the biosolids

reuse and hauling contract. Performed legal research and had several meetings and telephone conferences with Mike Brinker and CDM regarding issues involving the biosolids reuse and hauling contract. A recommendation has been made to the Board by Mike Brinker concerning this contract.

Privatization/Contract Operations

Conducted legal research and commenced preparation of a report to the Board regarding legal issues associated with privatization/contract operations of some or all of the Authority's facilities.

Committee Reports

Chairman: Are there reports from any of the following Committees:

Engineering Committee (Frank Mazzarella, Chairman)

Mr. Mazzarella stated that an Engineering Committee Meeting was held March 9, 2006, 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 several items were discussed. Action will be taken later in the meeting.

Personnel Committee (Robert G. Luban, Chairman)

Mr. Luban stated that a Personnel Committee Meeting was held earlier this evening, at which time several items were discussed. No action will be taken at this time. A Personnel Committee Meeting will be held again next month.

Sludge Management Committee (Attilio S. Venturo, Chairman)

No report.

Commissioner Handbook Committee (Thomas J. McHale, Chairman)

No report.

Computer Committee (C. Clark Landale, Chairman)

No report.

Insurance Review Committee (Joan Papen, Chairwoman)

No report.

Legal Committee (Joan Papen, Chairwoman)

Mrs. Papen stated that a Legal Committee Meeting was held March 9, 2006, at which time several items were discussed. Items which require action are on the agenda under New Business.

Nominating Committee (Robert G. Luban, Chairman)

No report.

Public Relations Committee (Joan Papen, Chairwoman)

Mrs. Papen stated that the public relations consultant and photographer were supposed to attend this meeting, however, this was again postponed as Mr. Ludington and Mr. Hak could not be in attendance.

Retreat Committee (Allen Chin, Chairman)

No report.

Search Committee (Allen Chin, Chairman)

Mr. Chin stated that a Search Committee Meeting was held earlier this evening, at which time several items related to the Executive Director position were discussed. The Committee will keep the Commissioners up to date regarding this on-going matter.

Security Committee (John C. Ludington, Chairman)

No report.

Unfinished Business

None.

New Business

Mr. Mazzarella made a motion, seconded by Mr. Chin, approving Change Order #3 on Contract #105 – Cogeneration Facility, to J. H. Reid for extra costs associated with changes imposed by the DCA, final reconciliation of costs related to the addition of the fourth engine and a time extension of 255 days, at a cost of \$476,459.00, total amended contract amount of \$20,721,545.00, as recommended by the Interim Executive Director and discussed at the Engineering Committee Meeting. The motion was unanimously approved with the exception of Mr. Landale and Mr. Venturo who voted against.

Mr. Mazzarella made a motion, seconded by Mr. Chin, to award Contract #0601 Grit & Screenings Hauling and Disposal Rebid #1, to the low bidder, Gary W. Gray Trucking of Delaware, NJ, at a cost of \$86.80/ton, total estimated contract amount of \$173,600.00, as recommended by the Interim Executive Director and discussed at the Engineering Committee Meeting. The motion was unanimously approved.

Mr. Mazzarella made a motion, seconded by Mr. Chin, to reject the sole bid received on Contract #0622 Biosolids Hauling and Reuse and/or Disposal Contract due to a revised sludge drying facility start up schedule; and to revise the bid specifications and rebid the contract, as recommended by the Interim Executive Director and discussed at the Engineering Committee Meeting. The motion was unanimously approved.

Mr. Mazzarella made a motion, seconded by Mr. Chin, to extend Contract #0313 Biosolids Hauling & Reuse Contract with Spectraserv, Inc. for a period of two months, at a cost of \$80.85/ton, as recommended by the Interim Executive Director and discussed at the Engineering Committee Meeting. The motion was unanimously approved.

The following Resolution #06-18 was offered by Mr. Mazzarella, on motion of Mr. Mazzarella, seconded by Mr. Chin and unanimously approved.

WHEREAS, the Rahway Valley Sewerage Authority (Authority) received a proposal from New Jersey Harbor Dischargers Group (NJHDG) on behalf Great Lakes Environmental Center (GLEC), 739 Hastings Street, Traverse City, Michigan for Professional Services; and

WHEREAS, the NJHDG of which the Authority is a member, has a need to engage a consultant to provide Technical Advisory Services related to the ongoing work on New York/New Jersey Estuary, the Authority's Contract #0623; and

WHEREAS, Professional Services of this nature have been determined to be exempt from public bidding under Title 40A; and

WHEREAS, said services require knowledge of an advanced type in a field of learning acquired by a prolonged training period; and

WHEREAS, the Authority has received a proposal from New Jersey Harbor Dischargers Group on behalf Great Lakes Environmental Center reflecting a total cost of \$110,000.00 of which the Authority's share is 7.4% or \$8,140.00; and

WHEREAS, the Secretary-Treasurer of the Authority hereby certifies that the necessary funds for said contract have been budgeted for in the 2006 Annual Budget.

NOW, THEREFORE, BE IT RESOLVED that the Rahway Valley Sewerage Authority engage Great Lakes Environmental Center through the New Jersey Harbor Dischargers Group to perform the services described herein at a cost not to exceed \$8,140.00 for a period of one year; and

BE IT FURTHER RESOLVED that a Professional Service Contract for the services described herein be entered into and approved by the Authority; and

BE IT FURTHER RESOLVED that said Contract must be executed by all parties within 90 days of award, in the event that the designated Professional Party to this contract fails or refuses to sign said contract and all terms and conditions included therein, this Resolution shall be void and services shall be forthwith terminated; and

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

The following Resolution #06-19, was offered by Mr. Landale, on motion of Mr. Landale, seconded by Mr. Chin and unanimously approved.

WHEREAS, the Borough of Mountainside has filed an application for a Treatment Works Application on behalf of EKA Associates and M&M Construction, for a major subdivision to be located on Summit Road in the Borough of Mountainside, State of New Jersey; and

WHEREAS, the application is for the construction of 8" gravity sewer to service three new single family homes with a proposed additional flow of 900 gpd; and

WHEREAS, the flow from foregoing 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., Interim 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 #06-20, was offered by Mrs. Berger, on motion of Mrs. Berger, seconded by Mr. Chin and unanimously approved.

WHEREAS, the Township of Springfield has filed an application for a Treatment Works Application on behalf of Casey & Keller/Skyline Ridge Development, for a development to be located on Wilson and Shunpike Roads in the Township of Springfield, State of New Jersey; and

WHEREAS, the application is for the construction of 8" gravity sewer to service a 93 unit condominium development with a proposed additional flow of 20,925 gpd; and

WHEREAS, the flow from foregoing 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., Interim 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 #06-21, was offered by Mrs. Papen, on motion of Mrs. Papen, seconded by Mr. Mazzarella and unanimously approved.

WHEREAS, the Township of Scotch Plains has filed an application for a Treatment Works Application on behalf of Harbor Consultants/John and Christine Kline, to disconnect from a septic system and tie into the sanitary sewer system for a single family home located on Clark Lane in the Township of Scotch Plains, State of New Jersey; and

WHEREAS, the application is for the construction of 8" gravity sewer to service a single family home with a proposed additional flow of 300 gpd; and

WHEREAS, the flow from foregoing 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., Interim 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 #06-22, was offered by Mrs. Papen, on motion of Mrs. Papen, seconded by Mrs. Berger and unanimously approved.

WHEREAS, the Rahway Valley Sewerage Authority (Authority) solicited RFQ's under the Fair and Open Contracts Law in accordance with N.J.S.A. 19:44A-20.5 and received a proposal and qualifications from the firm of Weiner Lesniak, LLP, 629 Parsippany Road, PO Box 438, Parsippany, NJ 07054-0438; and

WHEREAS, the Authority has a need to engage a consultant to provide Professional Services, more specifically to serve the Authority as General Counsel; and

WHEREAS, Professional Services of this nature have been determined to be exempt from public bidding under Title 40A; and

WHEREAS, said services require knowledge of an advanced type in a field of learning acquired by a prolonged training period; and

WHEREAS, the proposal from Weiner Lesniak, LLP dated February 15, 2006 reflects hourly billable rates of \$175.00 for Partners; \$145.00 for Associates; a flat fee of \$400.00 per meeting for attendance, and preparation and electronic submission of their Monthly Report, total contract amount not to exceed \$500,000.00; and

WHEREAS, the Secretary-Treasurer of the Authority hereby certifies that the necessary funds for said contract have been budgeted for in the 2006 Annual Budget.

NOW, THEREFORE, BE IT RESOLVED that the Rahway Valley Sewerage Authority engage the firm of Weiner Lesniak, LLP, and its designee Mr. Brian Hak, to serve as General Counsel and perform the services described herein at a cost not to exceed \$500,000.00 for a period of one year commencing on March 16, 2006; and

BE IT FURTHER RESOLVED that a Professional Service Contract for the services described herein be entered into and approved by the Authority; and

BE IT FURTHER RESOLVED that said Contract must be executed by both parties within 90 days of award, in the event that the designated Professional Party to this contract fails or refuses to sign said contract and all terms and conditions included therein, this Resolution shall be void and services shall be forthwith terminated; and

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

The following Resolution #06-23, was offered by Mrs. Papen, on motion of Mrs. Papen, seconded by Mr. Chin and unanimously approved.

WHEREAS, the Rahway Valley Sewerage Authority (Authority) solicited RFQ's under the Fair and Open Contracts Law in accordance with N.J.S.A. 19:44A-20.5 and received a proposal and qualifications from the firm of Weiner Lesniak, LLP, 629 Parsippany Road, PO Box 438, Parsippany, NJ 07054-0438; and

WHEREAS, the Authority has a need to engage a consultant to provide Professional Services, more specifically to serve the Authority as Labor Counsel; and

WHEREAS, Professional Services of this nature have been determined to be exempt from public bidding under Title 40A; and

WHEREAS, said services require knowledge of an advanced type in a field of learning acquired by a prolonged training period; and

WHEREAS, the proposal from Weiner Lesniak, LLP dated February 27, 2006 reflects an hourly compensation of \$150.00 for all legal work related to labor relations, with a total contract amount not to exceed \$30,000.00 including \$3,000.00 for out of pocket expenses; and

WHEREAS, the Secretary-Treasurer of the Authority hereby certifies that the necessary funds for said contract have been budgeted for in the 2006 Annual Budget.

NOW, THEREFORE, BE IT RESOLVED that the Rahway Valley Sewerage Authority engage the firm of Weiner Lesniak, LLP, and its designee Ms. Margaret Miller to serve as Labor Counsel and perform the services described herein at a cost not to exceed \$30,000.00 for a period of one year commencing on March 16, 2006; and

BE IT FURTHER RESOLVED that a Professional Service Contract for the services described herein be entered into and approved by the Authority; and

BE IT FURTHER RESOLVED that said Contract must be executed by both parties within 90 days of award, in the event that the designated Professional Party to this contract fails or refuses to sign said contract and all terms and conditions included therein, this Resolution shall be void and services shall be forthwith terminated; and

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

Bills and Claims

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

BUILDING & EQUIPMENT FUND

CHECK	DATE	VENDOR NAME	LINE/ACCT#	AMOUNT
2119	03/07/06	TOWNSHIP OF WOODBRIDGE	140.7	2,550.00
2120	03/16/06	ARGENT ASSOCIATES LLC	140.2/7/8	27,116.50
2121	03/16/06	CONSOLIDATED CONSTRUCTION M	140.2/7/8	275,538.40
2122	03/16/06	EE CRUZ COMPANY INC.	140.7	2,621,769.46
2123	03/16/06	GARY W. GRAY TRUCKING, INC.	140.7	102,321.39
2124	03/16/06	J.H. REID, GENERAL CONTRACTOR	140.2	276,727.99
2125	03/16/06	NORTHEAST REMSCO CONSTRUCTION	140.8	846,707.17
2126	03/16/06	PAULUS, SOKOLOWSKI & SARTOR, LLC	140.1/2/7	32,954.99

Total Checks: 8
Total Void Checks: 0
Total Amount Void: \$0.00
Total Amount Paid: \$4,185,685.90

OPERATING FUND

CHECK	DATE	VENDOR NAME	LINE/ACCT#	AMOUNT
31573	02/22/06	DON McCOY	31	95.99
31574	02/22/06	SIGNATURE FACTORY	27	9.95
31575	02/28/06	RAHWAY VALLEY SEWERAGE AUTHORITY	01/02	241,362.89
31576	03/02/06	AT&T	11	595.52
31577	03/02/06	CANON FINANCIAL SERVICES, INC.	16	953.20
31578	03/02/06	DELTA DENTAL PLAN OF NJ	03	5,781.60
31579	03/02/06	ELIZABETHTOWN GAS	22	7,783.29
31580	03/02/06	EVEREADY EXPRESS	48	44.50
31581	03/02/06	FEDEX	48	267.17
31582	03/02/06	NEVES JEWELERS	18	210.00
31583	03/02/06	TREASURER - STATE OF NJ	37	400.00
31584	03/02/06	CITY OF RAHWAY	37	10.00
31585	03/02/06	STANDARD INSURANCE COMPANY	03	4,722.32
31586	03/02/06	VISION SERVICE PLAN	03	1,255.80
31587	03/02/06	WHITEMARSH CORPORATION	32	7.26
31588	03/14/06	TREASURER - STATE OF NJ	37	40.00
31589	03/14/06	STAPLES BUSINESS ADVANTAGE	13	268.40
31590	03/16/06	A TOUCH OF ITALY	49	248.00
31591	03/16/06	ABB INC.	32	1,140.24
31592	03/16/06	ADP, INC.	03	821.00
31593	03/16/06	ADP, INC.	16	1,600.55
31594	03/16/06	ADVANCED SPECIALTY SALES, INC.	32	1,541.20
31595	03/16/06	ADVANCED TECHNOLOGY SERVICES	32	901.84
31596	03/16/06	AIRGAS SAFETY, INC.	31	965.47
31597	03/16/06	ALL AMERICAN SEWER SERVICE, INC.	21/47	6,158.00
31598	03/16/06	ALLIED FILTER COMPANY	32	274.50
31599	03/16/06	AQUA PRO-TECH LABORATORIES	40	100.00
31600	03/16/06	ARCH WIRELESS	11	11.19
31601	03/16/06	ASSOCIATED AUTO PARTS	35	1,304.65
31602	03/16/06	ROSALIE F. BERGER	49	183.42
31603	03/16/06	BOB'S UNIFORM SERVICE, INC.	32	151.78
31604	03/16/06	BOWCO LABORATORIES, INC.	47	63.00
31605	03/16/06	MICHAEL J. BRINKER, JR.	15	94.79
31606	03/16/06	CENTRAL JERSEY SUPPLY COMPANY	32	488.00
31607	03/16/06	ALLEN CHIN	49	137.85
31608	03/16/06	CHROMATE INDUSTRIAL CORP.	32	1,250.26
31609	03/16/06	CITY OF RAHWAY, C/O UNITED WATER	33	7,729.20
31610	03/16/06	CLEAN RENTAL SERVICES, INC.	32	531.20
31611	03/16/06	COMPLETE ELECTRICAL	32	545.00

31612	03/16/06	CONNELL FOLEY LLP	09	175.50
31613	03/16/06	COOPER ELECTRIC SUPPLY COMPANY	32/38	2,887.31
31614	03/16/06	CORRECT TEMP, INC.	32	167.15
31615	03/16/06	D2L ASSOCIATES, INC.	42	2,240.00
31616	03/16/06	GARY DEGROAT	31	146.00
31617	03/16/06	DELL MARKETING L.P.	27	172.12
31618	03/16/06	LOUIS DUPLESSIS	03	531.00
31619	03/16/06	ELIZABETH-LINDEN ELKS	18	75.00
31620	03/16/06	ELIZABETHTOWN GAS	22	5,820.06
31621	03/16/06	EMSL ANALYTICAL INC.	41	2,962.00
31622	03/16/06	ENECON CORPORATION	32	1,770.00
31623	03/16/06	ENVIRONMENTAL COMPLIANCE ASSISTANCE	41	2,926.25
31624	03/16/06	FISHER SCIENTIFIC	40	4,129.67
31625	03/16/06	FOLEY, INCORPORATED	32	504.61
31626	03/16/06	MIGUEL FRANCISCOVICH	31	134.98
31627	03/16/06	GALBRAITH LABORATORIES, INC.	41	199.00
31628	03/16/06	GALETON GLOVES	32	294.61
31629	03/16/06	GENSERVE INC	32	1,350.65
31630	03/16/06	GEORGE J. BENDER, INC.	32	215.00
31631	03/16/06	GLASS UNLIMITED	32	1,115.00
31632	03/16/06	W.W. GRAINGER, INC.	32/40	2,235.05
31633	03/16/06	GREAT LAKES ENVIRONMENTAL	41	279.88
31634	03/16/06	GREENWOOD PRODUCTS, INC.	40	264.26
31635	03/16/06	JOANNE GRIMES	49	2,007.02
31636	03/16/06	HACH COMPANY	40	382.20
31637	03/16/06	HALL & ASSOCIATES	08	2,679.63
31638	03/16/06	HATCH MOTT MACDONALD	09	472.16
31639	03/16/06	HOME DEPOT CREDIT SERVICES	32/41	846.28
31640	03/16/06	JACOBSON DISTRIBUTING COMPANY	43	638.00
31641	03/16/06	JERSEY ELEVATOR COMPANY INC.	32	164.31
31642	03/16/06	JOE ROMER TROPHY SHOP	13	69.18
31643	03/16/06	EDWARD KOCHICK	15	46.20
31644	03/16/06	LABCONCO CORPORATION	32	140.06
31645	03/16/06	C. CLARK LANDALE	49	152.22
31646	03/16/06	RAYMOND LINDER	31	149.99
31647	03/16/06	CHARLES P. LOMBARDO	49	134.85
31648	03/16/06	ROBERT G. LUBAN	49	139.77
31649	03/16/06	JOHN C. LUDINGTON II	49	128.85
31650	03/16/06	MAFFEY'S SECURITY GROUP	27	5,390.00
31651	03/16/06	MAINSTREAM MECHANICAL SALES	32	1,295.00
31652	03/16/06	GARY A. MARANO	31	109.99
31653	03/16/06	MARATHON MARINE SERVICE CORP.	32	3,115.00
31654	03/16/06	FRANK G. MAZZARELLA	49	134.85
31655	03/16/06	THOMAS MCHALE	49	128.85
31656	03/16/06	MCMASTER-CARR SUPPLY CO.	32	1,610.31
31657	03/16/06	MITCHELL INSTRUMENT CO.	32	212.00
31658	03/16/06	MOTION INDUSTRIES, INC.	32/34	156.04
31659	03/16/06	MULTI-CARE HEALTH CENTER	50	230.00
31660	03/16/06	JAMES J. MURPHY	49	634.85
31661	03/16/06	MURRAY, MONTGOMERY & O'DONNELL	09	10,000.00
31662	03/16/06	NATIONAL FUEL OIL, INC.	20	8,755.07
31663	03/16/06	NEW PIG CORPORATION	32	651.76
31664	03/16/06	NJ MANUFACTURERS INSURANCE CO.	17	12,901.00
31665	03/16/06	NJ MOTOR VEHICLE COMMISSION	35	72.00
31666	03/16/06	TREASURER - STATE OF NJ	37	1,032.00
31667	03/16/06	NW FINANCIAL GROUP	09	637.50
31668	03/16/06	O'JOHNNIES, INC.	13	404.70

31669	03/16/06	OHAUS CORPORATION	32	1,076.20
31670	03/16/06	ONE CALL SYSTEMS, INC.	32	33.28
31671	03/16/06	OUTSTANDING SERVICE CO., INC.	32	193.49
31672	03/16/06	P-M INDUSTRIAL SUPPLY, INC.	32	106.43
31673	03/16/06	JOAN PAPEN	49	136.65
31674	03/16/06	PAULUS, SOKOLOWSKI & SARTOR, LLC	06	1,976.00
31675	03/16/06	PERKIN ELMER LABWORKS	27	15,192.00
31676	03/16/06	EDMUND PETROSKY	03	265.50
31677	03/16/06	POLAND SPRING WATER COMPANY	46	79.22
31678	03/16/06	POLYDYNE INC.	23	13,836.80
31679	03/16/06	PRECISION ELECTRIC MOTOR WORKS	38	713.00
31680	03/16/06	PROGRESSIVE BUSINESS PUBLICATIONS	31	495.00
31681	03/16/06	PSE&G	19/42	17,598.68
31682	03/16/06	PUMPING SERVICES, INC.	32	2,483.50
31683	03/16/06	PURCHASE POWER	48	1,016.99
31684	03/16/06	RAHWAY VALLEY SEWERAGE AUTHORITY	01/02	134,439.64
31685	03/16/06	RELIANT ENERGY SOLUTIONS	19	58,084.40
31686	03/16/06	FRANCISCO RIVERA, JR.	31	144.97
31687	03/16/06	RUTGERS, THE STATE UNIVERSITY	31	320.00
31688	03/16/06	PETTY CASH	14	382.50
31689	03/16/06	SAFETY-KLEEN CORP.	32	668.33
31690	03/16/06	SANDY'S FRUIT BASKETS & FLORIST	18	180.95
31691	03/16/06	COLONEL SATTERWHITE	03	265.50
31692	03/16/06	SIMPLEX GRINNELL	31	286.00
31693	03/16/06	SMITH TRACTOR & EQUIPMENT INC.	32	368.90
31694	03/16/06	SPECTRASERV INC.	25/26	98,996.69
31695	03/16/06	STAPLES BUSINESS ADVANTAGE	13	1,435.31
31696	03/16/06	GEORGE SZOTAK	03	531.00
31697	03/16/06	THE SPI GROUP, LLC	27	560.00
31698	03/16/06	JANET THEVENIN	31	230.00
31699	03/16/06	THOMAS SCIENTIFIC	40	466.29
31700	03/16/06	JAMES THOR	31	88.50
31701	03/16/06	UEI SERVICE DEPARTMENT	41	1,460.45
31702	03/16/06	UNITED PARCEL SERVICE	48	79.95
31703	03/16/06	UNIVAR USA INC.	29	16,652.48
31704	03/16/06	UNITED STATES FILTER/IONPURE, INC.	40	1,134.00
31705	03/16/06	USA BLUEBOOK	32	3,081.96
31706	03/16/06	UTILITY SAFEGUARD	43	105.33
31707	03/16/06	VAN HOUTEN-AVENEL PLUMBING & HEATING	32	80.80
31708	03/16/06	ATTILIO S. VENTURO	49	138.75
31709	03/16/06	VERIZON	11/30	313.54
31710	03/16/06	VERIZON WIRELESS	11	47.66
31711	03/16/06	VERIZON WIRELESS	11	496.29
31712	03/16/06	921-WELCO-CGI GAS TECH LLC	32/40	242.91
31713	03/16/06	WIPE-TEX INTERNATIONAL	32	717.50
31714	03/16/06	WOODRUFF ENERGY	22	39,270.72

Total Checks: 142
Total Void Checks: 1
Total Amount Void: \$95.99
Total Amount Paid: \$792,643.84

Total Checks: 150
Total Void Checks: 1
Total Amount Void: \$95.99
Total Amount Paid: \$4,978,329.74

FUND DESCRIPTION	FUND #	FUND TOTAL
OPERATING FUND	6-01	\$ 792,643.84
BUILDING & EQUIPMENT FUND	6-02	\$4,185,685.90
TOTAL ALL FUNDS		<u>\$4,978,329.74</u>

Adjournment

As there was no further business, on motion of Mrs. Papen, seconded by Mr. Lombardo, the meeting adjourned at 8:47 p.m. The motion was unanimously approved.

Robert J. Materna, Secretary-Treasurer

/jg

Attachments

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