

Union County Utilities Authority
April 19, 2006
Regular Public Meeting

Chairman Kennedy 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 the Commissioners showed the following present: Chairman Kennedy, Vice-Chairman Kulish, Treasurer People, Secretary Wolf, Commissioners Badri and Lapolla. Also present was alternate Commissioner Jorn. Commissioner Kahn arrived at 6:53 p.m.

Commissioners Absent: Commissioners Jackus and Vollero. Also absent was alternate Commissioner Huff.

Others Present: Dr. Spatola, Mr. Brennan, Mr. Hummel, Mr. Neafsey, and Mr. Crane of the Authority's staff; Neil Cohen, General Counsel; Ed Trainia of CME; Kraig Dowd of Brownstein Booth and Associates; Alan Roth, Esq.; Gina Bilangi and Jonathan Williams of Decotiis, Fitzpatrick, Cole and Wisler; Richard Chaiken of Appraisal Consultants, Corp.; Richard Rudin of Weiner Lesniak; Freeholder Holmes; Deputy Clerk Lisa Miskiewicz and Clerk Joseph Bodek.
Chairman Kennedy led the Pledge of Alliance.

Mr. Bodek provided proof of notice of the meeting.

Chairman Kennedy appointed alternate Commissioner Jorn to act for Commissioner Jackus.

Approval of Minutes

Commissioner Lapolla moved the resolution approving the minutes of the executive session of March 16, 2006 and the public session of March 16, 2006. The motion was seconded by Commissioner People and approved by a roll call vote, with all voting in favor, except Commissioner Badri, who abstained.

Communications:

There were no communications.

UCUA
Reg. Mtg. 4/19/06

Report of Officers

There were no reports from the Officers.

Report of Committees, Staff & Counsel - Public Session I

Finance and Budget

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

Personnel/Procurement/Insurance

Commissioner Kulish noted that the report of the Personnel/Procurement/Insurance Committee would be given in executive session.

Operations

Dr. Spatola reported that the Covanta Coordination meeting was held yesterday. Items discussed included: 1) Plant production numbers. The numbers for March of this year, were slightly lower than last year; 2) Plant capacity was discussed; 3) Covanta informed Dr. Spatola of a meeting they had with DEP, regarding the renewal of the Solid Waste Permit, which is up for renewal next year. Covanta has also been given a temporary increase in steam capacity due to the burning of materials associated with the destruction of the Asian Long Horn Beetle; 4) Results of the stack testing that was done at the facility. The plant is in compliance with all requirements; 5) Route 1&9 realignment and entrance and egress to the plant. This item will affect the application for the renewal of the solid waste permit for the facility; 6) The next outage for maintenance purposes is scheduled to begin on May 5th; 7) There was a discussion on their efforts at Community relations and more involvement in the facility by the community. Chairman Kennedy commented on the community relations discussion with Covanta. Chairman Kennedy asked about the schedule for the realignment of the entrance to the facility due to the realignment of Routes 1&9. Mr. Trainia noted that a draft had been received and was under review by his firm; 8) An update on Security Issues at the plant.

Mr. Crane provided the Commissioners with an update on the enforcement efforts. Detail reports were in the Commissioners packets. Chairman Kennedy noted that a meeting would be held in the near future regarding the enforcement program and reviewing different enforcement models.

UCUA
Reg. Mtg.4/19/06

Solid Waste & Recycling

There was no report.

New Business

There were no items of new business.

Public Comment

Clerk Bodek read the rules under which public comment would be allowed.

The first speaker was Anthony, from Galluzzo Disposal. He raised issues relating to phoenix (Demusial) Disposal, where and how they are dumping. Mr. Cohen asked if the Authority had any cases against Phoenix (Demusial). Mr. Hummel responded yes, and Mr. Crane said he further information, from DEP, regarding this company. Mr. Dowd indicated that the Authority also had judgments against this firm. Chairman Kennedy assured Anthony that the Authority would do a full review of this matter.

Fabio of A & S Sanitation Services offered any help that the haulers could give in reviewing and assisting with the review of the enforcement program. Chairman Kennedy responded that he appreciates the comments that the various haulers have been making at Authority meetings and they will be kept in mind.

Gerry Infantino of Infantino Brothers spoke about a letter he received from the Authority regarding the disposal of materials by one of his trucks. He questioned how the Authority, if it couldn't find a load dumped at the RRF, could track waste at twenty different transfer-stations. He also discussed matters related to Midco Disposal.

The final speaker was Peter Furino of R.N.D. Disposal. Mr. Furino noted that he had requested that the receipts being issued by Covanta for waste dumped at the RRF be made readable. As of today that has not occurred. Mr. Brennan responded that Covanta is aware of the problem and is working on it. Chairman Kennedy asked that the issued be raised with Covanta again.

There were no further speakers.

Commissioner Kulish moved to go into executive session to discuss matters pertaining to litigation, negotiations and/or personnel. The motion was seconded by Commissioner Wolf. Mr. Bodek read a statement regarding executive session. Unanimously by a roll call vote the Authority convened into executive session at 7:10 p.m.. Mr. Cohen noted that the issues raised in public session would also be discussed.

UCUA
Reg. Mtg. 4/19/06

Upon motion of Commissioner Kulish, seconded by Commissioner Lapolla, and approved unanimously by a roll call vote, the Authority reconvened into public session at 8:12 p.m. Commissioner Jorn left at 7:55 pm, during the executive session.

Report of Committees Staff & Counsel - Public Session II

Commissioner Kulish moved the resolution accepting the resignation and appointment of executive director. The motion was seconded by Commissioner Lapolla and approved unanimously by a roll call vote.

Commissioner Kahn moved the resolution hiring PMK for special engineering services related to preparing a report relative to the condemnation of Authority property for the Route 1&9 realignment, in an amount not to exceed \$10,000.00. The motion was seconded by Commissioner Lapolla and approved unanimously by a roll call vote.

Unfinished Business

There were no items of unfinished business.

Public Comments by Commissioners/Freeholder Liaison Chester Holmes

Freeholder Holmes asked that information on the Executive Director be sent to the Freeholder Board, and that at his earliest convince he be introduced to the Freeholders. He also praised Dr. Spatola for the job he did as Executive Director.

Commissioner Wolf thanked Dr. Spatola for his years of service to the Authority, and wished him well in his retirement.

Dr. Spatola thanked all the Commissioners for allowing him the opportunity to serve, and commented on how much he learned during his ten(10) years at the Authority.

There being no further business to come before the Authority, Commissioner Kahn moved to adjourn the meeting. The motion was seconded by Commissioner Lapolla, and approved unanimously by a voice vote. The meeting was adjourned at 8:18 pm.

Respectfully submitted,

Joseph C. Bodek
Clerk

James Kennedy
Chairman

William Wolf
Secretary