

Union County Utilities Authority
Executive Session Minutes
September 20, 2006

TOPIC: Contracts/Type 13

PRESENT: Chairman Kennedy, Treasurer People, Secretary Wolf, Commissioners Badri, Jackus, Kahn, Lapolla, Vollero and Alternate Commissioner Huff. Others Present: Dr. Garg, Mr. Brennan, Mr. Hummel, Mr. Neafsey, and Mr. Crane of the Authority's staff; Kraig Dowd of Brownstein Booth and Associates; Jonathan Williams and Gina Bilangi of DeCotiis, Fitzpatrick, Cole & Wisler; Ed Trainia of CME Associates; and Clerk Joseph Bodek.

Dr. Garg noted that the Authority was beginning the bidding process for procurement of a disposal site to type 13 waste. The new contract would have to be in place by June 30, 2007. The notice for bidders has been published. The bids are due to be returned on October 20, 2006. He recommended changing the meeting date from November 1. The suggested new dates were November 9th or November 29th. A consensus showed that the preference was for November 9, 2006.

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TOPIC: Enforcement Issues

PRESENT: Chairman Kennedy, Treasurer People, Secretary Wolf, Commissioners Badri, Jackus, Kahn, Lapolla, Vollero and Alternate Commissioner Huff. Others Present: Dr. Garg, Mr. Brennan, Mr. Hummel, Mr. Neafsey, and Mr. Crane of the Authority's staff; Kraig Dowd of Brownstein Booth and Associates; Jonathan Williams and Gina Bilangi of DeCotiis, Fitzpatrick, Cole & Wisler; Ed Trainia of CME Associates; and Clerk Joseph Bodek.

Dr. Garg reported that since his starting with the Authority he has began a review of issues relating to the enforcement program. The process has started with material recovery facilities (MRF). Letters were sent to the various MRF stations. A meeting has been held with the haulers that allowed for an open discussion. The first was held two months ago, and another one will be held this week.

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TOPIC: Railroad Transfer Stations

PRESENT: Chairman Kennedy, Treasurer People, Secretary Wolf, Commissioners Badri, Jackus, Kahn, Lapolla, Vollero and Alternate Commissioner Huff. Others Present: Dr. Garg, Mr. Brennan, Mr. Hummel, Mr. Neafsey, and Mr. Crane of the Authority's staff; Kraig Dowd of Brownstein Booth and Associates; Jonathan Williams and Gina Bilangi of DeCotiis, Fitzpatrick, Cole & Wisler; Ed Trainia of CME Associates; and Clerk Joseph Bodek.

Dr. Garg reviewed for the Commissioners the general issue of railroads operating as transfer stations. He noted that there has been a federal court decision holding that railroads are subject to local waste flow regulations, and must follow all DEP rules and regulations.

Respectfully submitted,

Joseph C. Bodek
Secretary

James Kennedy
Chairman

William Wolf
Secretary