



**MINUTES
REGULAR MEETING
JAN. 5, 2010**

1. **The Chairman called the Work Session Meeting, which precedes the Regular Meeting, to order at 7:10 p.m. to discuss items in detail. The Work Session ended at 7:51 p.m., at which time the Commissioners proceeded into the Regular Meeting.**
2. **The Chairman read the statement in compliance with C.231, PL 1975.**
3. **Roll Call: the following Commissioners were present: Chewcaskie (left the meeting early and did not vote on the resolutions) Dachnowicz, Dator, Kelaher, O'Malley, Plumley, and Ariyan. The following Commissioners were absent: Kasparian and Shafron.**
4. **Salute to the Flag was led by Chairman Ariyan.**
5. **Chairman's remarks. Appointment of Nominating Committee: The Chairman appointed Commissioners Dator, Chewcaskie and O'Malley for the Nominating Committee.**
6. **Approval of Minutes. Public Hearing on 2010 Budget and Regular Meeting of Dec. 1, 2009. Commissioner Kelaher moved the minutes be accepted as presented seconded by Commissioner O'Malley. All Commissioners present voted in favor of the minutes.**
7. **Public Comments. Chris Hagen, 2 Whites Lane, Waldwick. Mr. Hagen noted the Suburban News article went on, in addition to saying the \$1.2 million spent on odor control in resolving odor issues that these measures were installed because the odor specialist hired last year found no appropriate solution. Mr. Hagen took exception to this. He felt they found some very appropriate solutions, it may not have been what the reporter wanted to hear but they were in there. He doesn't think that we can afford to disregard it. He wanted to remind everyone of the wind deflection of moving the odors. The other was the odor modifier, which is already in place. The third was chemical treatment or covering the primary tanks. He just wanted to remind everyone that that is still there and it should not be disregarded.**

Mr. Hagen had some questions for the Commissioners that he would like answered at the next meeting if possible. He noted at the November meeting, T&M reported that some channels that are carrying the solids needed their diamond plate covers replaced and he would like to know if it has been. He

stated that T&M educated him on the fact that on each of the processes what gets rejected gets carried back to the primary's in a pipe that he thinks goes behind the houses. They talked about the chemical treatment being a very expensive process in the influent. He wondered that maybe if on the rejected items, could they be treated with some kind of hydrogen peroxide or something because it sounded to him that it could be some pretty bad stuff that is coming back. It also sounded to him that this might be the reason why on a Sunday evening at 11:00 p.m. they could get a very strong odor and it could be gone by the time anybody gets to investigate. He wondered, under what circumstances, does the process that they are trying to get to reject these items.

Mr. Hagen thanked the Commissioners for their time.

A Motion to go into Closed Session was made by Commissioner O'Malley, seconded by Commissioner Kelaher. All Commissioners present voted in favor of going into Closed Session at 7:58 p.m.

A Motion to go back into the Regular Meeting was made by Commissioner O'Malley, seconded by Commissioner Dachnowicz. The Commissioners went back into the Public Meeting at 8:28 p.m.

8. Consideration for approval list of Resolutions attached dated Jan. 5, 2010.

All Resolutions were discussed during the work session. Resolution #01-2010 to Resolution #05-2010 were offered by Commissioner Dator, seconded by Commissioner Kelaher. All Commissioners present voted in favor of these resolutions.

Resolution #06-2010 was offered by Commissioner O'Malley, seconded by Commissioner Dator. All Commissioners present voted in favor of this resolution except Chairman Ariyan who recused himself from voting.

Resolutions #07-2010 and 08-2010 were offered by Commissioner Kelaher, seconded by Commissioner O'Malley. All Commissioners present voted in favor of these resolutions.

Resolution #09-2010 was offered by Commissioner O'Malley, seconded by Commissioner Kelaher. All Commissioners present voted in favor of this resolution except Chairman Ariyan who recused himself from voting.

Resolution #01-2010. Approval of vouchers, payroll and tax deposits. This resolution is to approve payment of the following: Payroll Account \$205,861.56; Tax Deposit Account \$75,402.27; PERS and Contributory Insurance \$21,742.61; Health Benefits \$76,577.81; Dental Benefits \$5,199.10; DCRP Employee Contribution \$22.92; DCRP Employer Contribution \$12.50; Operating Account \$494,211.47; Improvement Account \$38,569.33; 2009A Project Account \$48,814.47.

Resolution #02-2010. Authorization to modify CH2M Hill's fee for sludge thickening process improvement project. This Resolution is to increase CH2M Hill's fee by \$44,980.00 for unforeseen circumstances encountered during the bid and construction phase of the process.

Resolution #03-2010. Designation of Public Agency Compliance Officer. This resolution is to appoint Madeline Thumudo, Admin. Asst. as the Authority's Public Agency Compliance Officer for 2010.

Resolution #04-2010. Participation in the Bergen County Blood Borne Pathogens Compliance Program. This is to continue in the program for 2010 at a cost to the Authority for training and coordination at a cost not to exceed \$2,500 and vaccine administration at a cost of \$48 per vaccination, for vaccine and administration per participant (the cost is \$144 per employee for the three dose series).

Resolution #05-2010. Bergen County Employees Assistance Program. This is to continue the Authority's participation in the employees assistance program for 2010 at a cost to the Authority of \$20 for each employee.

Resolution #06-2010. Authorization for Chairman or Vice-Chairman to execute Risk Management Agreement. This is to appoint Brown and Brown as the Authority's Risk Managers for 2010.

Resolution #07-2010. Resolution Authorizing the Executive Director to enter into a professional services contract with Valley Health Medical Group regarding the coordination and conduct of alcohol and drug testing services. This is to enter into an agreement in connection with the emplacement of a drug and alcohol policy at the Authority, as well as the training and screening of, amongst others, Authority employees who are holders of Commercial Drivers Licenses.

Resolution #08-2010. Approval of 2010 Service Charges. This is to approve the Service Charges for the member municipalities for the year 2010.

Resolution #09-2010. New Hire, Office Secretary. This resolution is to employ Noel LiGregni, 30 Crest Road, Ramsey as the Office Secretary effective January 7, 2010 at a starting salary of \$41,000 per year subject to the satisfactory completion of a 90-day probationary period.

9. Reports of Committees

A. Finance Committee – Nothing more than what was discussed at the Work Session.

B. Personnel Committee – Nothing more than what was discussed at the Work Session.

- C. Insurance Committee – Nothing more than what was discussed at the Work Session.**
- D. Operating Committee – Nothing more than what was discussed at the Work Session.**
- E. Buildings & Grounds – Nothing more than what was discussed at the Work Session.**

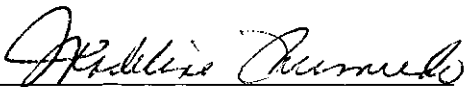
10. Report of Treasurer – Short-term investments of approximately \$12.5 million at rates of 1.71% to 2.47%. Long term approximately \$4.6 million at rates of 4.75% to 6.17%. Mr. Sherer wanted to know if Bank of New Jersey is the only bank bidding on the C/D's. He knows we have talked about this in the past and he thinks we should find ways to have other financial institutions or instruments. He knows they are the bidder of the highest rates but feels in this environment we should find other ways to get bidders, whether it is adjusting the policy to allow us not to only go to highest bidders of something. It needs to be discussed at some point in time.

The Executive Director pointed out that the banks just do not want the money because they are not lending. We either invest the money or we keep it in a bank and don't invest it. If we keep it in the bank it is subject to the same potential loss as if we have it in a C/D. We cannot leave it in a bank and not invest it. The Treasurer felt that maybe we could find a wider range of banks to get rates from.

The Executive Director will contact other Authority's to see what their situations are with the banks and investing.

- 11. Report of Counsel – Nothing further than what was reported at the Work Session.**
- 12. Report of Engineer – Nothing further than what was reported at the Work Session.**
- 13. Report of Executive Director – Nothing further than what was discussed at the Work Session.**
- 14. Report of Superintendent - Superintendent was absent. Nothing further to Report.**
- 15. Old Business. No old business to report.**
- 16. New Business. No new business to report.**
- 17. Public comments (on subjects 8 through 17). No public comments.**

18. **Adjournment. Motion to adjourn was made by Commissioner Dator, Seconded by Commissioner O'Malley. All Commissioners present voted to adjourn at 8:35 p.m.**


Madeline Thumudo, Secretary



**MINUTES
REORGANIZATIONAL MEETING
FEBRUARY 9, 2010**

1. **The Commissioner O'Malley called the Work Session Meeting, which precedes the Reorganization Meeting, to order at 7:00 p.m. to discuss items in detail. The Work Session ended at 8:20 p.m., at which time the Commissioners proceeded into the Reorganization Meeting.**
2. **Chairman read the statement in compliance with C.231, PL 1975.**
3. **Proof of Notice – Reorganizational Meeting. (Attached)**
4. **Roll Call: The following Commissioners were present: Chewcaskie, Dachnowicz, Dator, Kelaher, O'Malley, Shafron, and Ariyan. The following Commissioners were absent: Kasparian and Plumley.**
5. **Salute to the Flag was led by the Chairman.**
6. **Chairman's remarks. Commissioner Chewcaskie was re-appointed Commissioner by the Freeholders and Counsel Doug Bern administered the Oath of Office.**
7. **Approval of Minutes – Regular Meeting of Jan. 5, 2010. Commissioner Dator made a motion to accept the minutes as presented and seconded by Commissioner Kelaher. All Commissioners present voted in favor of accepting the minutes except Commissioners Chewcaskie and Shafron who abstained.**
8. **Election of Officers**
 - a) **Report of Nominating Committee – The Nominating Committee has met and Commissioner Dator, Chairman of the Committee, reported that they nominate Commissioner Ariyan for the office of Chairman and Commissioner Kasparian for the position of Vice-Chairman.**
 - b) **Election of Chairman for ensuing year – There were no other nominations for the slate at this time. Commissioner Dator moved the nomination of Chairman, seconded by Commissioner O'Malley. All Commissioners voted in favor of Commissioner Ariyan as Chairman.**
 - c) **Election of Vice-Chairman for ensuing year – There were no other nominations for the slate at this time. Commissioner Dator moved the nomination of Vice-Chairman, seconded by Commissioner O'Malley.**

All Commissioners voted in favor of Commissioner Kasparian as Vice-Chairman.

9. Consideration for approval – list of Resolutions dated February 9, 2010.

Consent Resolution for Resolutions No.10-2010 through 12-2010 was moved By Commissioner Chewcaskie, seconded by Commissioner Shafron. All Commissioners present voted in favor of these resolutions.

Resolution #10-2010. Approval of vouchers, payroll transfers, payroll tax Deposits and pensions & benefits transfers for Jan. 2010. Payroll Account \$195,248.28; Tax Deposit Account \$80,496.52; PERS and Contributory Insurance \$21,492.43; Health Benefits, \$76,577.81; Dental Benefits \$5,199.10; DCRP Employee Contribution \$22.92; DCRP Employer Contribution \$12.50; Operating Account \$249,651.96; Improvement Account \$291,748.74; 2008 Solar Project \$128,424.18; 2009A Project Account \$50,491.80.

Resolution #11-2010. 2010 Schedule of Meetings. Approval of Meeting Calendar for 2010.

Resolution #12-2010. Authority's official Newspapers for 2010. Approval Of The Record and Ridgewood News as the Official newspapers for the Authority for 2010.

Consent Resolution for Resolutions No.13-2010 through 15-2010 was moved By Commissioner O'Malley, seconded by Commissioner Dator. All Commissioners present voted in favor of these resolutions except Commissioner Ariyan who abstained and recused himself from all three.

Resolution #13-2010. Authorization for Chairman to execute Public Relations Services Agreement. This Resolutions was to retain the Services of McEntyre Associates as public relations professionals to the Authority for 2010 at a price of \$2,000 per month, not to exceed \$24,000 per Year.

Resolution #14-2010. Appointment of Professionals and Consultants for 2010. This resolution was to appoint Douglas M. Bern, Esq. As General Counsel; T&M Associates, Inc. as Consulting Engineers; Lerch, Vinci & Higgins, LLP as Auditors for the Authority for 2010.

Resolution #15-2010. Appointment of Treasurer. This Resolution was to Re-appoint Todd Sherer as Treasurer to serve a term of three years at a salary of \$5,000 per year.

Consent Resolution for Resolutions No.16-2010 through 19-2010 was Moved by Commissioner Shafron, seconded by Commissioner Chewcaskie. All Commissioners present voted in favor of these resolutions.

Resolution #16-2010. Proposed sanitary sewer extension, Holy Name Hospital, Villa Marie Claire, Borough of Saddle River. This extension is for a 20-bed hospice established by Holy Name Hospital, which will connect to an existing Bor.of Waldwick sewer in an easement off West Saddle River Road. This will add 12 non-residential EDU's to the Authority system.

Resolution #17-2010. Resolution of the NBCUA authorizing submission of a "Loan Application" and "Design Documents" to the New Jersey Infrastructure Trust for inclusion in the 2010 financing program for the Incinerator Improvement Project.

Resolution #18-2010. Authorization to Modify Chavond-Barry's fee for Incinerator #1 Rebuild Project. This resolution is to increase the amount of Chavond-Barry's contract to prepare contract drawings and specifications, Field measurement required for the bid document and coordination, review and award of bid.

Resolution #19-2010. Authorization approving revised drug and alcohol policy. This resolution approves the revised policy to include all employees.

Motion No.1. Motion to approve change order #3 for Contract #251 Solar Energy Project in the credit amount of \$40,000. Motion was made by Commissioner Chewcaskie, seconded by Commissioner Dachnowicz. All Commissioners present voted in favor of the motion.

Commissioner Chewcaskie noted that there was discussion at the Work Session to pass a Resolution to make application to the Environmental Infrastructure Trust for Upper Saddle River. Questioned if we want to adopt a form of resolution authorizing the Exec. Dir. to sign the documents subject to the review and comment of the Operating Committee at the next Operating Committee Meeting. Resolution #20-2010 was moved by Commissioner O'Malley, seconded by Commissioner Chewcaskie. All Commissioners present voted in favor of the motion to adopt Resolution #20-2010.

10. Reports of Committees.

- a. **Finance Committee – Nothing further to report.**
- b. **Personnel Committee – It was reported at the Work Session that the Drug and Alcohol Testing Policy would be approved tonight. The policy was distributed to all the Commissioners and will be distributed to all employees. The policy was prepared by the Authority and reviewed by Counsel, Operating Committee and Personnel Committee. The net result is a policy that is excellent for the Authority to insure the safety of our employees. It provides for random testing of all employees equivalent to the testing that is performed for those individuals who hold commercial drivers licenses under the Federal Dept. of Transportation program. All Supervisors took a course given by**

our insurance company to help recognize issues and how to make a referral under reasonable suspicion. There will be random testing and issues related to those occasions when there is reason to assume someone is under the influence. There is also a form to be completed by the employee to register any prescription drugs they may be taking. They also have the responsibility to come forward and note if they are taking a non-prescription drug that has a warning label about driving or operating heavy equipment.

- c. Insurance Committee – The Insurance Risk Managers, Brown and Brown were re-appointed for 2010 at the January 2009 meeting.**
- d. Operating Committee – Nothing further to report.**
- e. Buildings & Grounds – Nothing to report.**

11. Officers Reports:

- a. Treasurer – Thanked the Commissioners for their consideration in reappointing him as Treasurer. Expanded upon the attorney’s report on the GUDPA revisions. Key points that would be helpful and allay some concerns that have been discussed about concentration issues in the local banking environment. There will be an insured deposit risk spread among each bank that is participating in this program. They will accomplish this by banks posting approved collateral to offset the deposits. The banks that have the largest amount of deposits will be fully collateralizing all of the deposits over \$200 million and there will be improved enforcement protocol for the banking department overseeing these banks. We will be able to check on line to see which banks are participating in this program and which are not.**

We presently have \$12.7 million in short term investments at 1.7% to 2.25%. Long-term investments are at \$4.7 million.

- b. Counsel – Nothing further to report.**
- c. Engineers – Nothing further to report.**

12, Report of Executive Director. Nothing further to report.

13. Report of Superintendent – Nothing further to report.

14. Old Business – Nothing to report.

15. New Business – Commissioner O’Malley thanked the Operating Committee Superintendent Genetelli, Executive Director Hurwitz, and Keith Henderson For the help in working on the Upper Saddle River Projects.

16. **Public comments (on subject 6 through 15). The Chairman reminded everyone that this is a public comment period. He prefaced their comments by saying he hopes the report that the Commissioners receive tonight, the oral report, as an update from the engineers hopefully answered some of the questions they may have and we all look forward to the final report as they do.**

Mr. Chris Hagens, 2 Whites Lane. Mr. Hagens stated he was confused in regards to the Chairman's comment on the public comment and where we are and whether or not it can be only on the subject 6 through 15. He believed a regular meeting was scheduled for tonight and was wondering if it was going to happen or is this the meeting or is it just a re-organization meeting.

The Chairman advised him that it is our Annual Reorganization Meeting but it begins with a Work session and this is our Regular Meeting and the public can comment on anything they wish.

Mr. Hagens wanted to know if they are allowed to pose questions knowing that they will not be answered and can he pose a question that can be answered at a subsequent meeting.

The Chairman's position on that is his question may very well be answered in the report that we are all hoping to see by the next meeting. The public is free to comment on the concerns they have and are free to express what they hope will be included in the report and Mr. Henderson is free to write down what he believes is pertinent in his report or not in his report. We cannot predict what is going to be in the report.

Mr. Hagens stated that it might not even be about the report. He reiterated the same comments he had at last months meeting. At the November meeting Mr. Henderson indicated that some of the channels carrying some of the solids needed their diamond plate covers replaced. He posed at the last meeting the question as to whether that was done or not and has not heard a response. They were also educated, and have now found out that it's the recycle flows that go back to the primaries when they are rejected from the subsequent processes. Wondered whether or not that influent could be treated chemically because he suspects that is some pretty bad smelling material that is coming back down through the system on the second time around.

He thanked everyone for pursuing this problem. A lot of people have been working hard on it. Thanked the Chairman and Councilman Tom Giordano. He wished the report had been ready for the meeting.

The Chairman repeated that Mr. Henderson has a lot of pressure on him from all the Commissioners but they do understand it is better not to rush the report and be thorough. Thanked Mr. Hagens for his comments.

Mike Casey, 4 Whites Lane. Reported that he had odors today and a week ago Tuesday. Wanted to remind everyone that the bulk of the problem seems to come at night and on the weekends when the plant is not operating. He read in the paper that the Authority spent \$1.2 million to resolve odor problems because of neighbor's complaints. He sees that a receiving system has been put in which he believes is just operational during the day. He also noted that we put exhaust fans in another building, which he assumes is also a daytime function. He feels we are already up to a half million dollars on projects which he knows is not causing the problem. He questions the direction that the experts are going in with the modernization of the skimming system for the primary tanks. He feels they are the experts and should be resolving the problems. Wanted to point out that Keith Henderson from T&M, when he was quoting the report from last year from Odor Sciences did not mention the covers. He mentioned that they recommended masking agents, which he feels is not true. Wants to know if the Authority has gotten any bids on covers for the primary tanks. He feels, and has been saying for years, the source of odors is coming from the primary tanks.

The Chairman asked if he is criticizing the Authority for the efforts that were undertaken in the last year and a half to try and fix the problem or is he criticizing us now for the efforts we are undertaking now to try to fix the problem. As a public authority we do not spend anything unless it is reviewed, considered thoughtfully and it is in a pure effort to try and accommodate, not only our entire member community, but in particular Waldwick. We wish that when we spent the first ten thousand dollars the problem could have been solved. Unfortunately that did not happen. The Chairman noted that Mr. Casey has been standing there saying for the past three years that he has known the answer. He was told that it is not that simple. The Authority is doing their best to resolve the problem which has cost a lot of money.

Mr. Casey said he was just questioning the wisdom of the decisions.

The Chairman asked if there were any other members of the public with any comments. There were no other comments and the public comment session was closed.

17. Adjournment. A Motion to adjourn the meeting was made by Commissioner Dator, seconded by Commissioner Kelaher. All Commissioners were in favor of adjourning the meeting at 8:43 p.m.



Madeline Thumudo, Secretary



**MINUTES
REGULAR MEETING
MAR. 2, 2010**

1. **The Chairman called the Work Session Meeting, which precedes the Regular Meeting, to order at 8:00 p.m. to discuss items in detail. The Work Session ended at 9:20 p.m., at which time the Commissioners proceeded into the Regular Meeting.**
2. **The Chairman read the statement in compliance with C.231, PL 1975.**
3. **Roll Call: the following Commissioners were present: Chewcaskie, Dachnowicz, Dator, Kasparian, Kelaher, Plumley, Shafron and Ariyan. The following Commissioner was absent: O'Malley.**
4. **Salute to the Flag was led by Chairman Ariyan.**
5. **Chairman's remarks. The Chairman had no remarks at this time.**
6. **Approval of Minutes. Reorganization Meeting of Feb. 9, 2010. Commissioner Kelaher moved the minutes be accepted as presented, seconded by Commissioner Shafron. All Commissioners present voted in favor of the minutes except Commissioners Kasparian and Plumley who abstained from voting.**
7. **Public Comments. Chris Hagen, 2 Whites Lane, Waldwick. Mr. Hagen wanted to thank everyone for all the effort and the report. Mr. Hagen requested a copy of the odor report once it is approved and accepted by the Commissioners. He also would like to have a meeting with the Authority after they receive the report. The Chairman advised him to contact the Executive Director after reading the approved and accepted report to set up a meeting at a beneficial mutual time.**

He also asked about the diamond plate covers on some of the solids channels that needs a replacement and wondered if they were replaced. The engineer noted that they never said the covers were missing but that on tank number four there is diamond plate that covers the channel between the influent building and tank number four. Tanks one, two and three there is grating and plywood in those channels. Tank four was designed with diamond plate but the older section was not. It doesn't matter if it is steel or plywood.

Mike Casey. Had nothing more to add to Mr. Hagen's comments.
8. **Consideration for approval list of Resolutions attached dated Jan. 5, 2010.**

All Resolutions were discussed during the work session. Resolution #21-2010 to Resolution #24-2010 were offered by Commissioner Chewcaskie, seconded by Commissioner Dator. All Commissioners present voted in favor of these resolutions.

Resolution #21-2010. Approval of vouchers, payroll and tax deposits. This resolution is to approve payment of the following: Payroll Account \$188,301.88; Tax Deposit Account \$78,171.20; PERS and Contributory Insurance \$21,510.69; Health Benefits \$77,772.93; Dental Benefits \$5,295.77; DCRP Employee Contribution \$22.91; DCRP Employer Contribution \$12.50; Operating Account \$279,620.37; Improvement Account \$196,214.93; 2009A Project Account \$55,139.63.

Resolution #22-2010. Resolution increasing the bid threshold and appointing a Qualified Purchasing Agent pursuant to N.J.S.A.40A:11-3a and N.J.A.C.5:34-5 et seq. This resolution is to appoint Superintendent Robert Genetelli as the QPA and to increase the bid threshold to \$29,000.

Resolution #23-2010. Authorization to award Contract #253 for Refractory Demolition of the Niro Sludge Incinerator. This resolution is to award the bid to the low bidder, McNeil Sales & Service, Inc. in the base bid price of \$88,973.

Resolution #24-2010. Acceptance of proposal, Tighe and Bond to prepare User Charges for 2011. This resolution is to accept the proposal of Tighe and Bond to assist, review and prepare the meter data and user charges for the year 2011 at a total cost not to exceed \$17,800.

Motion No. 1 – Motion to approve Executive Director Hurwitz’s attendance at the AEA Utility Management Conference in Atlantic City, March 9 – 10, 2010. Motion was moved by Commissioner Dator, seconded by Commissioner Kelaher. All Commissioners present voted in favor of the Motion.

Motion No. 2 – Motion to accept T&M Associates DRAFT Odor Report for review by Commissioners. Motion was moved by Commissioner Plumley, seconded by Commissioner Shafron. All Commissioners present voted in favor of the Motion.

9. Reports of Committees

A. Finance Committee – Nothing more than what was discussed at the Work Session.

B. Personnel Committee – Resolution to increase the bid threshold and to appoint Rob Genetelli as the Qualified Purchasing Agent for the Authority.


C. Insurance Committee – The Drug and Alcohol policy was issued to every employee. The policy becomes effective March 15, 2010 and the designated testing agency is Valley Health. They will begin to select randomly, individuals at the Authority to be tested for alcohol and drug use. It now applies to all employees not just elective CDL drivers. None of the information from the testing goes into an employees personnel file but is kept in a separate file.

Anyone who is covered under the State Health Benefits should have received a package from the state because they are doing an audit of everyone with dependents on their health insurance. Information will be sent to the Commissioners on this audit.

D. Operating Committee – Nothing more than what was discussed at the Work Session.

E. Buildings & Grounds – Nothing more than what was discussed at the Work Session.

- 10. Report of Treasurer – Short-term investments of approximately \$3.4 million at rates of 1.75% to 2.14%.**
- 11. Report of Counsel – Nothing further than what was reported at the Work Session.**
- 12. Report of Engineer – Nothing further than what was reported at the Work Session.**
- 13. Report of Executive Director – Nothing further than what was discussed at the Work Session.**
- 14. Report of Superintendent - Nothing further to Report.**
- 15. Old Business. No old business to report.**
- 16. New Business. No new business to report.**
- 17. Public comments (on subjects 8 through 17). No public comments.**
- 18. Adjournment. Motion to adjourn was made by Commissioner Dator, Seconded by Commissioner Kelaher. All Commissioners present voted to adjourn at 9:30 p.m.**


Madeline Thumudo, Secretary



**MINUTES
REGULAR MEETING
APR. 6, 2010**

1. **The Chairman called the Work Session Meeting, which precedes the Regular Meeting, to order at 7:00 p.m. to discuss items in detail. The Work Session ended at 7:35 p.m., at which time the Commissioners proceeded into the Regular Meeting.**
2. **The Chairman read the statement in compliance with C.231, PL 1975.**
3. **Roll Call: the following Commissioners were present: Chewcaskie, Dachnowicz, Dator, Kasparian, Kelaher, O'Malley, Plumley, Shafron and Ariyan.**
4. **Salute to the Flag was led by Chairman Ariyan.**
5. **Chairman's remarks. The Chairman had no remarks at this time.**
6. **Approval of Minutes. Regular Meeting of Mar. 2, 2010. Commissioner Kelaher moved the minutes be accepted as presented, seconded by Commissioner Dator. All Commissioners present voted in favor of the minutes except Commissioner O'Malley who abstained.**
7. **Public Comments. Chris Hagen, 2 Whites Lane, Waldwick. Mr. Hagen apologized for being late for the Work Session and did not ask for a repeat of the report that was given at the work session on the odor investigation. He did ask when he could expect to receive a copy of the investigation report. The Chairman gave Mr. Hagen a copy of the report.**
8. **Consideration for approval list of Resolutions attached dated Apr. 6, 2010.**

All Resolutions were discussed during the work session. Resolution #25-2010 to Resolution #28-2010 were offered by Commissioner Dator, seconded by Commissioner Kelaher. All Commissioners present voted in favor of these resolutions.

Resolution #25-2010. Approval of vouchers, payroll and tax deposits. This resolution is to approve the payroll transfers, payroll tax deposits & pension & benefits transfers for the month of March 2010 and health and dental benefits transfers for April 2010 for the following accounts: Payroll Account \$282,018.02; Tax Deposit Account \$117,585.91; PERS & Contributory Insurance \$22,255.98; PERS Employer Liability \$262,550.00; Health Benefits \$78,059.87; Dental Benefits \$5,318.98; DCRP Employee

Contribution \$22.92; DCRP Employer Contribution \$12.50; Operating Account \$483,171.79; Improvement Account \$14,353.79; 2009A Project Account \$56,636.31.

Resolution #26-2010. Regular Employment, Noel LiGregni, Office Secretary. This resolution is to retain Noel LiGregni as Office Secretary effective Apr. 7, 2010.

Resolution #27-2010. Award Bid, Contract #254 Lab Analysis of Sewage, Sludge and Ash Samples. This resolution is to award the bid for Contract #254 to QC Laboratories, Inc. in the total estimated annual cost of \$10,985 for a two-year period.

Resolution #28-2010. Resolution providing for the declaration of official intent under Treasury Regulation Section 1.150-2 to reimburse prior expenditures related to incinerator and other system improvements.

Motion No. 1 – Motion to grant a 30 day Unpaid Leave of Absence for Jason Rucki, Plant Operator, effective March 16, 2010 for personal reasons. Motion was moved by Commissioner Chewcaskie, seconded by Commissioner Shafron. All Commissioners present voted in favor of the Motion.

9. Reports of Committees

- A. Finance Committee – Nothing more than what was discussed at the Work Session.**
- B. Personnel Committee – There was a request for a 30-day unpaid leave of absence for Mr. Rucki for personal reasons and a Resolution for the completion of the probationary period for Noel LiGregni that were passed tonight.**

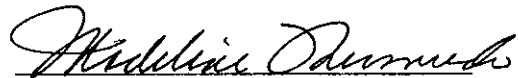
The Commissioners will also be going into Closed Session to discuss personnel matters.

- C. Insurance Committee – Nothing new to report on insurance at this time.**
- D. Operating Committee – Nothing more than what was discussed at the Work Session.**
- E. Buildings & Grounds – Nothing more than what was discussed at the Work Session.**

Commissioner Shafron made a motion to go into Closed Session to discuss personnel issues regarding contract negotiations, seconded by Chairman Ariyan. All Commissioners present voted in favor of going into Closed Session at 7:41 p.m.

Motion to go back into Open Session was made by Commissioner Shafron, seconded by Commissioner O'Malley. All Commissioners present voted in favor of going back into open session at 8:07 p.m.

- 10. Report of Treasurer – Treasurer pointed out that we are paying T&M \$22,700 for doing the Odor Control Study. Short-term investments of approximately \$12 million at a rate of 1.75% and Long-term investments at rates of 4.76 to 6.17%. Rates are going up slowly.**
- 11. Report of Counsel – Nothing further than what was reported at the Work Session.**
- 12. Report of Engineer – Nothing further than what was reported at the Work Session.**
- 13. Report of Executive Director – Nothing further than what was discussed at the Work Session.**
- 14. Report of Superintendent - Nothing further to Report.**
- 15. Old Business. No old business to report.**
- 16. New Business. No new business to report.**
- 17. Public comments (on subjects 8 through 17). No public comments.**
- 18. Adjournment. Motion to adjourn was made by Commissioner Chewcaskie, Seconded by Commissioner Kelaher. All Commissioners present voted to adjourn at 8:10 p.m.**


Madeline Thumudo, Secretary



**MINUTES
REGULAR MEETING
MAY 11, 2010**

1. **The Chairman called the Work Session Meeting, which preceded the Public Hearing and Regular Meeting, to order at 7:00 p.m. to discuss items in detail. The Work Session and Public Hearing ended at 7:50 p.m., at which time the Commissioners proceeded into the Regular Meeting.**
2. **The Chairman read the statement in compliance with C.231, PL 1975.**
3. **Roll Call: the following Commissioners were present: Chewcaskie, Dachnowicz, Kasparian, Kelaher, O'Malley, Plumley, Shafron and Ariyan. The following Commissioner was absent: Dator.**
4. **Salute to the Flag. The salute to the Flag was done at the Public Hearing.**
5. **Chairman's remarks. The Chairman had no remarks at this time.**
6. **Approval of Minutes. Regular Meeting of Apr. 6, 2010. Commissioner Chewcaskie moved the minutes be accepted as presented, seconded by Commissioner Kelaher. All Commissioners present voted in favor of the minutes as presented.**
7. **Public Comments. Chris Hagen, 2 Whites Lane, Waldwick. Mr. Hagen requested a meeting to go over the T&M report and they have worked on trying to set up a couple of dates. He wanted the Chairman to know that he is following up on this. Councilman Tom Giordani from Waldwick is very interested in attending the meeting.**
8. **Consideration for approval list of Resolutions attached dated May 11, 2010.**

All Resolutions were discussed during the work session. It was noted that Resolutions #31-2010, #32-2010 and 40-2010 have been Tabled. Resolutions #30-2010 and #33-2010 to 39-2010 were offered by Commissioner Chewcaskie, seconded by Commissioner Kelaher. All Commissioners present voted in favor of these resolutions.

Resolution #30-2010. Approval of vouchers, payroll and tax deposits. This resolution is to approve the payroll transfers, payroll tax deposits & pension & benefits transfers for the month of April 2010 and health and dental benefits transfers for May 2010 for the following accounts: Payroll Account \$189,235.58; Tax Deposit Account \$79,215.61; PERS & Contributory Insurance \$22,124.50; Health Benefits \$78,059.87; Dental Benefits \$5,318.98;

DCRP Employee Contribution \$22.92; DCRP Employer Contribution \$12.50; Operating Account \$286,029.89; Improvement Account \$65,338.77; 2009A Project Account \$46,956.67.

Resolution #33-2010. Resolution authorizing preparation of, and adoption of, updated Employee Policies and Procedures Manual. This resolution is to update the existing Manual to comply with all applicable laws.

Resolution #34-2010. Authorization for Executive Director to execute Agreement with the Non-Supervisory Employee Group. This resolution approves a five year contract to run from July 1, 2009 to June 30, 2014 and also wage increases of 2 ¼ % for the first two years, 3% in the third year and 3 ¼% in each of the last two years.

Resolution #35-2010. Authorization to award bid for Contract #255 Meter Servicing and Calibration to Clearwater Services, the apparent low bidder at a cost of \$97,400 for a two year contract.

Resolution #36-2010. Authorization to award contract for maintenance and repair services for electrical, instrumentation and control systems to Longo-Electrical Systems, Inc. at hourly rates of \$205.00 for regular service and \$247.50 for overtime.

Resolution #37-2010. Authorization to sell solar renewable energy certificates over the Fleet Exchange. This resolution is to allow the Authority to sell solar renewable energy certificates on the Fleet Exchange, which is a voluntary public-auction on-line that brings buyers together to transact SRECs in a secure environment.

Resolution #38-2010. Resolution of the Northwest Bergen County utilities Authority directing application be made to the Local Finance Board pursuant to N.J.S.A.40A:5A-6 and 58:11b-9(a).

Resolution #39-2010. Authorization to engage services of Environmental Consultant. This resolution is to hire Hall & Associates which specializes in the field of wastewater permitting, to collect data, evaluate nitrate concentrations and to request modifications of the Authority's permit and to provide technical support to the General Counsel in connection with obtaining a stay or adjustment of the nitrate limit from the NJDEP.

9. Reports of Committees

- A. Finance Committee – Nothing more than what was discussed at the Work Session but for the record Comm. O'Malley wanted to thank the Executive Director, the Auditor and Admin. Asst. for working so diligently on the arbitrage rebate issue.**

- B. **Personnel Committee – Nothing further than what was discussed at the Work Session which was the approval of the revisions to the Personnel Policy and Procedures Manual and the authorization for the Exec.Dir. to execute the Agreement with the Non-Supervisory Employees Group. Comm. Shafron also wanted to thank the Exec. Dir. For his excellent work on coming to a resolution on the Collective Bargaining Agreement.**
 - C. **Insurance Committee – Nothing new to report on insurance at this time.**
 - D. **Operating Committee – Nothing more than what was discussed at the Work Session.**
 - E. **Buildings & Grounds – Nothing to report.**
-
- 10. **Report of Treasurer – \$11.5 million in short term investments at rates of 1.5% to 1.75%.**
 - 11. **Report of Counsel – Nothing further than what was reported at the Work Session.**
 - 12. **Report of Engineer – Nothing further than what was reported at the Work Session.**
 - 13. **Report of Executive Director – Nothing further than what was discussed at the Work Session.**
 - 14. **Report of Superintendent - Nothing further to Report.**
 - 15. **Old Business. No old business to report.**
 - 16. **New Business. No new business to report.**
 - 17. **Public comments (on subjects 8 through 17). No public comments.**
 - 18. **Adjournment. Motion to adjourn was made by Commissioner O'Malley, Seconded by Commissioner Shafron. All Commissioners present voted to adjourn at 7:57 p.m.**


Madeline Thumudo, Secretary



Northwest Bergen County Utilities Authority

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SPECIAL MEETING PUBLIC HEARING 2010 CONNECTION FEES MAY 11, 2010

1. Meeting called to Order by Chairman Ariyan at 7:45 p.m.
2. The Chairman read the statement in compliance with C. 231, PL 1975.
3. Roll Call: The following Commissioners were present: Ariyan, Chewcaskie, Dachnowicz, Kasparian, Kelaher, O'Malley, Plumley and Shafron. The following Commissioner was absent: Dator.
4. Salute to the Flag. The salute to the flag was led by Commissioner Ariyan.
5. Chairman's remarks. The Chairman asked for any comments on the connection fee.

Commissioner Chewcaskie noted that the Commissioners have the Auditor's Report as well as the complete written outline of Mr. Lerch's testimony. He suggested that unless there are any questions, we make this part of the record because this is the third or fourth time we have had a hearing on connection fees and the procedures have not changed. He suggested that with the Commissioner's permission we have Mr. Lerch give a summary of what the end result is.

Mr. Lerch reported that they had a chance to update the connection fee report for 2010 and in doing so the cost per equivalent dwelling unit went to \$3,745 from last years' \$3,510. The calculations are set forth in the report (attached) and the formula is set by state statute.

Mr. Hurwitz pointed out that this is the maximum fee we are permitted to charge and that it has been our policy to reduce this fee by 50%. He recommended the Connection Fee for 2010 be established at \$1,875 per EDU, an increase of \$120 from the previous year.


So far this year we have taken in about \$26,000 in connection fees. .

6. PUBLIC HEARING – Adoption of 2010 Connection Fee.

The meeting was opened to the public to which there were no comments.

Discussion on the Resolution by the Commissioners to adopt the 2010 Connection Fee.

- 7. Vote on Resolution #29-2010. Adopt 2010 Connection Fee. The resolution was moved by Commissioner Chewcaskie, seconded by Commissioner O'Malley contingent on the record reflecting the nine page document which encompasses the hearing and the background, reviewed by Mr. Lerch and also the Connection Fee Rate Study update prepared by Mr. Lerch dated March 26, 2010. This new rate will be effective May 11, 2010.**
- 8. Adjournment. All Commissioners present voted to adjourn the meeting at 7:50 p.m. and proceed into the Regular Meeting.**


Madeline Thumudo
Madeline Thumudo, Secretary



**MINUTES
REGULAR MEETING
JUNE 8, 2010**

1. **The Chairman called the Work Session Meeting, which preceded the Public Hearing and Regular Meeting, to order at 7:00 p.m. to discuss items in detail. The Work Session and Public Hearing ended at 7:30 p.m., at which time the Commissioners proceeded into the Regular Meeting.**
2. **The Chairman read the statement in compliance with C.231, PL 1975.**
3. **Roll Call: the following Commissioners were present: Chewcaskie, Dachnowicz, Dator, Kasparian, Kelaher, O'Malley, Plumley, Shafron and Ariyan.**
4. **Salute to the Flag. The salute to the Flag was led by the Chairman.**
5. **Chairman's remarks. The Chairman had no remarks at this time.**
6. **Approval of Minutes. Public Hearing on 2010 Sewer Connection Fees of May 11, 2010 and the Regular Meeting of May 11, 2010. Motion to accept the minutes as presented was made by Commissioner Dachnowicz, seconded by Commissioner O'Malley. All Commissioners present voted in favor of accepting the minutes.**
7. **Public Comments. Chris Hagen, 2 Whites Lane, Waldwick. As the Executive Director mentioned at the Work Session there was a tour of the plant last week and he wanted to publicly thank the Executive Director and Superintendent for their time. It was very informative and very informational. He also wanted to thank the Commissioners for allowing it to take place. There is very little doubt that it is the solids when they hit the air that is the major odors. It was a very familiar odor, the same odor they get in their backyard. One thing he observed is that there are two main channels coming down from the bar screen room that feed the primaries. One is going to #4 (the newer one) and one is going to #1 thru #3 (the older tanks). There are diamond plate covers on the channel that is going to #4 and plywood going to #1 thru #3. The one channel going to #1 thru #3 is the one closest to his house of any of the plant operation and he was hoping that the Authority could get diamond plate covers for that channel and maybe it would help. That channel also carries the recycle flow from what he understands. Tanks #1 thru #3 get about 75 to 80% of the flow and tank #4 gets the balance. From his understanding it is not a routable distribution of the solids. Tanks #1 and #2 are getting a disproportionate amount of solids compared to #3 and #4. He is hoping that we will continue to investigate this.**

Wanted to know if we are putting enough KMNO₄ substitute up here to carry any extra stuff that is coming into the recycle flow as it travels back down to the plant. He also brought up that he had distributed some paperwork that he got from the internet about plants much smaller than our plant that have covered their primaries with supposedly very great success. He feels we should be able to do something relative to this kind of an effort particularly if we find there is nothing else left to do. Asked that we revisit this.

8. Consideration for approval list of Resolutions attached dated June 8, 2010.

Commissioner Shafron had a question on how many municipalities have agreements with the Authority. He noted that the first section of the management discussion of the audit it says in the audit report that there were originally six member municipalities than five more were added (Mahwah, Upper Saddle River, Ridgewood, Saddle River and Franklin Lakes). We provide collection treatment to ten municipalities. In the executive summary it states that we supply services to eleven municipalities of which ten are members with service agreements and one is a contract participant. It was noted that we have ten members and we provide service to eleven municipalities.

Rob explained that we have ten municipalities in our service area and under our charter are required to supply them with wastewater collection. The eleventh which is Ridgewood we are not responsible for the collection of their wastewater. The town is still responsible for that collection system but they have a contractual agreement to discharge into our service area and allow us to treat it.

All Resolutions were discussed during the work session.

Resolutions #41-2010 thru #47-2010 were offered by Commissioner Shafron, seconded by Commissioner Dator. All Commissioners present voted in favor of these resolutions.

Resolution #41-2010. Approval of vouchers, payroll and tax deposits. This resolution is to approve the payroll transfers, payroll tax deposits & pension & benefits transfers for the month of May 2010 and health and dental benefits transfers for June 2010 for the following accounts: Payroll Account \$185,294.20; Tax Deposit Account \$76,904.73; PERS & Contributory Insurance \$21,841.59; Health Benefits \$78,059.87; Dental Benefits \$5,318.98; DCRP Employee Contribution \$21.91; DCRP Employer Contribution \$12.50; Operating Account \$408,695.73; Improvement Account \$445,028.40; 2009A Project Account \$100,627.00.

Resolution #42-2010. Certification of Audit. This resolution is to certify to the Local Finance Board that each Commissioner has personally reviewed the Annual Audit Report for the Fiscal year ended December 2009 and has reviewed the section of the Audit Report entitled "General Comments" and "Recommendations" and has evidenced same by group affidavit in the form prescribed by the Local Finance Board.

Resolution #43-2010. Accept Audit. This resolution is to accept the Annual Audit Report for the year ending December 31, 2009 and to publish the synopsis and recommendations of this audit.

Resolution #44-2010. Appointment of Plant Operator, Matthew Gascon. This resolution is to transfer Matthew Gascon from O&M Helper to Plant Operator effective May 21, 2010 subject to a ninety day probationary period.

Resolution #45-2010. Resolution authorizing contracts with certain approved State contract vendors for contracting units pursuant to N.J.S.A.40A:11-12a. This resolution is to authorize the Purchasing Agent to purchase certain goods or services from the approved list of New Jersey State Contract Vendors for the year 2010.

Resolution #46-2010. Authorization to modify CH2M Hill's fee for sludge thickening process improvement project. This resolution is to increase CH2M Hill's fee in the amount of \$38,810 to continue to administer the construction contract between the Authority and Spectraserv.

Resolution #47-2010. Authorization concerning contribution to Health Benefits. This resolution states that the non-aligned "at will" employees do not have to contribute 1.5% of their salary toward health benefits until the expiration of the five year term of the Collective Bargaining Agreement.

Motion No.1 – Motion to approve Change Orders #2 thru #7 for Contract #246 Sludge Thickening Process improvements Project in the total amount Of \$74,468.92, as prepared by T&M Associates was moved by Commissioner Dator, seconded by Commissioner Kelaher. All Commissioners present voted in favor of this motion.


Motion No.2 - Motion to approve Change Order #1 for Rapid Pump and Meter Services for Contract #248 Scum Trough Replacement in the amount Of \$7,787 as prepared by T&M Associates was moved by Commissioner O'Malley, seconded by Commissioner Chewcaskie. All Commissioners Present voted in favor of this motion.

Motion No.3 – Motion to accept the 40th Annual Report as prepared by T&M Associates, the Authority's consulting engineers was moved by Commissioner Shafron, seconded by Commissioner Kelaher. All Commissioners present voted in favor of this motion.

9. Reports of Committees

- A. Finance Committee – Nothing more than what was discussed at the Work Session but Comm. O'Malley wanted to thank the Executive Director and Admin. Asst. for working so diligently on the arbitrage rebate issue.**

- B. **Personnel Committee – Nothing further than what was discussed at the Work Session. Wanted to mention as Doug Bern mentioned in his report that the Personnel Committee met with the Executive Director and Doug Bern’s office with respect to the policy in an excellent resolution of how the policy for non-collective bargaining employees grievance procedure works has been established. He thanked Doug’s office and the Executive Director on those issues.**
 - C. **Insurance Committee – Nothing further to report on**
 - D. **Operating Committee – Nothing further to report.**
 - E. **Buildings & Grounds – Nothing further to report.**
10. **Report of Treasurer – \$14 million in short term investments at rate of 1.75% with Bank of New Jersey. North Jersey Community Bank said they would be interested on bidding on our investments which would be looked into.**
 11. **Report of Counsel – Nothing further than what was reported at the Work Session.**
 12. **Report of Engineer – Nothing further than what was reported at the Work Session.**
 13. **Report of Executive Director – Nothing further than what was discussed at the Work Session.**
 14. **Report of Superintendent - Nothing further to Report.**
 15. **Old Business. No old business to report.**
 16. **New Business. No new business to report.**
 17. **Public comments (on subjects 8 through 17). No public comments.**
 18. **Adjournment. Motion to adjourn was made by Commissioner O’Malley, Seconded by Commissioner Shafron. All Commissioners present voted to adjourn at 7:56 p.m.**


Madeline Thumudo, Secretary



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**MINUTES
REGULAR MEETING
JULY 13, 2010**

1. **The Chairman called the Work Session Meeting, which preceded the Public Hearing and Regular Meeting, to order at 7:04 p.m. to discuss items in detail. The Work Session ended at 7:45 p.m., at which time the Commissioners proceeded into the Regular Meeting.**
2. **The Chairman read the statement in compliance with C.231, PL 1975.**
3. **Roll Call: the following Commissioners were present: Chewcaskie, Dachnowicz, Dator, Kasparian, O'Malley, Plumley, Shafron and Ariyan. Commissioner Kelaher was absent.**
4. **Salute to the Flag. The salute to the Flag was led by the Chairman.**
5. **Chairman's remarks. The Chairman had no remarks at this time.**
6. **Approval of Minutes. Regular Meeting of June 8, 2010. Motion to accept the minutes as presented was made by Commissioner Chewcaskie, seconded by Commissioner O'Malley. All Commissioners present voted in favor of accepting the minutes.**
7. **Public Comments.**

Mike Casey, 4 Whites Lane, Waldwick. Commented on the plant running smoothly but they were still getting odors almost every night since July 4th. He wanted to thank Rob and Howard for the tour last month. He stated that he learned that the beginning of the system before the material gets worked on was the familiar odor they get all the time. It seems that could be a bulk of the cause of the odor that the plant is unable to deal with because it is already coming in septic and going right into the primary tanks. That combined with when there was a sludge buildup in May or June and it took a week for the plant to get rid of it was another factor of the primary tank having an odor problem. That combined with what T&M talked about where the return sludge came back septic and ended up in the same tanks again. He felt it was very important to have these tanks covered. This time last year we had a record amount of rain for June and July and there was no odor. He believes the rain was flushing the system out and this year we do not have the rain and we have the odor again. He feels ten years ago we did not have this problem and he believes one of the factors is it is coming in septic because the Authority has added lines from further away and is continuing to do so. He feels the problem will just get worse if we take septage in from Oakland and Franklin Lakes which is further away. He would appreciate the Authority taking care of the

primary tank covers to correct the situation.

He also questioned the plywood covers over the canals which really doesn't do anything. He is aware from the media that they have rubber mats that are large mats with a textured top which are anti-slip that would fit over all the plywood. They can be cut into any shape.

The Superintendent will look into the rubber mats.

8. Consideration for approval list of Resolutions attached dated July 13, 2010.

Commissioner Chewcaskie had a question on Resolution #51-2010. There was a reference to NJ Statutes Title 18A which is the education law, questioned why it was in there or was it just complementary to 40A. It doesn't change the text of the resolution at all and will leave it up to counsel to advise. It is basically the same bid threshold that applies to local governments and to education.

All Resolutions were discussed during the work session. Resolutions #48-2010 thru #54-2010 were offered by Commissioner Chewcaskie subject to the comments regarding Reso.#51, seconded by Commissioner O'Malley. All Commissioners present voted in favor of these resolutions.

Resolution #48-2010. Approval of vouchers, payroll and tax deposits. This resolution is to approve the payroll transfers, payroll tax deposits & pension & benefits transfers for the month of June 2010 and health and dental benefits transfers for July 2010 for the following accounts: Payroll Account \$256,202.25; Tax Deposit Account \$98,953.19; PERS & Contributory Insurance \$22,779.85; Health Benefits \$72,650.94; Dental Benefits \$4,891.76; DCRP Employee Contribution \$21.92; DCRP Employer Contribution \$12.50; Operating Account \$305,958.27; Improvement Account \$219,348.78; 2009A Project Account \$108,559.25.

Resolution #49-2010. Cancellation of August Meetings. This resolution authorizes the Executive Director and Administrative Assistant to make all payments on contractual obligations and professional services for the month of August.

Resolution #50-2010. Adjustment of Public Bidding Threshold. This resolution is to increase the Authority's bid threshold to \$36,000 effective July 1, 2010.

Resolution #51-2010. Authorization to amend form of payment voucher of the NBCUA. The resolution is to allow the Authority to amend the form of the voucher to delete the requirement that two (2) commissioners sign the voucher and instead require that it be signed by one (1) member of the Authority's Finance Committee when the quote threshold is equal to or less

than the N.J.State Public Bidding Threshold as set forth in NJSA 40A:11-6.1 and the contract has not been pre-approved. Also that the voucher need not be signed by a Finance Committee member when the quote threshold is above the N.J.State Public Bidding threshold and the contract has been pre-approved. All vouchers shall continue to be certified by the Authority Secretary

Resolution #52-2010. Authorization to hold Public Hearing, revisions to Rules, Regulations and Standards. This resolution is to hold a public hearing on Sept. 7, 2010 to approve recent revisions required by state and federal regulations.

Resolution #53-2010. Authorization to hold Public Hearing to establish new grease acceptance fee. This resolution is to hold a public hearing on Sept. 7, 2010 to set the rate to be charged for the acceptance of grease.

Resolution #54-2010. Appointment of Collection Systems Operator, Todd Joaquin. This resolution is to transfer Mr. Joaquin from Maintenance Mechanic to Collection Systems Operator effective July 7, 2010 subject to a ninety (90) day probationary period.

Motion No.1 – Motion to grant a 30 day unpaid leave of absence for Todd Joaquin, effective June 17, 2010 for personal reasons. Motion was moved by Commissioner Shafron, seconded by Commissioner Dator. All Commissioners present voted in favor of the motion except Commissioner Chewcaskie who abstained.

9. Reports of Committees

- A. Finance Committee – Nothing. Just wants to make sure that Mr. Chewcaskie’s correction was noted on 51-2010 to make sure that the statute was the applicable one. It was also noted that resolution 50-2010 also makes reference to the statute.**
- B. Personnel Committee – Nothing further than what was discussed at the Work Session. The approval of an unpaid leave for Todd Joaquin and a resolution transferring him to Collection Systems Operator.**
- C. Insurance Committee – Nothing to report on**
- D. Operating Committee – Nothing further to report.**


Commissioner Dachnowicz wanted to know how many people the Authority serves. The Executive Director answered that there is about 36,000 connections, this information is provided to us by the municipalities we serve. Commissioner Dachnowicz also wanted to know how many complaints we received for odors in total. It was noted that we received a

total of two complaints. He commented that since we are looking at spending a half a million dollars he just wanted to make sure that we were doing the due diligence.

He was assured by Commissioner Dator that the Operating Committee has spent a lot of time on this at their last meeting and now that they have more figures to look at they will spend a lot more time reviewing this. There will be a lot of study before the Authority spends five or six hundred thousand dollars.

E. Buildings & Grounds – Nothing to report.

10. Report of Treasurer – \$11.5 million in short term investments at rates of 1.25 to 1.50% with Bank of New Jersey. We are looking into some additional banks in terms of bidding on the investments. Rates are unfortunately moving down.
11. Report of Counsel – Nothing further than what was reported at the Work Session.
12. Report of Engineer – Nothing further than what was reported at the Work Session.
13. Report of Executive Director – Nothing further than what was discussed at the Work Session.
14. Report of Superintendent - Nothing further to Report.
15. Old Business. No old business to report.
16. New Business. No new business to report.
17. Public comments (on subjects 8 through 17). No public comments.
18. Adjournment. Motion to adjourn was made by Commissioner Dator, Seconded by Commissioner Chewcaskie. All Commissioners present voted to adjourn at 8:00 p.m.


Madeline Thumudo, Secretary



**MINUTES
REGULAR MEETING
SEPT. 7, 2010**

1. **The Chairman called the Meeting to order at 7:49 p.m.**
2. **The Chairman read the statement in compliance with C.231, PL 1975.**
3. **Roll Call: the following Commissioners were present: Chewcaskie, Dachnowicz, Dator, Kelaher, Shafron and Ariyan. The following Commissioners were absent: Kasparian and Plumley.**
4. **Salute to the Flag. The Flag was already saluted at the Public Hearing.**
5. **Chairman's remarks. The Chairman had no remarks at this time.**
6. **Approval of Minutes. Regular Meeting of July 13, 2010. Motion to accept the minutes as presented was made by Commissioner Dator, seconded by Commissioner Dachnowicz. All Commissioners present voted in favor of accepting the minutes as presented, except Commissioner Kelaher who abstained.**
7. **Public Comments.**

Chris Hagen, 2 Whites Lane, Waldwick. Recently a resolution was passed to establish the price for grease receiving and he was wondering what the plans were for the whole grease receiving project. He noted that if there is one thing that has odors it is grease from restaurants and wanted to know the status of the program.

Executive Director stated that the equipment that is being provided is proprietary equipment. It has been observed in use in Mississippi and Pennsylvania. The feature is a closed collection device to which the truck/hauler connects and steam is injected into the truck and the piping and the material that has been pumped out of the system is than discharged through this system. The grease is melted in a closed container and you end up with water and oil that floats. The system is closed, the tank and the separator is vented to an existing scrubber which is down by the thickener. The grease will be transferred via closed piping into a sealed tank and it is the responsibility of the contractor to remove the grease. That tank will also be vented back into the same scrubber. The water will be stored in a tank under negative pressure of the scrubber and will be slowly discharged into our system over a period of hours. If we have a problem with odors that cannot be resolved than the program will end.

Mr. Hagen's wanted to know how we would know that there might be a problem with the odor. The Executive Director could not answer that but if we felt the grease was causing a problem we would invite him to come in and watch the process. It was also noted that there will be no deliveries on weekends or at night; only during the day.

There were no other comments from the public.

8. Consideration for approval list of Resolutions attached dated July 13, 2010.

All Resolutions were discussed during the work session.

Resolutions #58-2010 thru #60-2010, 62-2010, 64-2010, 65-2010, 67-2010 and 68-2010 were offered by Commissioner Chewcaskie, seconded by Commissioner Kelaher. All Commissioners present voted in favor of these resolutions.

Commissioner Chewcaskie asked to have Resolution #66 for a separate vote and discussion. Commissioner Chewcaskie moved all the other resolutions except for the ones that were tabled, which are #61, #63 and #66 which is pulled for a separate vote by consent. Those resolutions were seconded by Commissioner Kelaher.

Resolution #66-2010. Commissioner Chewcaskie had some issues with this resolution of cutting loose 61 homes from Midland Park. This may have been discussed several years back when it might not have been that meaningful to the Authority, where we are now cutting members of our service area out to another provider, that being Ridgewood in this case. There is no doubt that we will be losing revenue by permitting this to happen. The initial inclination was that if there is a benefit to Midland Park why shouldn't they be paying the Authority some of the costs that may be associated with this. He evaluated that we have procedures in New Jersey where areas can secede from municipalities. If that occurs, the accepting municipality would pay the other municipality their allocated bond costs involved with respect to what is occurring for the infrastructure. This may be \$300 or \$30,000, do not know what the number would be. At this point in time we have Midland Park, which is a member of this Authority and are part of our service area. In concept he does not have an objection but doesn't think in good conscience he could vote for this because now the 61 homes are out and the bond cost associated, that has been expended to date, will be picked up by the other member communities, which now will affect every other resident and we will lose that revenue on an ongoing basis. This is why he wanted this resolution for a separate vote.

The Chairman asked what we can do based on Commissioner Chewcaskie's concerns.

The Executive Director noted that in 1999 Midland Park came before the board at that time and discussed it at an Operating Committee meeting and without making any formal response, determined that they did not want to

move in that direction. In 2006 Midland Park came back, we had a meeting and discussed it and the Executive Director was requested by the representative from Midland Park to attend a council meeting and write a letter saying that we understood it would be financially beneficial to Midland Park to make this change. If there was anything that we had to do, i.e., engineering or legal fees, we would put our attorney in touch with them. They went to Ridgewood and the connection fee was not acceptable and so they did not move in that direction. In 2010 we received notice from the municipality that the DEP had some questions on their application. Their questions dealt with how much cost was to Midland Park and a few other things. We were asked to identify the fact that we were aware that they were doing this, which we did. Then it was determined that we were better off to have a resolution instead of just going along with this. There was no discussion at any time of what Commissioner Chewcaskie suggested. Commissioner Chewcaskie could not remember if it was discussed at the Operating Committee or not. If it was, 2006 is much different than 2010. If this resolution was on in 2006 he would vote yes but this is his feeling in 2010. We don't have anybody connecting to the system and if we don't have anybody connecting he doesn't want to lose anyone that is connected. The Chairman wanted to know what happens if we don't release them. Do we need to go to the DEP and object to their ability to disconnect from our system. What's to stop a whole municipality from opting out of the service area. Early in 2006 the connection fee that Ridgewood wanted wasn't acceptable to Midland Park. Are we now in a bidding war with another utility? His concern is the economy is different now and we will not be seeing any new connections at any decent rate for at least another three to five years. If the auditor came and said to allocate the costs of this and say we owe so much on our bonds and these are the equivalent dwelling units under our cost analysis, we have 61, this is the overall cost involved. If it is minimal than there is no objection.

Superintendent Genetelli explained that there are 61 homes that are connected to a pump station that cannot come to us by gravity. The rest of Midland Park comes to us by gravity. The issue here is they are having some disrepair with their pump station. It is running up their operational costs every year. We don't want to lose them, but if he was running their system, he would say it would be a smart move for Midland Park economically if they could get away with it because they could disband the pump station, not have to worry about forcemains breaking constantly. It is a little 4" line that runs up the hill and is breaking all of the time. They are paying us every year to run the station for them and be their licensed operator. They basically want to get out of the sewer business. By eliminating the 61 homes and being able to go to Ridgewood they would be getting out of the sewer business. They are the only homes in Midland Park not fed to the gravity system.

Commissioner Chewcaskie noted that based upon what the Superintendent reported he would have no problem voting for this but he thinks everyone knows what his concerns are going forward in the future. He wants the

record to reflect his concerns and the way he would like to have these looked at in the future.

It may be a minimal amount of money but what he thinks now is, that anyone making that sort of request, we should have a financial analysis of what was done because in 2006 he's sure that if this was presented at an Operating Committee meeting he was there and probably said yes. It was much different in 2006 than now. He's troubled that we told them it was okay and based upon Rob's comments is that this is the only area in Midland Park that could be affected. If they came back with somebody else and said Ridgewood would do it cheaper, the answer is no, or we need to be compensated somehow.

Resolution #66-2010 was offered by Commissioner Chewcaskie, seconded by Commissioner Dator. All Commissioners present voted in favor of this Resolution.

Resolution #58-2010. Approval of vouchers, payroll and tax deposits. This resolution is to approve the payroll transfers, payroll tax deposits & pension & benefits transfers for the months of July & August 2010 and health and dental benefits transfers for Aug. and Sept. 2010 for the following accounts: Payroll Account, July \$196,920.66; Tax Deposit Account, July \$78,101.44; PERS & Contributory Insurance, July \$21,037.00; Health Benefits, August \$73,918.66; Dental Benefits, Aug. \$4,820.68; DCRP Employee Contribution, July \$22.92; DCRP Employer Contribution, July \$12.50; Operating Account, August \$441,653.51; Improvement Account, Aug. \$102,428.37; 2009A Project Account, Aug. \$124,796.28; Payroll Account, Aug. \$229,897.27; Tax Deposit Account, Aug. \$88,233.90; PERS & Contributory Insurance, Aug. \$23,702.56; Health Benefits, Sept. \$77,741.47; Dental Benefits, Sept. \$5,050.66; DCRP Employee Contribution, Aug. \$22.91; DCRP Employer Contribution, Aug. \$12.50; Operating Account, Sept. \$256,802.71; Improvement Account, Sept. \$3,730.38; 2009A Project Account, Sept. \$48,059.57.

Resolution #59-2010. Appointment of Bond Counsel. This resolution is to appoint Gibbons, P.C. as the Authority's Bond Counsel for 2010.

Resolution #60-2010. Regular Employment, Plant Operator. This resolution is to retain Matthew Gascon as a regular employee in the position of Plant Operator effective Aug. 19, 2010.

Resolution #61-2010. TABLED.

Resolution #62-2010. Salary Adjustments for 2010. This resolution is to adjust the salaries of the Supervisory and Office Staff retroactive to Jan. 1, 2010.

Resolution #63-2010. TABLED.

Resolution #64-2010. Authorization to award bid pursuant to Contract No.256 to Rapid Pump & Meter Service Co., Inc. to provide grease collection and separation system demonstration installation. This resolution is to award Cont.#256 to Rapid Pump at a price of \$75,000 per month with a minimum guarantee of 1,065,000 gallons per month of trap grease for processing.

Resolution #65-2010. Authorization to award contract for Polymer. This resolution is to award the bid for Polymer to Polydyne, Inc. at a cost per pound of \$0.082 for a two year period.

Resolution #66-2010. Consent to release existing sewer connections of 61 Midland Park homes from Authority's Erie/Glen Avenue sanitary sewer pump station and divert the flow to Ridgewood's collection system.

Resolution #67-2010. Resolution of the NBCUA authorizing submission of a "Loan Application" and "Design Documents" to the New Jersey Environmental Infrastructure Trust for inclusion in the 2011 Financing Program for the Franklin Lakes Sanitary Sewer Project.

Resolution #68-2010. Resolution of the NBCUA concerning the review of findings and recommendations of the Local Finance Board pursuant to N.J.S.A.40A:5A-7 relating to hearings held by the Local Finance Board in connection with the issuance of the Authority's not to exceed \$3,500,000 Utility System Revenue Bonds, 2010 Series.

9. Reports of Committees

- A. Finance Committee – Nothing additional to report.**
- B. Personnel Committee – Nothing additional to report.**
- C. Insurance Committee – Nothing additional to report.**
- D. Operating Committee – Nothing additional to report.**
- E. Buildings & Grounds – Nothing additional to report.**

10. Report of Treasurer – \$9.5 million in short term investments at rates of 1.25 to 1.50% with Bank of New Jersey. It doesn't look like the rates will be going up any time soon.

11. Report of Counsel – Nothing additional to report.

12. Report of Engineer – Nothing additional to report.

13. Report of Executive Director – Nothing additional to report.

14. Report of Superintendent - Nothing additional to report.

15. **Old Business.** Commissioner Shafron thanked the staff for making the check registers available prior to each meeting, which is very helpful.
16. **New Business.** No new business to report.
17. **Public comments (on subjects 8 through 17).** No public comments.
18. **Adjournment.** Motion to adjourn was made by Commissioner Chewcaskie, seconded by Commissioner Shafron. All Commissioners present voted to adjourn at 8:15 p.m.


Madeline Thumudo, Secretary



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**MINUTES
SPECIAL MEETING
SEPT. 7, 2010**

1. Meeting called to Order by the Chairman at 7:41 p.m.
2. The Chairman read the statement in compliance with C.231, PL.1975.
3. Roll Call: The following Commissioners were present: Chewcaskie, Dachnowicz, Dator, Kelaher, Shafron and Ariyan. The following Commissioners were absent: Kasparian and Plumley
4. The salute to the flag was led by Chairman Ariyan at the previous meeting.
5. Chairman's remarks.
6. PUBLIC HEARING

Public Hearing on the Project Report of the Consulting Engineer in connection with the Incinerator Improvements Project, the Consulting Engineer's Certificate, the Accountant's Certificate and the Resolution authorizing the issuance of the Bonds.

The Executive Director commented that the Trust and Local Finance Board have approved the financing. The money will be used exclusively for rebuilding the old incinerator. This has been discussed at length over the last year or so. We have a special engineering consultant working on this and using his design. The old incinerator will actually be more modern than the IDI unit.

Commissioner Chewcaskie had a few questions. There are two series of revenue bonds that we are basically authorizing pursuant to the resolution. One is A and the other is B. One is with the trust and the other is with the state. One is zero percent interest and the other is not to exceed six percent. He wanted to know if we know what that percent will be and was advised that we will not know until they go out for the bonds. It is believed it will be between three and four percent. The B bonds were limited in an amount where the aggregate would not exceed three and a half million dollars. But the amount specified would exactly bring us to three and a half million dollars. It states that could be higher if the state wants

and he wanted to know what happens then. It was pointed out by the Executive Director that if one goes higher than the other would be lower to total the three and a half million dollars. It is a blended rate. It is structured this way to leave open the possibility that between now and November that if Washington wants to increase the zero percent share they can do that without our having to redo the resolution.

These bonds are strictly for the incinerator project and not to pay off any prior bonds.

7. **Public Comments.** There were no comments from the public.
8. **Vote on Resolution #57-2010. The Bond Resolution.** Resolution was offered by Commissioner Chewcaskie, seconded by Commissioner Shafron. All Commissioners present voted in favor of the Resolution.
9. **Adjournment.** Commissioner Dator made a motion to adjourn, seconded by Commissioner Kelaher. All Commissioners present voted to adjourn at 7:49 p.m. and proceed into the Regular meeting.


Madeline Thumudo, Secretary



**MINUTES
PUBLIC HEARING – REVISIONS TO RULES, REGULATIONS AND STANDARDS
AND ESTABLISHMENT OF GREASE ACCEPTANCE FEE
SEPT. 7, 2010**

1. Meeting called to Order by the Chairman at 7:35 p.m.
2. The Chairman read the statement in compliance with C.231, PL.1975.
3. Roll Call: The following Commissioners were present: Chewcaskie, Dachnowicz, Dator, Kelaher, Shafron and Ariyan. The following Commissioners were absent: Kasparian and Plumley.
4. The salute to the flag was led by Chairman Ariyan.
5. Chairman's remarks. The Chairman noted that this is a two part Public Hearing and the first is for the revisions to the Authority's Rules, Regulations and Standards and the second part is the establishment of the grease acceptance fee.
6. PUBLIC HEARING
 - a) Revisions to the Authority's Rules, Regulations and Standards. The Superintendent explained that most of the changes to the Rules and Regulations address the IPP Program and some modified language that was required by DEP. The changes were submitted to DEP and approved by them and part of the process is to have a public hearing to officially adopt the changes.
 - b) Establishment of Grease Acceptance Fee. The Executive Director stated that we have a proposal that we are going to vote on tonight to award a contract for a demonstration program where we pay a fee to the contractor who provides the equipment and arranges to provide the delivery of the trap grease. We will be charging the haulers \$0.12 a gallon for delivery of trap grease. There is no fee schedule for trap grease and need to add it to our schedule of fees that we have for septage, sludge and greywater.

The Chairman asked for any response or questions from the Commissioners concerning these two issues before we go to public comments.

Commissioner Shafron wanted clarification of why they were voting on a resolution to set a tipping fee but they haven't voted on whether they are going to do this. It was explained by the Executive Director that it was academic. If no one delivered sludge here we still have a price for accepting it. The Superintendent noted that we have never had a sludge delivery here as far as he knows.

7. **Public Comments.** Chris Hagens of 2 Whites Lane in Waldwick agreed with Comm. Shafron, he is confused about the grease receiving. He understands setting the cost per gallon but is this the wrong forum to ask about the testing or should he question that at a later meeting.

The Chairman noted that this is just to set a fee and nothing else. The Regular meeting is the time to pose any questions pertaining to any odors from the grease.

There were no other comments from the public.

8. **Vote on Resolution #55-2010. Revisions to the Authority's Rules, Regulations and Standards.** Resolution was offered by Commissioner Dator, seconded by Commissioner Kelaher. All Commissioners present voted in favor of the Resolution.

Vote on Resolution #56-2010. Establishment of Grease Acceptance Fee. Resolution was offered by Commissioner Dator, seconded by Commissioner Kelaher. All Commissioners present voted in favor of the Resolution

9. **Adjournment.** Motion to adjourn was made by Commissioner Chewcaskie, seconded by Commissioner Shafron. All Commissioners present voted to adjourn the public hearing at 7:41 p.m. and proceed into the next Public Hearing.


Madeline Thumudo, Secretary



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**MINUTES SPECIAL MEETING
OCT. 5, 2010**

1. Meeting called to order by Chairman at 7:20 p.m.
2. Chairman read the statement in compliance with C. 231, PL 1975.
3. Roll Call: the following Commissioners were present: Chewcaskie, Dachnowicz, Dator, Kasparian, Kelaher, Plumley, Shafron and Ariyan.
4. Salute to the Flag was led by the Chairman.
5. Chairman's Remarks. This is a Special Meeting regarding the Preliminary Budget, the Resolution is attached. We have discussed it and there were no additional remarks and are now open for discussion.
6. 2011 Preliminary Budget.

Commissioner Shafron stated that he was reading Mr. Hurwitz's memorandum on the significant changes in the budget between this year and last year. He questioned why professional services were increasing approximately \$100,000 from last year.

Mr. Hurwitz explained that professional services are not going up but that they were under budgeted for 2010 for a variety of reasons, one being the requirement that we do an arbitrage evaluation for the 2004 – 2009 interest on our bonds. Not only did we have to pay the auditor but we also had to go to our bond counsel who made recommendations to the auditor and we saved some money. It cost us \$348,000 in payments to the IRS because we collected more money on our existing investment than we are allowed to collect. When we refinanced our loan in 2004 and it had more interest rate, which meant the money in the bond reserve was limited in how much money it could earn in interest. We underfunded in several categories for professional services because we did not anticipate these extra charges. This budget just gets us back to what we should have budgeted for last year.

Commissioner Chewcaskie noted that Mr. Hurwitz gave a detailed analysis of the proposed budget at the Operating Committee meeting. The committee asked him to revisit it to make sure that all the costs were accurate. He believes he has done so in his Sept. 29th memo and he thinks the review will indicate he has come in

with an increase in Service Charges for the communities below 2% which is pretty commendable. He has also recommended some cost saving measures which appear to be ready to be implemented and we have a certain amount of additional revenue from the solar because we have lost it from other sources, especially from sewer connections. Mr. Hurwitz has done a good job and he has no trouble supporting the budget.

7. Discussion on the Resolution by the Commissioners to accept the 2011 Preliminary Budget and Capital Budget.
8. Public Comments. The Chairman opened the meeting for public comments and reminded the members of the public that this is the public comment session. Technically it is not a question and answer, although in the past, we have been lenient depending on the issues and how we can serve the communities.

Alexander Lerch, 5 Cobbler Lane, Mahwah. Questioned a memorandum that was sent out to all employees of the NBCUA regarding staff reductions and title eliminations. He wanted to know if there is any reduction showing in the budget in regard to staff or elimination of jobs. Every employee received the memorandum and everyone is a little nervous and curious as to whether there are any discussions of any elimination at this time.

The Chairman stated that initially relative to employment or non-employment it generally goes through the chain of command. He then asked Mr. Hurwitz if he wanted to address the situation.

Mr. Hurwitz responded that no final decisions have been made. The staff today is two individuals less than it was at the start of the year. Two O&M positions have not been filled and will not be filled. As far as other reductions we are not yet sure but we are certainly looking at operations where some may be undermanned and some may be overmanned.

Mr. Lerch wanted to know if in the budget it shows any reduction in the employment staff.

Commissioner Chewcaskie reported that the way it was discussed at the Operating committee, there is a reduction of staff because of the two positions that have not been filled and have been eliminated based upon the operating budget. His understanding is like with every other governmental entity who is establishing a budget, every employee by law is getting a notice solely to protect the options of the governing body. Nothing has been discussed with respect to the elimination of any further positions at this time. From his perspective as one member is that two positions will not be refilled, however, further eliminations are on the table but have not been considered by this body.

Mr. Lerch said he found it a little ironic that the day before this memo was sent


out that they were denied a class in order to get TCH's for their licenses which included termination of employment.

No further members of the public had any comments.

9. Vote on the Resolution.

Resolution No.69-2010 Preliminary Budget for fiscal year January 1, 2011 to December 31, 2011. Resolution was offered by Commissioner Chewcaskie, seconded by Commissioner Dator. All Commissioners present voted in favor of the resolution.

10. Adjournment. Motion to adjourn was made by Commissioner Chewcaskie, seconded by Commissioner Kasparian. All Commissioners voted to adjourn and proceed to the Regular Meeting at 7:33 p.m.


Madeline Thumudo, Secretary



**MINUTES
REGULAR MEETING
OCT. 5, 2010**

1. **The Chairman called the Meeting to order at 7:33 p.m.**
2. **The Chairman read the statement in compliance with C.231, PL 1975.**
3. **Roll Call: the following Commissioners were present: Chewcaskie, Dachnowicz, Dator, Kasparian, Kelaher, Plumley, Shafron and Ariyan.**
4. **Salute to the Flag. The Flag was already saluted at the Special Meeting.**
5. **Chairman's remarks. The Chairman had no remarks at this time.**
6. **Approval of Minutes. Public Hearing on Changes to the Rules & Regulations; Public Hearing for NJEIT 2010 Bonds and Regular Meeting of Sept. 7, 2010. Motion to accept all the minutes as presented was made by Commissioner Kelaher, seconded by Commissioner Kasparian. All Commissioners present voted in favor of accepting the minutes as presented, except Commissioner Plumley who abstained.**
7. **Public Comments. The public had no comments at this time.**
8. **Consideration for approval list of Resolutions attached dated Oct. 5, 2010.**

All Resolutions were discussed during the work session.

Resolutions #70-2010 and 71-2010 were offered by Commissioner Kasparian, seconded by Commissioner Chewcaskie. All Commissioners present voted in favor of these Resolutions.

Resolution #70-2010. Approval of vouchers, payroll and tax deposits. This resolution is to approve the payroll transfers, payroll tax deposits & pension & benefits transfers for the month of Sept. and health and dental benefits transfers for Oct. 2010 for the following accounts: Payroll Account \$295,082.16; Tax Deposit Account \$117,008.57; PERS & Contributory Insurance \$18,841.93; Health Benefits, \$77,131.17; Dental Benefits \$4,833.07; DCRP Employee Contribution \$22.92; DCRP Employer Contribution \$12.50; Operating Account \$278,085.61; Improvement Account \$7,496.30; 2009A Project Account \$29,034.05.

Resolution #71-2010. Authorization to modify Chavond-Barry's fee for Incinerator #1 Rebuild Project. This resolution is a requirement of the New Jersey Environmental Infrastructure Trust to engage the services of the engineer to undertake and complete necessary and essential professional engineering services in connection with contract administration and resident inspection for the Incinerator No.1 Improvements Project.

Motion No.1 – Motion to approve Change Order #2 for Contract #243 Septage Receiving Station in the credit amount of \$278.59 as prepared by T&M Associates. Motion was offered by Commissioner Dator, seconded by Commissioner Chewcaskie. All Commissioners present voted in favor of the Motion.

9. Reports of Committees

- A. Finance Committee – Nothing additional to report.**
- B. Personnel Committee – Nothing additional to report.**
- C. Insurance Committee – Nothing additional to report.**
- D. Operating Committee – Nothing additional to report.**
- E. Buildings & Grounds – Nothing additional to report.**

10. Report of Treasurer – \$8.7 million in short term investments at rates of 1.25 to 1.50% with Bank of New Jersey. It looks like the rates are going a little bit lower in the short term. As will reflect in the budget reduced income from our investments in the foreseeable future.

11. Report of Counsel – Nothing additional to report.

12. Report of Engineer – Nothing additional to report.

13. Report of Executive Director – Nothing additional to report.

14. Report of Superintendent - Nothing additional to report.

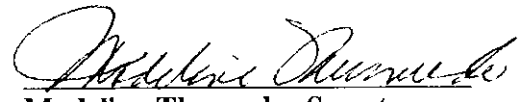
15. Old Business.

16. New Business. The Executive Director asked to have the November 9th meetings cancelled and rescheduled to November 3rd. Everyone agreed to change the meeting date.

17. Public comments (on subjects 8 through 17). No public comments.

18. Adjournment. Motion to adjourn was made by Commissioner Kasparian,

seconded by Commissioner Chewcaskie. All Commissioners present voted to adjourn at 7:40 p.m.


Madeline Thumudo
Madeline Thumudo, Secretary



**MINUTES
REGULAR MEETING
NOV. 3, 2010**

1. **The Chairman called the Meeting to order at 7:25 p.m.**
2. **The Chairman read the statement in compliance with C.231, PL 1975.**
3. **Roll Call: the following Commissioners were present: Dachnowicz, Dator, Kasparian, Plumley, Shafron and Ariyan. The following Commissioners were absent: Chewcaskie and Kelaher**
4. **Salute to the Flag. The salute to the flag was led by Chairman Ariyan.**
5. **Chairman's remarks. The Chairman noted that the appointment of a Nominating Committee will be tabled until the next meeting.**
6. **Approval of Minutes. Special Meeting and Regular Meeting of Oct. 5, 2010. Motion to accept the minutes as presented was made by Commissioner Dator seconded by Commissioner Kasparian. All Commissioners present voted in favor of accepting the minutes as presented.**
7. **Public Comments.**

Mr. Chris Hagens, 2 Whites Lane, Waldwick, N.J.

Mr. Hagens reiterated a couple of questions he posed at the June meeting hoping he might get them answered at some point.

He wanted to know if we have done any further investigation on how to deal with the disproportionate distribution of solids at the tanks 1 & 2 versus 3 & 4. He stated that he understands it is the Commissioners discretion as to whether or not they want to respond and wanted to know if they wanted him to just keep going. The Chairman asked to hear the second question.

The second question was it is his understanding that potassium permanganate or its equivalent gets introduced to the systems recycle stream near the thickeners and that is about the only spot. He had asked how we can be sure that there is enough of it introduced at that point to pick up the other processes that might be rejecting that material throughout the system.

The third question was that last month, the second month in a row, it was stated that T&M was going to have a report available, or a review of the

proposal, by the company that had designed the covers for Bridgeport and gave the Authority a proposal for this facility. He hasn't heard anything mentioned about this and was wondering if it took place or what the status is.

Then he stated that he was a little bit confused about the testing on the incinerator. He believes that the Authority stockpiled solids at a level far greater than what the DEP required and he thinks it contradicted what their protocol was. He is confused as to why we would do this. The DEP told him that they didn't want us to stockpile, so he didn't know why this happened.

The Executive Director explained the last statement that there was a clear disagreement between the DEP Inspector and the Authority. We are obligated to make a test. We had a testing company come in with sampling equipment and they measure what is coming out of the chimney. We have a permit that says we can burn up to 2000 pounds an hour dry solids as long as we don't exceed it. The way the plant is designed we have more capacity in the incinerator than comes in here on any hour, in fact, you can't tell on any day how much sewage sludge is going to come in. They may say they want you to test at normal conditions, but that is not feasible. If only 800 pounds an hour of solids came in and that is what we tested and they say you passed the test, now we are limited to 800 pounds an hour of solids. The following day 1000 pounds come in, what do we do with it? The Superintendent noted that there was a difference between the enforcement individual from DEP versus the air people from DEP. Again, it was the right hand not knowing what the left hand was doing.

We want to be permitted to be able to burn as much sludge as we possibly can. That way we can always keep ahead of the situation, instead of being permitting for the average and get ourselves in a situation where when the flow is above average we have to stockpile it. In order to do that we had to go through stockpiling for the testing, this is why we had odors. This test is run no more than once every five years.

The Exec. Dir. reported that as far as the solids distribution, we do not have a formal plan from T&M to change the in-let distribution. T&M stated that they tried to come up with a way to change the sludge pumping mechanisms and there just really isn't anything practical. The only way to do it is going to be a very expensive reconstruction at the head end of the plant. There is nothing in the works to resolve that.

The Chairman remarked to Mr. Hagens that he was trying to understand if he had a meeting with the Exec. Dir. Besides our board meetings so they could converse and he could get his questions answered. He knows it has been discussed in open session and at the direction of the Commissioners Mr. Hurwitz will make himself available at Mr. Hagens convenience during working hours so that they can talk and he can have his questions answered so we don't have the quandary. When Mr. Hagens is the only member of the public present there is no real issue for him to come and discuss and

have his questions answered. The unfortunate circumstance may arise where there are multiple members of the public. In that case we have to limit the public comment session. The Chairman is hoping that Mr. Hagens and Mr. Hurwitz can get together and utilize that opportunity.

Mr. Hagens noted that they have met but feels nothing gets accomplished and Mr. Hurwitz and Mr. Genetelli feel that everything is running as well as it can be done and Mr. Hagens can't live with the odors the way they are. He doesn't know what else to do. He can't blame them because they are doing the best they can but things that come up in this meeting he thinks are appropriate to be addressed. He brought these questions up in June and there has been no response.

The Chairman noted that in fairness Mr. Hagens has been coming to the meetings for several years now and we have taken a lot of efforts to try and identify the odor. The DEP was here in July. They came back and told us everything is fine. We are investigating covers now at this point. The Chairman empathizes with his attendance and his frustration but, again we are dialoging with him because we care about him as a member of our user community but he encouraged him to still come, raise his concerns in the public comment session and utilize the dialogue with Mr. Hurwitz to try and get what he would like as answers.

Mr. Hurwitz answered one more question that deals with the potassium permanganate which is now a proprietary chemical by Siemens Water Treatment Chemicals. There is no measure of odor; we can't buy an odor meter. We can meter for hydrogen sulfide and we do. He believes we are in the process of automating the system so that should there be any kind of a spike suddenly in hydrogen sulfide, even because we are not adding enough chemical and something happened in the plant, we are not waiting for the operators to go and look in the manhole to read the meter, they will be able to see it on their board and know if they are adding enough. They will be able to control based on whether or not hydrogen sulfide is present.

Commissioner Shafron thought that the other part of the question was if we know whether we can add the potassium permanganate in some other place. He wanted to know if this has been discussed.

The Superintendent stated that basically what we are looking at is we measure the hydrogen sulfide coming off the thickener, which is where we expect it to be and the VX is added to that overflow. That water is then dropped into the frontline that is in front of this building which flows down to the far end of the plant and drops into the line with all the other flow coming in. It is about 1.5 to 2 million gallons being mixed with the other 6 coming in. There is a hydrogen sulfide meter now on the thickener taking measurements just coming off that flow, another meter in the manhole right outside where that drops into the main. Then there is a meter in the building at the inlet that measures it again mixing with the rest of the flow coming into the plant and they are basically all zeros. Mr. Hurwitz did ask

Rob if something goes wrong we do not want to wait three or four days that there was an upset. We are buying a device that automatically transmits. We are measuring for hydrogen sulfide because that is what technology allows to measure. There is no such thing as measuring odor. The VX is introduced on the thickener overflow and then on the water coming off the sludge belt press, so there are two places that two recycles that come to this front line are getting the chemical.

Mr. Hagens wanted to know if there was anything being done on the covers. He was advised that T&M is in the process of producing a final report as directed by the Operating Committee.

8. Consideration for approval list of Resolutions attached dated Nov. 3, 2010.

All Resolutions were discussed during the work session.

Resolutions #72-2010 and 74-2010 were offered by Commissioner Shafron, seconded by Commissioner Dachnowicz. All Commissioners present voted in favor of these Resolutions.

Resolution #72-2010. Approval of vouchers, payroll and tax deposits. This resolution is to approve the payroll transfers, payroll tax deposits & pension & benefits transfers for the month of Oct. and health and dental benefits transfers for Nov. 2010 for the following accounts: Payroll Account \$205,748.55; Tax Deposit Account \$79,876.75; PERS & Contributory Insurance \$21,548.97; Health Benefits, \$78,697.43; Dental Benefits \$4,833.07; DCRP Employee Contribution \$22.92; DCRP Employer Contribution \$12.50; Operating Account \$398,282.86; Improvement Account \$36,440.91.

Resolution #73-2010. Authorization to rescind Contract No.256 awarded to Rapid Pump & Meter Service Co., Inc. This resolution is to rescind Contract No.256 because contractor advised the Authority that his supplier is unable to manufacture and deliver the necessary equipment.

Resolution #74-2010. Award Bid – Magnesium Hydroxide Slurry. This resolution is to award the bid for magnesium hydroxide slurry to Premiere Magnesia LLC, the sole bidder at a price of \$0.28 per dry pound for a two year period.

Motion No.1 – Motion to approve Change Order #2 for Contract #248 Scum Trough Replacement in the amount of \$5,192. As prepared by T&M Associates. Motion was moved by Commissioner Dator, seconded by Commissioner Shafron. All Commissioners present voted in favor of the Motion.

9. Reports of Committees

A. Finance Committee – Nothing additional to report.

- B. Personnel Committee – Nothing additional to report.
 - C. Insurance Committee – Nothing additional to report.
 - D. Operating Committee – Nothing additional to report.
 - E. Buildings & Grounds – Nothing additional to report.
10. Report of Treasurer – \$8.2 million in short term investments at rates of .20% to 1.5% with TD Bank and the Bank of New Jersey. Rates are forecasted to go even lower over the next eighteen months.
 11. Report of Counsel – Nothing additional to report.
 12. Report of Engineer – Nothing additional to report.
 13. Report of Executive Director – Nothing additional to report.
 14. Report of Superintendent - Nothing additional to report.
 15. Old Business. No old business.
 16. New Business. No new business.
 17. Public comments (on subjects 8 through 17). No public comments.
 18. Adjournment. Motion to adjourn was made by Commissioner Dator, seconded by Commissioner Kasparian. All Commissioners present voted to adjourn at 7:45 p.m.


Madeline Thumudo, Secretary



**MINUTES
SPECIAL MEETING – 2011 PRELIMINARY BUDGET
DEC. 7, 2010**

1. Meeting called to Order by the Chairman at 7:45 p.m.
2. The Chairman read the statement in compliance with C.231, PL.1975.
3. Roll Call: The following Commissioners were present: Chewcaskie, Dachnowicz, Dator, Kasparian, Kelaher, Plumley, Rotonda, Shafron and Ariyan.
4. The salute to the flag was led by Chairman Ariyan.
5. Chairman's remarks. This is the Public Hearing for 2011 Preliminary Budget.
6. PUBLIC HEARING – 2011 PRELIMINARY BUDGET.

Discussion on the Resolution by the Commissioners to adopt the 2011 Preliminary Budget.

The Chairman asked if there were any questions on the budget.

Commissioner Plumley asked if there will be a separate vote creating and appointing an Assistant Executive Director and was advised by counsel that it is on the agenda for the Regular Meeting tonight.

Commissioner Chewcaskie noted that this is the budget that was circulated back in September and was reviewed by the Operating Committee for several months. He has no issue with the budget and there has been no real change from the preliminary that was received the end of September.

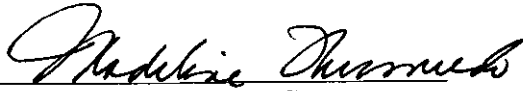
The Chairman stated that it is a tight budget and it has been discussed for the past few months and he knows the staff worked hard on it.

7. Vote on the Resolution:

Reso.#75-2010. Adoption of the 2011 Preliminary Budget. Resolution was offered by Commissioner Dator, seconded by Commissioner Kelaher. All Commissioners

present voted in favor of the resolution except Commissioner Rotonda who will not be sworn in as a Commissioner until the Regular Meeting tonight.

8. Public Comments. No public present at this time.
9. Commissioner Chewcaskie made a motion to adjourn the meeting at 7:52 p.m. and proceed into the Regular Meeting, seconded by Commissioner Dachnowicz. All Commissioners present voted to adjourn the meeting at 7:52 p.m.



Madeline Thumudo, Secretary



**MINUTES
REGULAR MEETING
DEC. 7, 2010**

1. **The Chairman called the Meeting to order at 7:52 p.m.**
2. **The Chairman read the statement in compliance with C.231, PL 1975.**
3. **Roll Call: the following Commissioners were present: Chewcaskie, Dachnowicz, Dator, Kasparian, Kelaher, Plumley, Rotonda, Shafron, Ariyan.**
4. **Salute to the Flag. The flag was already saluted at the Public Hearing.**
5. **Chairman's remarks. The Chairman appointed the Nominating Committee consisting of: Commissioners Dachnowicz, Kelaher and Chewcaskie. They Will report back at the February Reorganization Meeting with their recommendations for Chairman and Vice-Chairman for the ensuing year.**

Counsel Doug Bern administered the Oath of Office to Nicholas Rotonda, the new Commissioner who will be completing the unexpired term for Upper Saddle River.

6. **Approval of Minutes. Regular Meeting of Nov. 3, 2010. Motion to accept the minutes as presented was made by Commissioner Kasparian, seconded by Commissioner Shafron. All Commissioners present voted in favor of accepting the minutes as presented except Commissioners Chewcaskie, Kelaher and Rotonda who abstained.**
7. **Public Comments. No public present.**
8. **Consideration for approval list of Resolutions attached dated Dec. 7, 2010.**

All Resolutions were discussed during the work session.

Resolutions #76-2010 and 77-2010 were offered by Commissioner Chewcaskie, seconded by Commissioner Kelaher. All Commissioners present voted in favor of these Resolutions except Commissioner Rotonda who abstained.

Resolution #76-2010. Approval of vouchers, payroll and tax deposits. This resolution is to approve the payroll transfers, payroll tax deposits & pension & benefits transfers for the month of Nov. and health and dental benefits transfers for Dec. 2010 for the following accounts: Payroll Account

\$254,430.08; Tax Deposit Account \$96,240.41; PERS & Contributory Insurance \$20,307.52; Health Benefits, \$77,778.91; Dental Benefits \$4,797.46; DCRP Employee Contribution \$22.91; DCRP Employer Contribution \$12.50; Operating Account \$353,322.53; Improvement Account \$6,010.85; 2009 Project Account \$7,105.45.

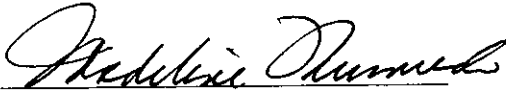
Resolution #77-2010. Temporary Employment, O&M Helper. This Resolution is to hire Markolin Kushi as an O&M Helper effective Dec. 13, 2010 subject to a ninety (90) day probationary period at a starting salary per year as set forth in the Non-Supervisory Bargaining Agreement.

Resolution #78-2010. Employment, Assistant to the Executive Director. This Resolution is to appoint James Rotundo to the position of Assistant to the Executive Director effective Dec. 13, 2010 at a starting salary of \$75,000.00 per year. This resolution was offered by Commissioner Dator, seconded by Commissioner Kelaher. All Commissioners present voted in favor of the Resolution except Commissioners Ariyan and Rotonda who abstained and Commissioner Plumley who voted no.

9. Reports of Committees

- A. Finance Committee – The Budget for 2011 was approved at the Public Hearing and will be distributed to the Div. Of Local Government, municipalities, engineer and trustee.**
 - B. Personnel Committee – Two new employees were hired. An O&M Helper and an Assistant to the Executive Director effective Dec. 13, 2010.**
 - C. Insurance Committee – Nothing additional to report.**
 - D. Operating Committee – The Authority will be taking in bids for Contract #257 Incinerator Ash Disposal on Dec. 21, 2010 and Contract #253B Air Distribution System Repairs to the Niro Incinerator on Jan. 19, 2011.**
 - E. Buildings & Grounds – Nothing additional to report.**
- 10. Report of Treasurer – \$10.5 million in short term investments at rates of .05% to 1.25% with TD Bank and the Bank of New Jersey. Bond yields have rallied the past few days and we should expect higher rates the next time we invest.**
- 11. Report of Counsel – Nothing additional to report.**
- 12. Report of Engineer – Nothing additional to report.**
- 13. Report of Executive Director – Nothing additional to report.**

14. **Report of Superintendent - Nothing additional to report.**
15. **Old Business. The Vice-Chairman asked if there was any new information on Oakland. T&M was advised by the Executive Director to contact them to find out what is going on before setting up a meeting with them.**
16. **New Business. No new business.**
17. **Public comments (on subjects 8 through 17). No public comments.**
18. **Adjournment. Motion to adjourn was made by Commissioner Dator, seconded by Commissioner Kasparian. All Commissioners present voted to adjourn at 8:00 p.m.**



Madeline Thumudo, Secretary