

Meeting of October 20, 2011
Maintenance

A meeting of the Joint Meeting was held on the above date at the Maplewood Municipal Building at 4:00 p.m. Chairperson Leventhal in the Chair.

The Executive Director read the following statement:

Pursuant to Section #5, Chapter 231, P.L. 1975, notice of this meeting has been provided to the public by posting the notice of the meeting of the Joint Meeting on the bulletin board of the Maplewood Municipal Building; by mailing the notice of the meeting to the Star Ledger, The Home News Tribune and to the offices of the Municipal Clerks of the 11 member municipalities of the Joint Meeting and to the City Clerk of the City of Elizabeth and to the County Clerks' Offices of Essex and Union, all on December 17, 2010.

On roll call the following members were present: Messrs. Brewer, McDermott, Rice, Accardi, Levison, Madden, Florio, Ms. Jones, Leventhal and Spango. Mr. Green notified the office that he would be unable to attend today's meeting

Also in attendance were Messrs. McGhee, Terrezza, Sforza, Barry and Phillips of Joint Meeting; E. Webster and J. Nobel Esq. of Trenk, DiPasquale et al., Joint Meeting's Consultants CME Associates (CME), Birdsall Services Group (Birdsall), AVA Consulting LLC (AVA), Government Strategy Group (GSG) and Mr. A. Adjepong of Public Works Management LLC (PWM), Consultants for the City of Newark.

The Chairperson led the pledge of allegiance followed by a moment of silence for Mayor Florio's sister.

On behalf of his family Mayor Florio thanked the Board for their moment of silence.

On motion by Mr. Madden, seconded by Mr. Levison, the minutes of the September meeting were approved as printed. On roll call; ayes, Messrs. Brewer, McDermott, Rice, Accardi, Levison, Madden, Ms. Jones, Leventhal and Spango; nays, none; abstaining, Mayor Florio.

The **Treasurer's Report** having been mailed to the Board members, on motion by Mr. Rice, seconded by Mr. Brewer, was received and ordered printed. On roll call; ayes, Messrs. Brewer, McDermott, Rice, Accardi, Levison, Madden, Florio, Ms. Jones, Leventhal and Spango; nays, none.

Personnel & Procurement Committee: Mr. Rice stated that the Committee had met, discussed and recommends authorization of the following: the receipt of bids for Siloxane Removal Media and Hauling and Beneficial Reuse of Dewatered Biosolids (R-076); award of a contract to Greer Lime Company for Furnishing and Delivering Lime (R-068); award of a contract to JCI Jones Chemicals Inc. for Furnishing and Delivering 15% Sodium Hypochlorite (R069); award of a contract to National Fuel Oil Company for Furnishing and Delivering No. 2 Fuel Oil (R-070); award of a contract to Marubeni Specialty Chemicals, Inc. for Furnishing and Delivering of Potassium Permanganate (R-071); award of a contract to Polydyne, Inc. for Furnishing and Delivering Bulk Liquid Polymer (R-072); award of a contract to J&H Berge Inc. and USA Bluebook for furnishing and Delivering Laboratory Supplies, Chemicals and Equipment (R-073); Rejecting All Bids for Providing One High Solids Dewatered Sludge Progressive Cavity Pump (R-074); Negotiation of Contract for Furnishing and Delivering Iron Sponge Media (R-075) and Change Order to contract with Hutton Construction, LLC in connection with Site and Entrance/Emergency Access Road Improvements (R-077).

On motion by Mr. Brewer, seconded by Mr. Madden, Resolution 068, awarding a contract to Greer Lime Company for Furnishing and Delivering Lime was adopted. On roll call; ayes, Messrs.

Brewer, McDermott, Rice, Accardi, Levison, Madden, Florio, Ms. Jones, Leventhal and Spango; nays, none.

On motion by Mr. Rice, seconded by Mr. Levison, Resolution 069, award of a contract to JCI Jones Chemicals Inc. for Furnishing and Delivering 15% Sodium Hypochlorite was adopted. On roll call; ayes, Messrs. Brewer, McDermott, Rice, Accardi, Levison, Madden, Florio, Ms. Jones, Leventhal and Spango; nays, none.

On motion by Mr. Rice, seconded by Ms. Jones, Resolution 070, award of a contract to National Fuel Oil Company for Furnishing and Delivering No. 2 Fuel Oil was adopted. On roll call; ayes, Messrs. Brewer, McDermott, Rice, Accardi, Levison, Madden, Florio, Ms. Jones, Leventhal and Spango; nays, none.

On motion by Mr. Madden, seconded by Mr. Brewer, Resolution 071, award of a contract to Marubeni Specialty Chemicals, Inc. for Furnishing and Delivering Potassium Permanganate was adopted. On roll call; ayes, Messrs. Brewer, McDermott, Rice, Accardi, Levison, Madden, Florio, Ms. Jones, Leventhal and Spango; nays, none.

On motion by Mr. Brewer, seconded by Mr. Madden, Resolution 072, award of a contract to Polydyne Inc. for Furnishing and Delivering Bulk Liquid Polymer was adopted. On roll call; ayes, Messrs. Brewer, McDermott, Rice, Accardi, Levison, Madden, Florio, Ms. Jones, Leventhal and Spango; nays, none.

On motion by Ms. Jones, seconded by Mr. Brewer, Resolution 073, award of a contract to J&H Berge Inc. and USA Bluebook for Furnishing and Delivering Laboratory Supplies, Chemicals and Equipment was adopted. On roll call; ayes, Messrs. Brewer, McDermott, Rice, Accardi, Levison, Madden, Florio, Ms. Jones, Leventhal and Spango; nays, none.

On motion by Mr. Brewer, seconded by Mr. Madden, Resolution 074, Rejecting All Bids for Providing One High Solids Dewatered Sludge Progressive Cavity Pump was adopted. On roll call; ayes, Messrs. Brewer, McDermott, Rice, Accardi, Levison, Madden, Florio, Ms. Jones, Leventhal and Spango; nays, none.

On motion by Mr. Brewer, seconded by Mr. Madden, Resolution 075, Negotiation of Contract for Furnishing and Delivering Iron Sponge Media was adopted. On roll call; ayes, Messrs. Brewer, McDermott, Rice, Accardi, Levison, Madden, Florio, Ms. Jones, Leventhal and Spango; nays, none.

With regard to Resolution 077, Change Order No. 1 to Hutton Construction contract in connection with the Site and Entrance/Emergency Access Road Improvements, Mr. Westhoven of Birdsall explained that there are 5 provisions involved which will help with the flow of traffic, the relocation of a guy wire, a deduction of the control wiring from the proposed Guard House to the Bio Solids Building gate control by continuing the present method of using a remote control thereby not disturbing the street, replacement of unsuitable material for the storm filter so it wouldn't sink and redesigning of some of the storm system.

On motion by Mr. Rice, seconded by Mr. Madden, Resolution 076, authorizing the Procurement by Public Bidding of Various Services, Equipment and Materials was adopted. On roll call; ayes, Messrs. Brewer, McDermott, Rice, Accardi, Levison, Madden, Florio, Ms. Jones, Leventhal and Spango; nays, none.

On motion by Ms. Jones, seconded by Ms. Spango, Resolution 077, authorizing Change Order No. 1 to Contract with Hutton Construction, LLC in Connection with Site and Entrance/Emergency Access Road Improvements was adopted. On roll call; ayes, Messrs. Brewer, McDermott, Rice, Accardi, Levison, Madden, Florio, Ms. Jones, Leventhal and Spango; nays, none.

Copies of the proposed 2012 Budget were distributed to the members for their review so that at the November meeting the budget can be approved. If there are any questions the office should be contacted.

The Executive Director stated that the Finance and Budget Committee discussed the budget being above the 2% cap. Hopefully, we will be able to generate income to offset the increases.

The Director of Administration and Finance distributed two (2) charts showing other sources of miscellaneous income not reflected in the direct budget because it goes to surplus which is distributed to the municipalities. From January through September approximately \$702,000.00 has been received in miscellaneous income from interest received, the portion of hospitalization paid by the employees, income from the billboard rental, grease trap waste, energy certificates, power curtailments, ground water treatment, scrap metal and Exeter House (Westfield Avenue rental).

The Director of Administration and Finance further explained that although the 2012 budget shows an increase of 5.39% it includes the increase in the health insurance of \$228,413.00 which is outside the cap which brings us to a 4.25% increase. Then by applying the difference of the miscellaneous income from 2010 to 2011 of \$498,528.00 brought the increase down to 2.29%. However, 3 months still remain for the receipt of additional miscellaneous income which will hopefully bring us below the 2%.

On motion by Ms. Jones, seconded by Mr. Madden, the **Treatment Plant and Industrial Pretreatment Reports** having been mailed to the Board members were received and ordered printed. On roll call; ayes, Messrs. Brewer, McDermott, Rice, Accardi, Levison, Madden, Florio, Ms. Jones, Spango and Leventhal; nays, none.

On motion by Ms. Jones, seconded by Mr. Brewer, **Counsel Report, Conflict Counsel Report** and the **Engineer's Reports** having been mailed to the Board members were received and ordered printed. On roll call; ayes, Messrs. Brewer, McDermott, Rice, Accardi, Levison, Madden, Florio, Ms. Jones, Leventhal and Spango; nays, none.

The correspondence will be printed in the minutes.

The Chairperson asked if there was anyone wishing to address the Board on any Joint Meeting matter with a five-minute limit. Hearing no one the Public Session was declared closed.

On motion by Mayor Florio, seconded by Mr. Brewer, Resolution 067, Payment of Bills was adopted. On roll call; ayes, Messrs. Brewer, McDermott, Rice, Accardi, Levison, Madden, Florio, Ms. Jones, Leventhal and Spango; nays, none.

The Pretreatment Coordinator explained that over a period of years (2009-2010) Union Beverage Packers have accumulated penalties, totaling approximately \$41,875.00 with the minimum acceptable amount being \$35,000.00, for repeated violations. At a meeting held on Monday, September 19th a settlement agreement was reached for a one time payment of \$37,500.00.

On motion by Mr. Brewer, seconded by Ms. Jones, Resolution 078, authorizing the Execution of a Settlement Agreement with Union Beverage Packers, LLC Settling Administrative Penalty Assessments for Certain Pre-Treatment Violations was adopted. On roll call; ayes, Messrs. Brewer, McDermott, Rice, Accardi, Levison, Madden, Florio, Ms. Jones, Leventhal and Spango; nays, none.

A discussion was held on the appointment of a new Records Custodian which occurred with the retirement in June of the Superintendent.

On motion by Mr. McDermott, seconded by Mayor Florio, Resolution 079, Appointing a New Records Custodian was adopted. On roll call; ayes, Messrs. Brewer, McDermott, Rice, Accardi, Levison, Madden, Florio, Ms. Jones, Leventhal and Spango; nays, none.

New business – the Association of Environmental Authority conference and the League of Municipalities will be held in Atlantic City November 15 – 18, 2011.

There being no further business on motion by Mr. Madden, seconded by Mr. Brewer, the meeting then adjourned to meet again on Thursday, November 10, 2011, at the Maplewood Municipal Building at 4:00 p.m. unless called earlier by the Chair. On roll call; ayes, Messrs. Brewer, McDermott, Rice, Accardi, Levison, Madden, Florio, Ms. Jones, Leventhal and Spango; nays, none.

Respectfully submitted,

Edward A. Brewer
Vice Chairperson/Secretary