

**TWO RIVERS WATER RECLAMATION AUTHORITY
ONE HIGHLAND AVENUE
MONMOUTH BEACH, NEW JERSEY 07750**

The Regular Meeting of the Two Rivers Water Reclamation Authority was held on Tuesday, April 19, 2011 at 6:00 PM at One Highland Avenue, Monmouth Beach, New Jersey.

Mr. William Leonard, Chairman, presided.

Members Present:

Mr. William E. Leonard, Chairman
Mr. William R. Baarck, PE, Secretary
Mr. Arno Weber, Assistant Secretary
Mr. Barry J. Berdahl, Ph. D, Treasurer
Mr. Richard Tocci, Assistant Treasurer
Mr. John Bonforte
Mr. Gregory J. Christopher
Mr. Scott Hartman
Mr. Brian McPeak
Mr. William W. Nolze

Members Absent:

Mr. Thomas Barham, Vice Chairman
Mrs. Catherine D. LaPorta

Others Present:

Mr. Michael A. Gianforte, P.E., Executive Director
Mr. Edward Griffin, Financial Manager
Mr. Dennis Galvin, P.E., Engineering Manager
Mr. Gregory Seaman, Operations Manager
Mr. David Applegate, P.E., Representing the Firm of
Birdsall Engineering
Mr. David Laughlin, Esq., Birdsall & Laughlin, LLC

NOTICE OF REGULAR MEETING

Statement is hereby made that adequate Notice of Meetings has been provided by publishing the same in the Asbury Park Press on Saturday, December 25, 2010, and The Atlanticville on Wednesday, January 19, 2011, and mailing the same on Wednesday, December 22, 2010, to the Clerks of the participant municipalities of the Boroughs of Fair Haven, Little Silver, Monmouth Beach, Oceanport, Shrewsbury and West Long Branch, and all customer communities whose geographic boundaries are co-extensive with those of this Authority, and by prominently posting said Notice in the entry way of the Authority's office building on Wednesday, December 22, 2010.

CHAIRMAN RULES OF QUORUM

Mr. Leonard declared that a quorum was present. All present saluted the American Flag.

**APPROVAL OF THE REGULAR MONTHLY MEETING
MINUTES OF MARCH 15, 2011**

Mr. Tocci moved that the minutes from the Regular Monthly Meeting held March 15, 2011 be approved as submitted. The motion was seconded by Mr. Nolze and carried by the following vote on roll call:

AYES: Mr. William R. Baarck, PE, Secretary
Mr. Arno Weber, Assistant Secretary
Mr. Barry J. Berdahl, Ph. D, Treasurer
Mr. Richard Tocci, Assistant Treasurer
Mr. John Bonforte
Mr. Gregory J. Christopher
Mr. Scott Hartman
Mr. William W. Nolze

ABSTAIN: Mr. William E. Leonard, Chairman
Mr. Brian McPeak

MEMBERS ABSENT: Mr. Thomas Barham, Vice Chairman
Mrs. Catherine D. LaPorta

CORRESPONDENCE

Mr. Gianforte stated that there are three items of correspondence:

The first item of correspondence was a letter from the NJ Utility Authorities Joint Insurance Fund in reference to the Loss Control Report. Mr. Gianforte reports that an inspection of Pump Stations 9, 11 and 13 was performed and had no outstanding suggestions and conditions for improvement and does not require the filing of any new suggestions for improvements.

The second item of correspondence was a letter from Mr. Duane Floyd, Public Agency Unit, from the State of New Jersey. Mr. Gianforte stated that there was an inspection performed for Affirmative Action and the results of this review indicated that the Authority was at this time in compliance.

A third item of correspondence was a letter from the CNA Insurance Company acknowledging receipt of the claim for the 27 inch concrete sewerage pipe failure and that while the company does not deny the claim, they do go on to outline the grounds for denial if they ultimately do.

Mr. Gianforte stated that copies are available for review.

PUBLIC COMMENT ON AGENDA

There was no public present.

ENGINEERING COMMITTEE

ENGINEERING MANAGER'S REPORT

Road Paving Project: Mr. Galvin stated that the paving contractor has done a number of paving projects in the last month as indicated in the report. Sagamore Avenue has been paved, and also Pump Station 7 along Bridgewater Drive; both projects are in Oceanport.

Collection System SCADA: Mr. Galvin reviewed Morehouse Engineering's proposal dated April 6, 2011 in the Not To Exceed amount of \$28,178.00. The proposal is to provide engineering support and programming for the pilot SCADA project at Station #5. Mr. Galvin stated that the Authority's personnel will be doing the majority of the electrical work at the other stations.

Contract 135 Main Pump Station Tap Box: Mr. Galvin indicated that the tap box was installed and wiring was completed from the front manhole to the back of the box. Mr. Galvin indicated that the full cut over has not taken place yet and will be scheduled at the proper time following testing of the system. Mr. Galvin stated that Mr. Bernhardt has been working very hard in the last couple of weeks with the contractor and the suppliers to make sure that the parts installed in the tap box are the correct ones. Mr. Galvin indicated that the project will be closed shortly and that Mr. Bernhardt is about to exceed his fee for the construction observation and design on this project. Mr. Galvin stated that Mr. Bernhardt has requested additional funds. Mr. Galvin recommends considering the \$3,000.00 increase. There was no objection to issuing an addition to the original work order.

Contract 122C Pump Station 12: Mr. Galvin reported that the shop drawings have been reviewed and returned.

Contract 137 Underground Storage Tanks Removal and Above Ground Storage Tank Installation: Mr. Galvin stated that the Authority received bids for the removal of the Underground Storage Tanks and the installation of the new Above Ground Storage Tank on April 19, 2011. Mr. Galvin stated the lowest bid was from Oxford Engineering in the amount of \$245,600.00 and was reviewed by the attorney's office. Discussion ensued.

Administration Building Boiler Replacement: Mr. Galvin reported that Birdsall Engineering has revisited the site in preparation of contract documents. The documents will incorporate the disposal of the asbestos insulation.

OTHER-

Manhole 222-Monmouth Beach— Mr. Galvin reported that the project is complete. The grouting of the annular space between the two pipes, as per the HOBAS pipe manufacturer's recommendations, was done on April 15, 2011. The final costs are being tabulated. Discussion ensued.

SITE PLANS/SUBDIVISIONS:

West Long Branch: Mr. Galvin stated that Avalon Bay has requested a reduction of the performance guarantee and putting the project on a maintenance bond as well as the release of the remaining balance in the escrow account.

Shrewsbury - Staples Plaza: Mr. Galvin stated that Staples Plaza had submitted an agreement, as requested, to formalize the sign encroachment. The Authority will be finalizing the details in conformance with the Board's approval.

Shrewsbury-Seashore Estates: Mr. Galvin reported that the applicant has requested a performance guarantee amount and a developer's agreement for a major subdivision of 66 lots, and they are ready to begin construction.

Mr. Christopher inquired about some projects in the Borough of West Long branch. Discussion ensued.

Mr. Gianforte read the following resolutions.

**RESOLUTION #2011-04-32
TWO RIVERS WATER RECLAMATION AUTHORITY
RESOLUTION AWARDED CONTRACT NO. 137
UST/ AST SITE IMPROVEMENTS**

Mr. Tocci moved Resolution #2011-04-32 for adoption. The motion was seconded by Mr. Bonforte and carried by the following vote on roll call:

AYES: Mr. William E. Leonard, Chairman
Mr. William R. Baarck, PE, Secretary
Mr. Arno Weber, Assistant Secretary
Mr. Barry J. Berdahl, Ph. D, Treasurer
Mr. Richard Tocci, Assistant Treasurer
Mr. John Bonforte
Mr. Gregory J. Christopher
Mr. Scott Hartman
Mr. Brian McPeak
Mr. William W. Nolze

MEMBERS ABSENT: Mr. Thomas Barham, Vice Chairman
Mrs. Catherine D. LaPorta

**RESOLUTION #2011-04-33
RESOLUTION APPROVING WORK ORDER TO
MOREHOUSE ENGINEERING, INC. TO PROVIDE ENGINEERING
SUPPORT FOR PILOT SCADA PROJECT AT PUMP STATION 5**

Mr. Tocci moved Resolution #2011-04-33 for adoption. The motion was seconded by Mr. Baarck and carried by the following vote on roll call:

AYES: Mr. William E. Leonard, Chairman
Mr. William R. Baarck, PE, Secretary
Mr. Arno Weber, Assistant Secretary
Mr. Barry J. Berdahl, Ph. D, Treasurer
Mr. Richard Tocci, Assistant Treasurer
Mr. John Bonforte
Mr. Gregory J. Christopher
Mr. Scott Hartman
Mr. Brian McPeak
Mr. William W. Nolze

MEMBERS ABSENT: Mr. Thomas Barham, Vice Chairman
Mrs. Catherine D. LaPorta

**RESOLUTION #2011-04-34
RESOLUTION AUTHORIZING CHARGES AGAINST THE
ENGINEERING INSPECTION ACCOUNT; RETURN OF THE PERFORMANCE GUARANTEE;
AND THE RELEASE OF THE REMAINING ESCROW BALANCE TO AVALON BAY
COMMUNITIES, INC, FOR PROPERTY KNOWN AS BLOCK 70, LOT 28.02; IN THE
BOROUGH OF WEST LONG BRANCH, MONMOUTH COUNTY, NEW JERSEY**

Mr. Christopher moved Resolution #2011-04-34 for adoption. The motion was seconded by Mr. Nolze and carried by the following vote on roll call:

AYES:

- Mr. William E. Leonard, Chairman
- Mr. William R. Baarck, PE, Secretary
- Mr. Arno Weber, Assistant Secretary
- Mr. Barry J. Berdahl, Ph. D, Treasurer
- Mr. Richard Tocci, Assistant Treasurer
- Mr. John Bonforte
- Mr. Gregory J. Christopher
- Mr. Scott Hartman
- Mr. Brian McPeak
- Mr. William W. Nolze

MEMBERS ABSENT:

- Mr. Thomas Barham, Vice Chairman
- Mrs. Catherine D. LaPorta

CONSULTING ENGINEER'S REPORT

Mr. Applegate reported that the bids were received on Contract 137 Underground Storage Tanks Removal and Above Ground Storage Tank Installation and recommends that the Authority take positive action via resolution.

OPERATION MANAGER'S REPORT

Mr. Seaman had no additions to his report.

Mr. Gianforte stated that the Borough of Monmouth Beach requested that the Monmouth Beach garbage truck be allowed to park in the Authority's property and also the approval of the use of the ball field to place a compost pick up site. The Board had no objection.

FINANCE AND INSURANCE COMMITTEE

Mr. Berdahl read the following Resolution.

RESOLUTION #2011-04-35 AUTHORIZING PAYMENT OF BILLS

Mr. Berdahl moved Resolution #2011-04-35 for adoption. The motion was seconded by Mr. Nolze and carried by the following vote on roll call:

AYES:

- Mr. William E. Leonard, Chairman
- Mr. William R. Baarck, PE, Secretary
- Mr. Arno Weber, Assistant Secretary
- Mr. Barry J. Berdahl, Ph. D, Treasurer
- Mr. Richard Tocci, Assistant Treasurer
- Mr. John Bonforte
- Mr. Gregory J. Christopher
- Mr. Scott Hartman
- Mr. Brian McPeak
- Mr. William W. Nolze

MEMBERS ABSENT:

- Mr. Thomas Barham, Vice Chairman
- Mrs. Catherine D. LaPorta

PERSONNEL COMMITTEE

Mr. Gianforte stated that **RESOLUTION #2011-04-36-Amend Policy Manual -TABLED**

Mr. Bonforte read the following Resolution.

RESOLUTION #2011-04-37 RESOLUTION AUTHORIZING THE EXECUTIVE DIRECTOR TO CREATE AND FILL THE FULL TIME POSITION OF LABORATORY TECHNICIAN

Mr. Christopher moved Resolution #2011-04-37 for adoption. The motion was seconded by Mr. Nolze and carried by the following vote on roll call:

AYES:

- Mr. William E. Leonard, Chairman
- Mr. William R. Baarck, PE, Secretary
- Mr. Arno Weber, Assistant Secretary
- Mr. Barry J. Berdahl, Ph. D, Treasurer
- Mr. Richard Tocci, Assistant Treasurer
- Mr. John Bonforte
- Mr. Gregory J. Christopher
- Mr. Scott Hartman
- Mr. Brian McPeak
- Mr. William W. Nolze

MEMBERS ABSENT:

- Mr. Thomas Barham, Vice Chairman
- Mrs. Catherine D. LaPorta

**RESOLUTION #2011-04-38
RATIFYING THE 1/1/2011 – 12/31/2012 AGREEMENT BETWEEN THE
TWO RIVERS WATER RECLAMATION AUTHORITY
AND THE O.P.E.I.U., LOCAL 32**

Mr. Tocci moved Resolution #2011-04-38 for adoption. The motion was seconded by Mr. Berdahl carried by the following vote on roll call:

AYES:

- Mr. William E. Leonard, Chairman
- Mr. William R. Baarck, PE, Secretary
- Mr. Arno Weber, Assistant Secretary
- Mr. Barry J. Berdahl, Ph. D, Treasurer
- Mr. Richard Tocci, Assistant Treasurer
- Mr. John Bonforte
- Mr. Gregory J. Christopher
- Mr. Scott Hartman
- Mr. Brian McPeak
- Mr. William W. Nolze

MEMBERS ABSENT:

- Mr. Thomas Barham, Vice Chairman
- Mrs. Catherine D. LaPorta

LEGAL AFFAIRS

OLD BUSINESS

There was no old business to discuss.

NEW BUSINESS

Mr. Bonforte asked if the Authority has complied with Governor Christie's request to online transparency of the Independent Government Authorities and Commissions (Article in the Asbury Park Press, May 8, 2011, from the State Comptroller requiring government transparency). Mr. Gianforte responded by informing the Board that TRWRA was the first Sewer Authority to comply with the required qualifications and he personally confirmed this with the Comptroller's office.

Mr. Gianforte requested a brief Closed Session.

OPEN TO THE PUBLIC

There was no public present.

There was a unanimous motion to go into Closed Session to discuss Legal Matters.

**RESOLUTION #2011-04-39
TO GO INTO EXECUTIVE SESSION
AND CLOSE THE MEETING TO THE PUBLIC FOR THE
DISCUSSION OF PERSONNEL AND LEGAL MATTERS**

Mr. Bonforte moved Resolution #2011-04-39 for adoption. The motion was seconded by Mr. Tocci and carried by the following vote on roll call:

AYES: Mr. William E. Leonard, Chairman
Mr. William R. Baarck, PE, Secretary
Mr. Arno Weber, Assistant Secretary
Mr. Barry J. Berdahl, Ph. D, Treasurer
Mr. Richard Tocci, Assistant Treasurer
Mr. John Bonforte
Mr. Gregory J. Christopher
Mr. Scott Hartman
Mr. Brian McPeak
Mr. William W. Nolze

MEMBERS ABSENT: Mr. Thomas Barham, Vice Chairman
Mrs. Catherine D. LaPorta

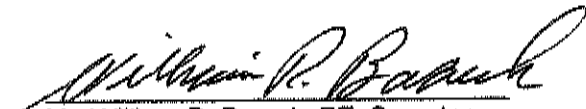
The meeting went into Executive Closed Session at 6:34 p.m.

The meeting was reopened to the public at 7:02 p.m. by motion of Commissioner Bonforte. The motion was seconded by Commissioner Tocci and carried by voice vote.

Commissioner Nolze moved that the Meeting adjourn at 7:04 p.m. seconded by Commissioner Berdahl and carried by voice vote.

The Chairman stated that final copies of approved Resolutions are available in the main office.

Respectfully submitted,


Mr. William R. Baarck, PE, Secretary