

**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 16, 2013 at 6:00 PM at One Highland Avenue, Monmouth Beach, New Jersey.

Mr. William E. Leonard, Chairman, presided.

All Resolutions are contained in the Resolutions portion of the minutes.

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. Gregory J. Christopher
Mr. Scott Hartman
Mrs. Catherine D. LaPorta
Mr. Brian McPeak
Mr. William W. Nolze

Members Absent: Mr. Thomas Barham, Vice Chairman
Mr. John Bonforte
Mr. Richard Tocci, Assistant Treasurer

Others Present: Mr. Michael A. Gianforte, P.E., Executive Director
Mr. Kevin Kinneally, Financial Manager
Mr. Dennis J. Galvin, P.E., Engineering Manager
Mr. David Applegate, P.E., Birdsall Services Group
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 Tuesday, December 25, 2012, and The Atlanticville on Thursday, December 27, 2012, and mailing the same on Wednesday, December 19, 2012, 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 19, 2012.

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 19, 2013**

Mr. Berdahl moved that the minutes from the Regular Monthly Meeting held March 19, 2013 be approved as submitted. The motion was seconded by Mr. Nolze and carried by the following vote on roll call:

Members Present: Mr. William E. Leonard, Chairman
Mr. Arno Weber, Assistant Secretary
Mr. Gregory J. Christopher
Mrs. Catherine D. LaPorta
Mr. William W. Nolze
Mr. Barry J. Berdahl, Ph. D, Treasurer
Mr. Scott Hartman
Mr. Brian McPeak

Members Absent: Mr. Thomas Barham, Vice Chairman
Mr. John Bonforte
Mr. Richard Tocci, Assistant Treasurer

Abstain: Mr. William R. Baarck, PE, Secretary

**APPROVAL OF THE SPECIAL MEETING
MINUTES OF MARCH 26, 2013**

Mr. Baarck moved that the minutes from the Special Meeting held March 26, 2013 be approved as submitted. The motion was seconded by Mr. Nolze and carried by the following vote on roll call:

Present: Mr. William E. Leonard, Chairman
Mr. Arno Weber, Assistant Secretary
Mr. Gregory J. Christopher
Mrs. Catherine D. LaPorta
Mr. William W. Nolze

Members Absent: Mr. Thomas Barham, Vice Chairman
Mr. John Bonforte
Mr. Richard Tocci, Assistant Treasurer

Abstain: Mr. William R. Baarck, PE, Secretary
Mr. Barry J. Berdahl, Ph. D, Treasurer
Mr. Scott Hartman
Mr. Brian McPeak

CORRESPONDENCE

Mr. Gianforte reported that there are three items of correspondence.

The Authority received a report of the compliance evaluation from the NJDEP in which NJDEP commended the Authority for the pre-storm preparation and rapid response during and after the storm which helped minimize the impact to the operation and maintenance of the treatment facility. In addition, the Bureau recognized TRWRA's on-going efforts to repair its facilities for future events.

The second item; Mr. Gianforte gave a brief update on the Birdsall Services status with regard to bills received for two contracts still open from two subcontracted firms. The Board agreed to review the bills and the project status prior to payment.

The third item; Mr. Gianforte reported on a letter from the Borough of Monmouth Beach. The Monmouth Beach School was requesting to be allowed to install a concrete slab and a new shed. This will be done in the summer in accordance with the terms of the contract with Borough of Monmouth Beach.

PUBLIC COMMENT ON AGENDA

There was no public present.

ENGINEERING COMMITTEE

ENGINEERING MANAGER'S REPORT

CONTRACT 122C- STATION 12 & 13 BY-PASSES: Mr. Galvin reported that there is no update on construction; but final close out is required.

BIOFILTER MEDIA REPLACEMENT: Mr. Galvin reported that Biofilter 2 has had the media replaced. Pine bark nuggets remain to be installed, which will be done at the same time as Biofilter 1 work is underway on Cells 3 and 4 having the old media removed. There was some blinding of the pea gravel layer in Biofilter 2 (Cells 1 and 2) which was corrected by having the contractor wash the gravel a second time

CONTRACT 142E- DEBRIS REMOVAL: Mr. Galvin reported that the contractor picked up and removed 48.05 tons of debris from the Plant site. There is a negative value Change Order on the agenda to close out the project.

CONTRACT 142F- OUTFALL CLEANING: Mr. Galvin reported that the contractor cleaned the outfall on March 28, 2013. The last 120 feet (+/-) of the outfall was pumped out; sediment, leaves, paper, plastics, and other organic material were removed. Mr. Christopher asked if all the diffusers were in place and Mr. Galvin's response was "yes they were".

SUBDIVISION /SITE PLAN REVIEW

1. Squankum Partners, LLC
Blocks 106.01 and 106.02 Lots 7.02, 1.01, and 16
Tinton Falls
TWA approval for a sewer extension to service the 6 lot subdivision on Squankum Road.
2. Patrick Golden Homes LLC
45 Valentine St
Monmouth Beach
Applicant proposes to subdivide an existing lot (existing home to be razed) into two lots and build two new houses.

Mr. Gianforte read the following resolutions:

**RESOLUTION #2013-04-50
APPROVING FINAL CHANGE ORDER #1
FOR CONTRACT NO. 142E DEBRIS REMOVAL**

Mr. Berdahl moved Resolution #2013-04-50 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. Gregory J. Christopher
Mr. Scott Hartman
Mrs. Catherine D. LaPorta
Mr. Brian McPeak
Mr. William W. Nolze

Members Absent: Mr. Thomas Barham, Vice Chairman
Mr. John Bonforte
Mr. Richard Tocci, Assistant Treasurer

**RESOLUTION #2013-04-51
APPROVING FINAL PAYMENT FOR
CONTRACT NO. 142F OUTFALL CLEANING**

Mr. Berdahl moved Resolution #2013-04-51 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. Gregory J. Christopher
Mr. Scott Hartman
Mrs. Catherine D. LaPorta
Mr. Brian McPeak
Mr. William W. Nolze

Members Absent: Mr. Thomas Barham, Vice Chairman
Mr. John Bonforte
Mr. Richard Tocci, Assistant Treasurer

**RESOLUTION #2013-04-52
APPROVING FINAL CHANGE ORDER AND PAYMENT FOR
CONTRACT NO. 142A ROOF REPLACEMENT**

Mr. Tocci moved Resolution #2013-04-52 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. Gregory J. Christopher
Mr. Scott Hartman
Mrs. Catherine D. LaPorta
Mr. Brian McPeak
Mr. William W. Nolze

Members Absent: Mr. Thomas Barham, Vice Chairman
Mr. John Bonforte
Mr. Richard Tocci, Assistant Treasurer

**RESOLUTION #2013-04-53
GRANTING PRELIMINARY APPROVAL FOR A MINOR
SUBDIVISION PLAN TO PATRICK GOLDEN HOMES LLC FOR PROPERTY
KNOWN AS BLOCK 54, LOT 1.02; IN THE BOROUGH OF MONMOUTH BEACH**

Mr. Baarck moved Resolution #2013-04-53 for adoption. The motion was seconded by Mr. Berdahl 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. Gregory J. Christopher
Mr. Scott Hartman
Mrs. Catherine D. LaPorta
Mr. Brian McPeak
Mr. William W. Nolze

Members Absent: Mr. Thomas Barham, Vice Chairman
Mr. John Bonforte
Mr. Richard Tocci, Assistant Treasurer

**RESOLUTION NO# 2013-04-54
AUTHORIZING THE EXECUTIVE DIRECTOR TO
EXECUTE A TREATMENT WORKS APPROVAL APPLICATION FOR
SQUANKUM PARTNERS LLC, FOR PROPERTY KNOWN AS
BLOCK 106.01, LOT 7.02; BLOCK 106.02, LOTS 1.01 AND 16
IN THE BOROUGH OF TINTON FALLS**

Mr. Baarck moved Resolution #2013-04-54 for adoption. The motion was seconded by Mr. Berdahl 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. Gregory J. Christopher
Mr. Scott Hartman
Mrs. Catherine D. LaPorta
Mr. Brian McPeak
Mr. William W. Nolze

Members Absent: Mr. Thomas Barham, Vice Chairman
Mr. John Bonforte
Mr. Richard Tocci, Assistant Treasurer

Mr. Christopher asked Mr. Gianforte how much capacity the Authority has left. Mr. Gianforte stated that the Authority is not on a sewer ban.

OPERATION MANAGER'S REPORT

Mr. Gianforte had no additions to the Operations Manager's Report.

FINANCE AND INSURANCE COMMITTEE

**RESOLUTION NO# 2013-04-55
AUTHORIZING PAYMENT OF BILLS**

Mr. Berdahl asked Mr. Kinneally if the bills were correct in the amount of \$1,158,727.81. Mr. Kinneally responded that the total for the payment of bills is correct. Mr. Berdahl moved Resolution #2013-04-55 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. Gregory J. Christopher
Mr. Scott Hartman
Mrs. Catherine D. LaPorta
Mr. Brian McPeak
Mr. William W. Nolze

Members Absent: Mr. Thomas Barham, Vice Chairman
Mr. John Bonforte
Mr. Richard Tocci, Assistant Treasurer

Mr. Baarck asked how much the Authority has spent or committed for Super Storm Sandy. Mr. Kinneally responded that the total expenses paid so far are \$1,470,447.00. Mr. Gianforte discussed the project work sheets submitted to FEMA. Discussion ensued.

**RESOLUTION #2013-04-56
MEMORIALIZING THE AMENDMENT AND
IMPLEMENTATION OF A CASH MANAGEMENT PLAN**

Mr. Berdahl moved Resolution #2013-04-56 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. Gregory J. Christopher
Mr. Scott Hartman
Mrs. Catherine D. LaPorta
Mr. Brian McPeak
Mr. William W. Nolze

Members Absent: Mr. Thomas Barham, Vice Chairman
Mr. John Bonforte
Mr. Richard Tocci, Assistant Treasurer

PERSONNEL COMMITTEE

Mr. Gianforte read the following resolution:

**RESOLUTION #2013-04-57
MEMORIALIZING THE HIRING OF AN EMPLOYEE**

Mr. Christopher moved Resolution #2013-04-57 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. Gregory J. Christopher
Mr. Scott Hartman
Mrs. Catherine D. LaPorta
Mr. Brian McPeak
Mr. William W. Nolze

Members Absent: Mr. Thomas Barham, Vice Chairman
Mr. John Bonforte
Mr. Richard Tocci, Assistant Treasurer

LEGAL AFFAIRS

Mr. Gianforte read the following Resolutions:

**RESOLUTION #2013-04-58- TABLED (WITHDRAWN)
TERMINATING CONSULTING ENGINEERING RELATIONSHIP WITH
BIRDSALL SERVICES GROUP**

Mr. Gianforte suggested waiting to terminate Birdsall and a discussion ensued in reference to the projects that are still open and need to be completed. Mr. Gianforte also discussed the performance of Mr. Applegate and other staff which were always very professional. Mr. Gianforte also reported that the Authority has the interviews with other engineering companies on May 2-3, 2013.

Mr. Applegate thanked the Board and the management of the Authority for giving him the opportunity to serve the Authority. Mr. Applegate stated that he has had an excellent working relationship with Mr. Gianforte, Mr. Seaman, Mr. Galvin and Mr. Kinneally; it's been an honor to be of service here throughout the years.

Mr. Gianforte requested that this Resolution be TABLED-WITHDRAWN. The Board unanimously agreed.

Mr. Gianforte requested authorization from the Board to go out for RFPs. The Board unanimously agreed.

**RESOLUTION #2013-04-59
AMENDING CONTRACT FOR EXTRAORDINARY UNSPECIFIABLE
SERVICES WITH WITT O'BRIEN'S, LLC**

Mr. Berdahl moved Resolution #2013-04-59 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. Gregory J. Christopher
Mr. Scott Hartman
Mrs. Catherine D. LaPorta
Mr. Brian McPeak
Mr. William W. Nolze

Members Absent: Mr. Thomas Barham, Vice Chairman
Mr. John Bonforte
Mr. Richard Tocci, Assistant Treasurer

Mr. Gianforte gave a brief summary of the \$50,000 increase over their previous allotment to the Board.

OLD BUSINESS

Mr. Gianforte reported that the authority has setup TRWRA email addresses for the authority's commissioners. Please be advised that this will be the only way the Authority will be able to contact the commissioners from this point on, other than using the phone. Mr. Gianforte reported that there will be

no more use of your personal emails. Mr. Gianforte asked the Board to review the memo in reference to the new emails address for further information.

Mr. Gianforte gave a brief update on the uninhabited homes for each member town. The Authority has only spent \$9,300.00 in waiver of fees.

NEW BUSINESS

There was no new business to report.

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

**RESOLUTION NO: 2013-04-60-Tabled
TO GO INTO EXECUTIVE SESSION AND
CLOSE THE MEETING TO THE PUBLIC FOR THE
DISCUSSION OF PERSONNEL MATTERS**

Mr. Gianforte requested that this Resolution be TABLED. The Board unanimously agreed

**RESOLUTION #2013-04-61
APPROVING FINAL CHANGE ORDER AND PAYMENT FOR
CONTRACT NO. 142A HVAC EQUIPMENT REPLACEMENT**

Mr. Berdahl moved Resolution #2013-04-61 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. Gregory J. Christopher
Mr. Scott Hartman
Mrs. Catherine D. LaPorta
Mr. Brian McPeak
Mr. William W. Nolze

Members Absent: Mr. Thomas Barham, Vice Chairman
Mr. John Bonforte
Mr. Richard Tocci, Assistant Treasurer

OPEN TO THE PUBLIC

There was no public present.

Mr. Berdahl moved that the Meeting adjourn at approximately 6:45 p.m. The motion was seconded by Mr. Baarck and carried by voice vote.

The Chairman stated that final copies of approved Resolutions will be available in the main office during the Authority's regular hours of business.

Respectfully submitted,

Mr. William R. Baarck, PE, Secretary