

**TWO RIVERS WATER RECLAMATION AUTHORITY
RESOLUTION TO AMEND THE MINUTES OF THE
AUTHORITY'S MONTHLY MEETING OF JUNE 21, 2011**

RESOLUTION NO. 2011-10-95

WHEREAS, the Two Rivers Water Reclamation Authority ("Authority") desires to amend its minutes from the monthly meeting of June 21, 2011 to include a portion of the meeting that was not reflected in the minutes that were previously approved. A copy of the amended minutes is attached hereto and made a part hereof.

NOW THEREFORE, BE IT RESOLVED by the Two Rivers Water Reclamation Authority that the June 21, 2011 Monthly Meeting Minutes are hereby approved as amended.

I certify the above to be a true copy of the Resolution adopted at a public meeting held on October 25, 2011.



Michael A. Gianforte, P.E.
Executive Director

**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, June 21, 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. Thomas Barham, Vice 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. Gregory J. Christopher
Mr. Scott Hartman

Members Absent: Mr. John Bonforte
Mrs. Catherine D. LaPorta
Mr. Brian McPeak
Mr. William W. Nolze

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

Public Present: Councilman and Little Silver Resident Daniel Levine

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 MAY 17, 2011**

Mr. Barham moved that the minutes from the Regular Monthly Meeting held May 17, 2011 be approved as submitted. The motion was seconded by Mr. Baarck. Mr. Christopher stated that there were some corrections to the minutes; the first that there was public present, Councilman Daniel Levine. The proposed minutes reflect that Mr. Gianforte requested that this resolution be tabled and Mr. Christopher feels this was incorrect. Mr. Christopher stated that Mr. Nolze was the person who requested this. Discussion ensued and the amended minutes carried by the following vote on roll call:

AYES:	Mr. William E. Leonard, Chairman Mr. Thomas Barham, Vice Chairman Mr. William R. Baarck, PE, Secretary Mr. Arno Weber, Assistant Secretary Mr. Barry J. Berdahl, Ph. D, Treasurer Mr. Gregory J. Christopher
ABSTAIN:	Mr. Scott Hartman Mr. Richard Tocci, Assistant Treasurer
MEMBERS ABSENT:	Mr. John Bonforte Mrs. Catherine D. LaPorta Mr. Brian McPeak Mr. William W. Nolze

CORRESPONDENCE

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

The first item of correspondence was a letter from Groundwater & Environmental Service on behalf of Fort Monmouth. Mr. Gianforte reported that Dichloroethene and Trichlorethene, have been detected in the influent to the Fort's treatment system but no harm was apparent as a result of this. Mr. Gianforte reported that GES was notifying the Authority of the situation.

The second item of correspondence was a letter from NJDEP with reference to the Laboratory Certificate and Annual Certified Parameter List. Mr. Gianforte reported that the Authority was in certification status.

Mr. Gianforte stated that copies are available for review.

PUBLIC COMMENT ON AGENDA

There was no comment by the public.

ENGINEERING COMMITTEE

ENGINEERING MANAGER'S REPORT

Road Paving Project: Mr. Galvin reported that the contractor is completing the final work order issued and the contract will be closed

Collection System SCADA: Mr. Galvin reported that the consultant has visited the site again and provided a list of material to purchase as well as a wiring diagram for the new controller.

Contract 135 Main Pump Station Tap Box: The tap box is complete and that three quotes have been received for the daily rental of a generator to test the tap box and also train the staff on the operation of the tap box. Mr. Baarck asked if the generator will be large enough to drive the entire list of apparatus that the tap box would normally handle. Mr. Galvin stated that's correct, it will run the full pump station.

Contract 122C Pump Station 12: Mr. Galvin reported that the contractor has submittal several shop drawings and the Authority is still finalizing that issue.

Contract 137 Underground Storage Tanks Removal and Above Ground Storage Tank Installation: Mr. Galvin reported that the removal of the Underground Storage Tanks and the installation of the new Above Ground Storage Tank was moving along and the contractor has proposed a substitute above ground tank which is under evaluation. Mr. Baarck asked does the tank come painted or is the white the color that it comes in only. Mr. Galvin stated that white is the color it comes in by code. Mr. Christopher asked questions regarding parking spaces lost due to the move.

Administration Building Boiler Replacement: The contract documents have been reviewed in house and returned to Birdsall.

OTHER-

1. **Shrewsbury: The Ivy:** The developer is finalizing the developer's agreement and bonds. Construction should start in June.
2. **Seashore Estates**—this project, in Shrewsbury along Avenue of the Commons, is preparing to start construction, with the developer's agreement, bond, etc being finalized.

CONSULTING ENGINEER'S REPORT

Mr. Applegate had no additions to his report. Mr. Christopher asked about the blower downsizing and if it was part of the plant expansion suit that the Authority won and if that is where the money comes for that work. Mr. Applegate indicated that he was unaware where the source of the money would be. Mr. Christopher asked if this was not all part of the expansion. Mr. Applegate responded that that it was part of the Plant Expansion project.

OPERATION MANAGER'S REPORT

Mr. Seaman had no additions to his report. Mr. Baarck asked what percentage of maintenance was now scheduled by computer and reminded the Authority by computer. Mr. Seaman stated every piece of equipment is in the maintenance program. Further discussion ensued.

Mr. Gianforte read the following resolutions.

**RESOLUTION #2011-06-52
TWO RIVERS WATER RECLAMATION AUTHORITY
RESOLUTION GRANTING FINAL APPROVAL FOR A MAJOR SITE PLAN TO K.
HOVNANIAN SHORE ACQUISITIONS, LLC FOR A PROJECT KNOWN AS "THE IVY AT
SHREWSBURY" FOR PROPERTY KNOWN AS BLOCK 2, LOTS 1 AND 13; IN THE
BOROUGH OF SHREWSBURY**

Mr. Tocci moved Resolution #2011-06-52 for adoption. The motion was seconded by Mr. Barham and carried by the following vote on roll call:

AYES: Mr. William E. Leonard, Chairman
Mr. Thomas Barham, Vice Chairman
Mr. William R. Baarck, PE, Secretary
Mr. Arno Weber, Assistant Secretary
Mr. Richard Tocci, Assistant Treasurer
Mr. Gregory J. Christopher
Mr. Scott Hartman

ABSTAIN: Mr. Barry J. Berdahl, Ph. D, Treasurer

MEMBERS ABSENT: Mr. John Bonforte
Mrs. Catherine D. LaPorta
Mr. Brian McPeak
Mr. William W. Nolze

**RESOLUTION #2011-06-54
RESOLUTION APPROVING A WORK ORDER
TO THE UNIVERSITY OF DELAWARE FOR
SLUDGE STORAGE AND AERATION ANALYSIS**

Mr. Tocci moved Resolution #2011-06-54 for adoption. The motion was seconded by Mr. Barham and carried by the following vote on roll call:

AYES: Mr. William E. Leonard, Chairman
Mr. Thomas Barham, Vice 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. Gregory J. Christopher
Mr. Scott Hartman

MEMBERS ABSENT: Mr. John Bonforte
Mrs. Catherine D. LaPorta
Mr. Brian McPeak
Mr. William W. Nolze

Mr. Gianforte discussed the repair of the pumps at the main pump station within a few years of the original installation and it is now time to do another set of rebuilds. Mr. Gianforte stated that the first pump is at pilot electric. Mr Gianforte stated that he wanted to make the Board aware that this expense for the rebuilding of the pumps is anticipated to be expensive and may include some improvements to the impellers and/or replacement of some or all of the volutes. Further discussion ensued.

Mr. Galvin explained the need to proceed with asbestos inspection and documentation work on the boiler based on a proposal submitted by Birdsall. The board had no objections with proceeding now and a formal resolution will be on the agenda for July.

FINANCE AND INSURANCE COMMITTEE

Mr. Berdahl read the following Resolution.

RESOLUTION #2011-06-48 AUTHORIZING PAYMENT OF BILLS

Mr. Berdahl moved Resolution #2011-06-48 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. Thomas Barham, Vice 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. Gregory J. Christopher
Mr. Scott Hartman

MEMBERS ABSENT: Mr. John Bonforte
Mrs. Catherine D. LaPorta
Mr. Brian McPeak
Mr. William W. Nolze

Mr. Baarck asked Mr. Griffin about the detail year end analysis line account 421 Pensions and it shows that the Authority is over spent year to date by 121 percent. Mr. Griffin explains that the NJ Dept of Pension did not send the annual bill out in time when the budget was done last year and the NJ Dept of Pension has corrected it for this year. Mr. Griffin reported that this year the figure is correct and accurate. Mr. Baarck asked if the bill for this was higher than the one for the prior year. Mr. Griffin reported that the bill for this year is \$286,000.00.

RESOLUTION #2011-06-49 AUTHORIZING THE PURCHASE OF A REPLACEMENT FORKLIFT

Mr. Berdahl moved Resolution #2011-06-49 for adoption. The motion was seconded by Mr. Barham and carried by the following vote on roll call:

AYES: Mr. William E. Leonard, Chairman
Mr. Thomas Barham, Vice 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. Gregory J. Christopher
Mr. Scott Hartman

MEMBERS ABSENT: Mr. John Bonforte
Mrs. Catherine D. LaPorta
Mr. Brian McPeak
Mr. William W. Nolze

Mr. Gianforte reads the following resolutions.

**RESOLUTION NO: 2011-06-50
TO AWARD BIDS ON SURPLUS EQUIPMENT**

Mr. Berdahl moved Resolution #2011-06-50 for adoption. The motion was seconded by Mr. Barham and carried by the following vote on roll call:

AYES: Mr. William E. Leonard, Chairman
Mr. Thomas Barham, Vice 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. Gregory J. Christopher
Mr. Scott Hartman

MEMBERS ABSENT: Mr. John Bonforte
Mrs. Catherine D. LaPorta
Mr. Brian McPeak
Mr. William W. Nolze

PERSONNEL COMMITTEE

Mr. Gianforte read the following Resolution.

**RESOLUTION #2011-06-51
APPROVING TRAINING AND
CONFERENCE REQUESTS**

Mr. Tocci moved Resolution #2011-06-51 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. Thomas Barham, Vice 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. Gregory J. Christopher
Mr. Scott Hartman

MEMBERS ABSENT: Mr. John Bonforte
Mrs. Catherine D. LaPorta
Mr. Brian McPeak
Mr. William W. Nolze

LEGAL AFFAIRS

Discussion ensued regarding the change to the prior months meeting minutes.

OLD BUSINESS

Mr. Baarck stated that there was a question raised on the annual inspection about how the Authority can improve a check list of items that Birdsall will look at and has the Authority started to do this. Mr. Gianforte responded that the additional costs for this will be included in the annual inspection.

NEW BUSINESS

The Board was updated on the issue of the cost of Police to perform traffic safety control on construction projects. Mr. Christopher indicated he would be working with his town to try to resolve the outstanding issues Discussion ensued.

Mr. Gianforte requested a brief Closed Session.

OPEN TO THE PUBLIC

Mr. Daniel Levine introduced himself as Little Silver Councilman President and inquired if the project was complete and paid for on the Seaview Avenue repair project Borough of Rumson and Sea Bright. Mr. Gianforte reported that the project is complete and only a few bills remain to be paid when they are perfected by the vendor. Mr. Levine asked if the Authority is charging interest on the money which Customer Towns are being allowed 5 years to pay back. Mr. Gianforte answered no because all towns funded the reserve which is being used as the source of the funds. Discussion ensued.

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

**RESOLUTION #2011-06-55
TO GO INTO EXECUTIVE SESSION
AND CLOSE THE MEETING TO THE PUBLIC FOR THE
DISCUSSION OF LEGAL MATTERS**

Mr. Tocci moved Resolution #2011-06-55 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. Thomas Barham, Vice 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. Gregory J. Christopher
Mr. Scott Hartman

MEMBERS ABSENT: Mr. John Bonforte
Mrs. Catherine D. LaPorta
Mr. Brian McPeak
Mr. William W. Nolze

The meeting went into Executive Closed Session at 6:40p.m.

The meeting was reopened to the public at 6:55 p.m. by motion of Mr. Barham. The motion was seconded by Mr. Tocci and carried by voice vote.

**RESOLUTION #2011-06-53
TWO RIVERS WATER RECLAMATION AUTHORITY
A RESOLUTION RATIFYING THE 4/1/2011 – 3/31/2015 AGREEMENT
BETWEEN THE TWO RIVERS WATER RECLAMATION AUTHORITY
AND THE COMMUNICATIONS WORKERS OF AMERICA
AFL-CIO-CLC GWA LOCAL 1038, BRANCH 4**

Mr. Tocci moved Resolution #2011-06-53 for adoption. The motion was seconded by Mr. Barham and carried by the following vote on roll call:

AYES:

- Mr. William E. Leonard, Chairman
- Mr. Thomas Barham, Vice 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. Gregory J. Christopher
- Mr. Scott Hartman

ABSTAIN:

MEMBERS ABSENT:

- Mr. John Bonforte
- Mrs. Catherine D. LaPorta
- Mr. Brian McPeak
- Mr. William W. Nolze

**RESOLUTION #2011-06-56
TWO RIVERS WATER RECLAMATION AUTHORITY
RESOLUTION GRANTING THE EXECUTIVE DIRECTOR AUTHORITY TO
EXTEND AN OFFER TO O.P.E.I.U, LOCAL 32 TO AMEND THE TERM OF THEIR CONTRACT
TO CORRESPOND WITH THAT WHICH WAS OFFERED TO LOCAL 1038 AND ACCEPTING
SAID AMENDMENT IF RATIFIED BY O.P.E.I.U, LOCAL 32.**

Mr. Tocci moved Resolution #2011-06-56 for adoption. The motion was seconded by Mr. Barham and carried by the following vote on roll call:

AYES:

- Mr. William E. Leonard, Chairman
- Mr. Thomas Barham, Vice 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. Gregory J. Christopher
- Mr. Scott Hartman

ABSTAIN:

MEMBERS ABSENT:

- Mr. John Bonforte
- Mrs. Catherine D. LaPorta
- Mr. Brian McPeak
- Mr. William W. Nolze

**AMENDMENT TO CONTRACT BETWEEN THE
TWO RIVERS WATER RECLAMATION AUTHORITY AND O.P.E.I.U,
LOCAL #32 TO CHANGE THE TERM.**

THIS AMENDMENT made and entered into this 22 day of June, 2011, BETWEEN:

TWO RIVERS WATER RECLAMATION AUTHORITY, a public body politic and corporate and existing under the provisions of N.J.S.A. 40:14A-1 et seq., having its principal place of business at One Highland Avenue, Monmouth Beach, County of Monmouth and State of New Jersey (hereinafter the "Authority");

AND:

OFFICE AND PROFESSIONAL EMPLOYEES INTERNATIONAL UNION LOCAL #32, by, for and in conjunction with the **O.P.E.I.U LOCAL #32** (hereinafter "Local 32").

WHEREAS, the Authority entered into a Contract with O.P.E.I.U Local 32 on or about April of 2011; ("O.P.E.I.U. Agreement") and

WHEREAS, pursuant to Article XXVII, the duration is established as effective January 1, 2011 and remaining in effect as otherwise provided herein, up to and including December 31, 2012 and shall automatically renew itself from year to year thereafter unless written notice to terminate or amend the Agreement is given by either party to the other at least sixty (60) days prior to its expiration or any annual renewal thereof; and

WHEREAS, the parties desire to change the present term of the O.P.E.I.U. Agreement as set forth in Article XXVII to a term of five years including increasing the annual salary of each member of the unit by \$1,000 for each of the additional three (3) years of the contract.

NOW THEREFORE, in consideration of the mutual promises and covenants contained herein together with One (\$1.00) Dollar paid to the Authority receipt of which is hereby acknowledged and other good and valuable consideration the parties agree as follows:

1. The language set forth in Article XXVII of the O.P.E.I.U. Agreement is hereby deleted.
2. Article XXVII be and is hereby amended to read as follows:

This Agreement shall become effective as of January 1, 2011 and shall remain in effect as otherwise provided herein, up to and including December 31, 2016 unless written notice to terminate or amend the Agreement is given by either party to the other at least sixty (60) days prior to its expiration or any annual renewal thereof; and

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals on the date and year first above written.

TWO RIVERS WATER RECLAMATION AUTHORITY

Attest

William Leonard, Chairman

John Bonforte, Commissioner

Michael A. Gianforte, P.E.
Executive Director

O.P.E.I.U, LOCAL #32

Attest

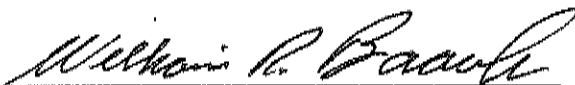
Allen-Byron, Secretary- Treasurer

Rosa Salvador, Shop Steward

Mr. Barham moved that the Meeting adjourn at 6:56 p.m. seconded by Mr. Tocci 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