



# **UNION COUNTY UTILITIES AUTHORITY**

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## **Union County Utilities Authority December 17, 2008 Regular Public Meeting**

Vice-Chairman Kulish called the meeting to order at 6:31 p.m. in the meeting room of the Union County Utilities Authority, 1499 Routes 1 & 9, North Rahway, New Jersey.

Notice of Compliance with the Open Public Meetings Act was read by Joseph C. Bodek, Clerk of the Authority.

A roll call of the Commissioners showed the following present: Vice-Chairman Kulish, Treasurer People, Secretary Wolf, Commissioners Badri, Erdos, Huff, and Jackus, and Kennedy. Also present was Alternate Commissioner Lombardo.

Commissioners Absent: Chairman Kahn and Alternate Commissioner Jorn.

Others Present: Dr. Garg, Bill Neafsey, Jeff Hummel and Ms. Santiago of the Authority's staff; Ed Trainia of CME; Kraig Dowd of Weber Dowd Law; Gina; Freeholders Estrada and Holmes; Deputy Clerk Lisa Miskiewicz; and Clerk Joseph C. Bodek.

Vice-Chairman Kulish led the Pledge of Allegiance.

Mr. Bodek provided proof of notice of the meeting.

Vice-Chairman Kulish appointed Alternate Commissioner Lombardo to act for Commissioner Kahn.

### Minutes

Commissioner Badri moved the resolution approving the regular session and executive session minutes of the regular public meeting of November 12, 2008. The motion was seconded by Commissioner People and approved by a roll call vote, with all voting in favor, except Commissioner Kulish, who abstained.

### Communications

Mr. Bodek read a thank you from former General Counsel Neil Cohen, for the expression of sympathy set upon the death of his mother.

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## Report of Officers

There were no reports from the officers.

## Report of Committees, Staff & Counsel – Public Session I

### Finance and Budget

Commissioner Jackus reported that the Finance and Budget Committee had met and recommended approval of the bill list, and adopting the 2009 annual budget. Commissioner Badri then moved the following resolutions: 1) Approving operating and resource recovery facility vouchers for processing and payment; 2) Approving consulting and legal vouchers for processing and payment; and 3) Authorizing the adoption of the annual budget for the fiscal year January 1, 2009 to December 31, 2009. The motion was seconded by Commissioner People and approved unanimously by a roll call vote.

### Personnel/Procurement/Insurance

Mr. Jackus reported that the Personnel/Procurement/Insurance met earlier and were recommending renewal of the Authority's membership in the NJ Utility Authority Joint Insurance Fund. Commissioner Erdos moved the resolution approving the renewal of membership in the New Jersey Utility Authority Joint Insurance Fund. The motion was seconded by Commissioner Huff and approved unanimously by a roll call vote, with Commissioner Kennedy absent from the room.

### Operations:

Mr. Hummel advised the Commissioners that there were 221 solid waste flow inspections/investigations conducted during the month of November, 2008 (199 Type 13, 22 Type 10). He noted that the compliance staff had taken the following additional enforcement actions:

- 1) A settlement conference was conducted with Cardella Trucking, Inc., regarding the recent Notice of Violation issued against them for multiple violations of the Union County District Solid Waste Plan.
- 2) A detailed analysis of the records submitted to the NJDEP by South Plainfield Transfer is being conducted to determine compliance concerning their MRF agreement with the UCUA.
- 3) Communication has been updated with Horwith Trucking, Inc., and the NJDEP regarding our request for documentation relative to the Conoco-Philips type 27 issue.

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- 4) 7 MRF and Transfer Facility Inspections were conducted throughout the County in compliance with NJDEP/CEHA mandates.
- 5) 61 Disposal Truck Inspections were conducted at the Covanta Facility in Compliance with NJDEP/CEHA mandates.

Commissioner Jackus moved to receive the above report. The motion was seconded by Commissioner Erdos and unanimously approved by a voice vote.

Ms. Santiago informed the Commissioners that for the month of November, \$1100.00 was collected for enforcement fines. She noted that in addition various cases, for waste flow violations, were settled in Superior Court. Several new cases, for waste flow violations were filed in Superior Court.

Commissioner Jackus moved to receive the above report. The motion was seconded by Commissioner People and unanimously approved by a voice vote.

#### Solid Waste & Recycling

Ms. Santiago reported that in October, 2006, the Authority Board passed resolution 77-2006, endorsing and recommending revisions to the solid waste management strategy. On November 30, 2006, the Union County Board of Freeholders accepted, passed and submitted the revisions to the NJDEP. Several months later the DEP certified those changes, with some recommendations for some recycling changes. She explained what the result of these approvals meant. Those strategies are the basis for the resolution before the Commissioners this evening. Mr. Dowd noted that the resolution tonight is the beginning of a plan, by the County and the Authority to more aggressively address recycling efforts, in the future. He further explained the document. Ms. Santiago stated that a lot of what is addressed in the plan, goes hand in hand with Chairman Estrada's Green initiatives.

Commissioner Badri moved the resolution endorsing and recommending an amendment to the Union County District Solid Waste Management Plan recycling provisions for the Union County Solid Waste Management District. The motion was seconded by Commissioner Erdos and approved unanimously by a roll call vote.

#### New Business

There were no items of new business.

#### Public Comment

There were no members of the Public present.

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#### Report of Committees, Staff & Counsel – Executive Session

Commissioner Badri moved to go into executive session. The motion was seconded by Commissioner People. The motion to go into executive session was unanimously approved by a roll call vote.

Mr. Bodek read the following statement:

In accordance with the Open Public Meeting Act, in the State of New Jersey, the Authority is entering into executive session to discuss items concerning contracts, litigation and/or personnel. The Authority may take official action on items discussed in executive session once the Authority returns to public session.

The Authority convened into executive session at 6:43 pm.

Upon motion of Commissioner Badri, seconded by Commissioner Jackus, and approved unanimously by a roll call vote, The Authority returned to public session at 7:28 p.m.

#### Report of Committees Staff & Counsel – Public Session II

There were no reports.

#### Unfinished Business

There were no items of unfinished business.

#### Commissioners/Freeholder Liaison Chester Holmes

There were no comments.

Dr. Garg recognized Lisa Miskiewicz for the job she did recently. After the Authority consolidated all of its printers to two network printers, it was discovered that the Authority had several hundred dollars worth of printer cartages in its stock. Rather than throw them away; Lisa decided to sell them on E-Bay. She has so far recovered a couple hundred dollars for the Authority. He noted that the number of the now surplus printers would be sold in the same way.

Vice-Chairman wished all a healthy and happy New Year.

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There being no further business to come before the Authority, Commissioner Jackus moved to adjourn the meeting. The motion was seconded by Commissioner Huff, and was unanimously ordered approved by a roll call vote. The meeting was adjourned at 7:30 p.m.

Respectfully submitted

Joseph C. Bodek  
Clerk

Edward J. Kahn  
Chairman

William Wolf  
Secretary