

RESOLUTION AUTHORIZING MEETING MINUTES OF JULY 23, 2009

MOTIONED BY: Raia

SECONDED BY: Stack

WHEREAS, the North Hudson Sewerage Authority (hereinafter "Authority") is a public body, duly formed under the Sewerage Authorities law, constituting Chapter 138 of the Laws of New Jersey of 1946, as amended (Chapter 14A of Title 40 of the New Jersey Statutes Annotated) and possesses the powers set forth therein; and

WHEREAS, a regular meeting of the Authority was held on July 23, 2009; and

WHEREAS, minutes of the meeting have been prepared by General Counsel and presented to the Authority members and staff for their review.

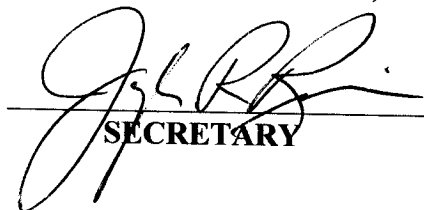
NOW, THEREFORE, BE IT RESOLVED that the Authority hereby approves the minutes of the meeting of July 23, 2009 for the record.

DATED: SEPTEMBER 17, 2009

RECORD OF COMMISSIONERS' VOTE

	YES	NO	ABSENT	ABSTAIN
Commissioner Lopez	x			
Commissioner Marotta	x			
Commissioner Raia	x			
Commissioner Rivera	x			
Commissioner Schaffer			x	
Commissioner Schroeder	x			
Commissioner Spaccavento	x			
Commissioner Stack				x
Commissioner Wolff	x			

THIS IS TO CERTIFY THAT THIS RESOLUTION WAS DULY ADOPTED BY THE NORTH HUDSON BOARD OF COMMISSIONERS ON SEPTEMBER 17, 2009.



SECRETARY

NORTH HUDSON SEWERAGE AUTHORITY

MINUTES OF REGULAR MEETING

JULY 23, 2009

At approximately 6:32 p.m., Chairman Richard Wolff called the meeting to order. Counsel Leanza advised that this was a regular meeting of the Authority, and that pursuant to the Open Public Meetings Act, a schedule of the Authority's meetings had been sent to the Authority's official newspapers, the Jersey Journal and Star Ledger, with a courtesy copy to the Hoboken Reporter. In addition, copies of such schedule were sent to the Clerks of Hoboken, Union City, Weehawken and West New York and the Hudson County Clerk, with a copy thereof posted on the Authority's bulletin board. In addition to Chairman Wolff, Commissioners Lopez, Marotta, Raja, Rivera, Schroeder and Spaccavento were also in attendance at the meeting.

Counsel Leanza advised that as there were seven commissioners present, the commissioners could take action at the meeting.

It was noted by Chairman Wolff that because of the absences of Commissioners Schaffer and Stack, no action could be taken on outstanding minutes.

Mr. Pocci reported that there was no office report to be delivered at this meeting.

ENGINEER'S REPORT - CH2M HILL

Jim Howey reported that the W1234 solids/floatables facility's treatment works application has been resubmitted to the New Jersey Department of Environmental Protection and will be put out to bid once the permit is received. With respect H1, CH2M Hill continues on the design work and work regarding both the waterfront and the treatment work approval permits. There has been an issue with regard to the location of the electrical systems and despite the fact that New Jersey Transit had approved its initial location, it appears that the New Jersey Transit officials have been overruled by the private developer of the site who wants the electrical facilities either relocated or only temporarily located at the original position with the Authority to pay any costs of relocation.

Mr. Pocci confirmed that New Jersey Transit engineering officials and administrators had approved the original location but that it appears that they are bound to do what the developer wants and the developer does not like the location previously agreed to. Chairman Wolff inquired as to whether this delay could result in a loss of any federal stimulus monies.

Both Mr. Pocci and Mr. Howey confirmed to Chairman Wolff that even if the project did not go forth, there are other projects to which the stimulus money awarded to the Authority could be applied.

Mr. Howey also said that CH2M Hill continues to address the ultraviolet system design and West New York flow diversion projects.

He indicated that contracts for the West New York and Hoboken plant upgrades had been signed and work is expected to commence forthwith on the same. He also indicated that the work on the fire system is also ready to commence.

Commissioner Rivera inquired as what was the problem at the West New York facility when there was a leakage of water.

Mr. Howey replied that there was an operational issue regarding OMI at the plant, that the same had been addressed and corrected.

AECOM.

Mr. Eugene DeStefano reported that Aecom had prepared the quarterly report and attended weekly operations meetings with the Authority and OMI on both operational matters and priority of potential capital projects.

Aecom also has conducted the annual inspection and sent the same to OMI and receives comments, once the comments are reconciled as between Aecom and OMI, the report will be submitted to the Authority.

Aecom is also evaluating the eligibility of W1234 facility for U.S. Department of Transportation grant but it is doubtful that the same will meet the prioritized eligibility requirements particularly since the selection will be by the New Jersey Transportation Authority. However, Aecom will follow up with potential grants from the Hudson County Office of Emergency Management with regard to grants for wet weather overflows and flooding.

Chairman Wolff expressed his concern that with all the grants that we are getting, are we getting ahead of ourselves with regard to the numerous construction projects.

Executive Director Pucci replied that because of the accelerated nature of some of the stimulus projects, some of our other projects are being delayed and that this will in effect, slow down the other projects and allow the stimulus projects to proceed in their place.

Chairman Wolff suggested that prior to any grant applications, the projects be discussed and approved by both the finance committee and facilities review board.

OMI.

Gary Fournier of OMI reported that the River Road facility had enjoyed 83 removal rates

of both BOD and TSS respectively and concentrations of 28 mg/l and 23 mg/l of CBOD and TSS respectively. Although we did not make permit with respect to the percentage removals, we were within our ACO requirements and almost made permit notwithstanding the exorbitant amount of rain in the measurement period.

Mr. Pocci also noted that the dry weather flow has decreased and that he believes that this is a result of OMI's leak detection program which resulted in reports to United Water and its repair of many leaks.

Commissioner Rivera asked when is the West New York plant going to be working in tip top condition.

Mr. Fournier replied that we are working on all the upgrades recommended and that he believes that we will be soon making permit requirements on a regular basis once the upgrades are completed.

Commissioner Rivera again asked what happened two weeks ago with respect to a leak at the West New York plant. Mr. Fournier replied that on or about July 2, an employee left a gate open at the solids/floatables facility which resulted in flooding of three chambers and overflow onto the street. The procedures have been changed and the employee has been disciplined.

Upon motion by Commissioner Raia, seconded by Commissioner Schroeder, Resolution 09-078 authorizing the payment of bills was unanimously adopted with Commissioner Rivera questioning some of the expenditures for pumps, etc. at the West New York plant.

Upon motion by Commissioner Raia, seconded by Commissioner Lopez, Resolution 09-079 directing work to Cliffside Paving under the biennial miscellaneous repair contract in an amount of approximately \$43,500.00 was unanimously adopted.

Upon motion by Commissioner Raia, seconded by Commissioner Schroeder, Resolution 09-080 authorizing adoption of the annual audit report was unanimously adopted.

Upon motion by Commissioner Raia, seconded by Commissioner Spaccavento, Resolution 09-081 authorizing a change in the Authority's service charges commencing August 1st was unanimously adopted. Counsel Leanza explained that at the previous meeting, a public hearing had been held and that this 4% increase was necessary to meet the debt service reserves as required by the new financing with TD Bank.

Upon motion by Commissioner Raia, seconded by Commissioner Spaccavento, Resolution 09-082 authorizing work for engineering design services for the River Road flow diversion project in an amount of approximately \$653,400.00 was awarded to CH2M Hill.

Upon motion by Commissioner Schroeder, seconded by Commissioner Raia, Resolution

09-083 authorizing advertisement and bid of a combined sewer rehabilitation projects: 1. for Jackson and Newark Street combined sewer rehabilitation in an approximate amount of \$3,200,000.00 and 2. a combined wood sewer rehabilitation project in an approximate amount of \$2,000,000.00 was unanimously adopted. It was noted that the same had been approved by the Facilities Review Board.

Upon motion by Commissioner Raia, seconded by Commissioner Lopez, Resolution 09-084 authorizing adoption of the Multi-Jurisdictional Pre-disaster Mitigation All Hazard Plan for the County of Hudson was unanimously adopted.

At approximately 7:07 p.m., it was unanimously resolved to enter closed session to discuss a personnel matter.

During the closed session, Counsel Leanza advised the Commissioners of the facts known to date regarding the arrest of Commissioner Schaffer.

At approximately 7:17 p.m., it was unanimously resolved to reenter the public session.

At approximately 7:20 p.m., upon motion by Commissioner Schroeder, seconded by Commissioner Raia, it was unanimously resolved to adjourn the meeting.