



# *UNION COUNTY UTILITIES AUTHORITY*

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## Union County Utilities Authority April 15, 2009 Regular Public Meeting

Chairman Kahn called the meeting to order at 6:35 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.

**Roll Call** of the Commissioners showed the following present: Chairman Kahn, Vice-Chairman Kulish, Treasurer People, Commissioners Badri, Huff, Jackus, and Kennedy. Also present was alternate Commissioner Lombardo.

**Commissioners Absent:** Commissioner Erdos and alternate Commissioner Jorn.

**Others Present:** Dr. Garg, Bill Neafsey, Jeff Hummel, Tom Brennan and Denise Santiago of the Authority's staff; Ed Trainia of CME; Kraig Dowd of Weber Dowd Law; Gina Bilangi of DeCotiis Fitzpatrick, Cole and Wisler; and Clerk Joseph C. Bodek.

Chairman Kahn led the Pledge of Allegiance.

Mr. Bodek provided proof of notice of the meeting.

Chairman Kahn appointed Commissioner Lombardo to act for Commissioner Erdos.

Chairman Kahn appointed Commissioner Kennedy as acting secretary, due to the retirement of Commissioner Wolf.

### **Minutes**

Commissioner Badri moved the resolution approving the regular session and executive session minutes of the regular public meeting of March 18, 2009. The motion was seconded by Commissioner People and approved by a roll call vote, with all voting in favor except Commissioner Jackus, who abstained.

### **Communications**

There were no Communications.

### **Report of Officers**

There were no reports from the Officers

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## 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. Commissioner Jackus moved the following resolutions: 1) Approving operating and resource recovery facility vouchers for processing and payment; and 2) Approving consulting and legal vouchers for processing and payment; the motion was seconded by Commissioner Kulish and approved unanimously by a roll call vote.

### Personnel/Procurement/Insurance:

There was no report.

### Operations:

Mr. Hummel advised the Commissioners that there were 434 solid waste flow inspections/investigations conducted during the month of March 2009 (265 Type 13, 169 Type 10). He explained that a majority of cases instituted during the month of March are presently active and still undergoing the inspection process.

He noted other actions that the compliance staff had taken the following enforcement action:

1. A meeting was held in Trenton on April 7, 2009 with the NJDEP to discuss enforcement matters.
2. Notice of Termination was delivered to South Plainfield Transfer and Recycling on April 9, 2009 due to violations of material provisions of the Agreement by SPTR.
3. The Cardella Settlement is under review.
4. A Complaint against Eagle Recycling is under review.
5. The Conoco-Phillips settlement is complete.

Dr. Garg informed the Commissioners that a lump sum payment of \$254,000.00 was received from Conoco-Phillips. In addition the Authority would receive \$30,000.00 in additional revenue as a result of the settlement.

Denise Santiago reported that \$7,981.00 was received from settlement conferences and 6 cases were filed in Superior Court, against various haulers.

### Solid Waste & Recycling

There was no report.

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### **New Business**

Dr. Garg reported on the retirement of Anita Novy. Commissioner Badri moved the resolution recognizing the service of Anita M. Novy, to the Authority. The motion was seconded by Commissioner Kulish and it was unanimously ordered approved by a roll call vote. Chairman Kahn expressed his thanks for her many years of dedicated service.

Chairman Kahn spoke about the service of Commissioner Wolf to the Authority. Commissioner Badri moved the resolution recognizing the service of William Wolf. The motion was seconded by Commissioner Kulish and was unanimously approved by a roll call vote.

### **Public Comment**

There were no members of the Public present.

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

Commissioner Badri moved to go into executive session. The motion was seconded by Commissioner Kulish. 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 voice vote, the Authority returned to public session at 6:52 p.m.

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

Commissioner Jackus moved the resolution authorizing payment to Anita M. Novy for accumulated unused sick leave. The motion was seconded by Commissioner Badri and unanimously ordered approved by a roll call vote.

### **Unfinished Business**

There were no items of unfinished business.

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**Commissioners/Freeholder Liaison Chester Holmes**

Freeholder Holmes announced that the Freeholder Board would be doing a resolution honoring former Commissioner Wolf, for his service. He noted that he would be delivering it to Mr. Wolf and that he would inform the Authority's offices as to when that would be, in case anyone was interested in accompanying him.

There being no further business to come before the Authority, Commissioner Badri 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 6:55 p.m.

Respectfully submitted

Joseph C. Bodek  
Clerk

Edward J. Kahn  
Chairman

James Kennedy  
Acting Secretary