

RESOLUTION AUTHORIZING MEETING MINUTES OF SEPTEMBER 16, 2010

MOTIONED BY: Raia

SECONDED BY: Spaccavento

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 special meeting of the Authority was held on September 16, 2010; and

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

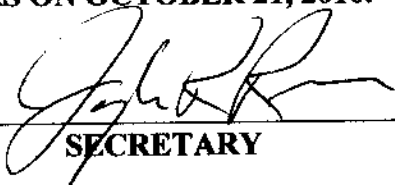
NOW, THEREFORE, BE IT RESOLVED that the Authority hereby approves the minutes of the meeting of September 16, 2010 for the record.

DATED: OCTOBER 21, 2010

RECORD OF COMMISSIONERS' VOTE

	YES	NO	ABSTAIN
Commissioner Lopez			x
Commissioner Marotta	x		
Commissioner Raia	x		
Commissioner Rivera	x		
Commissioner Schroeder	x		
Commissioner Soares	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 OCTOBER 21, 2010.



SECRETARY

NORTH HUDSON SEWERAGE AUTHORITY

MINUTES OF REGULAR MEETING

SEPTEMBER 16, 2010

At approximately 6:30 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 newspaper, the Jersey Journal, 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 Rivera, Raia, Schroeder, Spaccavento, and Soares were also all in attendance at the meeting.

Counsel Leanza advised that because there were only 6 commissioners present, no affirmative action could be taken but reports could be presented and entered into the record.

ENGINEER'S REPORT - AECOM.

Gene DeStefano from AECOM reported that in the prior month, with respect to general engineering, AECOM worked on financing the River Road south trickling filter rehabilitation.

AECOM also continued to work with OMI and Authority representatives for funding for the federal fiscal year ending 2012 and a prioritized capital project list.

AECOM also met with Weehawken officials with regard to the possibility of incorporating the Port Imperial South pump stations into the Authority's transmission system.

With respect to capital improvement projects, the 2010 miscellaneous repair project for the Adams Street plant is ready for a notice to proceed after insurance and bond documents have been reviewed. This work will be performed by Scafar Contracting. With respect to the Purac facilities structural repairs, AECOM completed final plans and specifications which were issued to the NJDEP. It is expected that the project will bid sometime after the anticipated loan closing in December of 2010.

AECOM continues to work with the Authority and obtain information from OMI with regard to the preparation of the RFP for privatization of operations of the plants and collection systems.

At approximately 6:40 p.m., Commissioner Stack arrived at the meeting.

CH2M Hill.

John Tobia reported that CH2M Hill continues to assist Chu & Gassman with respect to the fire alarm and detection system. Demolition of the existing fire alarm system at Adams Streets has been completed and alarm components and fire alarm panels at Adams Street have been installed. With respect to the H1 wet weather pump station, the Public Service Electric & Gas provided transformer is still on hold and remains the critical path for the project. The Authority and New Jersey Transit have executed a temporary access permit to enable the project.

The River Road south trickling filter rehabilitation project is out to bid and bid opening is anticipated on September 22nd with award to be coordinated with funding of the project. CH2M Hill received approval from the Authority's attorney for execution of a contract for the ultraviolet system replacement. It is anticipated that final completion of the work will be in September of 2011.

Construction of the Adams Street alternative energy project is complete and a partial release of retainage has been granted to the contract. We are awaiting final review from Hoboken Construction Department after the fire alarm and detection system project is completed.

HATCH MOTT MACDONALD.

Kevin Wynn reported on four projects:

1. The 18th Street force main and outfall has been advertised to bid and receipt of bids is scheduled for September 30, 2010.
2. The Adams Street outfall rehabilitation project is on hold pending approval of the location of a by-pass from the City of Hoboken. Hatch Mott MacDonald and the Authority's attorney have obtained approval from the NJDEP Green Acres Program for the project and the by-pass.
3. The Jackson Street and Newark Street combined sewer rehabilitation and Hoboken combined wood sewer rehabilitation projects have been issued. Notices to Proceed and work should commence thereon in the next few weeks.
4. Bids have been received for the River Road odor control improvements and it appears that Spectraserv of South Kearny is the lowest of three bidders and acceptance of the bid has been recommended.

At approximately 6:46 p.m., Commissioner Marotta arrived at the meeting.

OMI.

Gary Fournier had reported that the River Road facility had achieved 83% and 88% removal rates of BOD and TSS respectively with effluent concentrations of 34 mg/l and 24 mg/l of CBOD and TSS respectively. While these results do satisfy interim limits, permit limits for

CBOD removal had not yet been attained and it is hoped that work on the south trickling filter on River Road will enable us to attain the same. Otherwise, all systems were operational at River Road.

The Adams Street facility had attained removal percentages of 91 % and 93% of BOD and TSS respectively. Effluent concentrations of 13 mg/l and 9 mg/l of BOD and TSS respectively had also been attained. These results were well within the permit limits and also systems are operations at the Adams Street plant.

Chairman Wolff next entertained the Resolutions.

Upon motion by Commissioner Rivera, seconded by Commissioner Raia, Resolution 10-089 authorizing the acceptance of the July 15, 2010 minutes of the Authority was passed with 7 votes in the affirmative and Chairman Wolff abstaining because of his absence from such meeting.

Upon motion by Commissioner Raia, seconded by Commissioner Stack, Resolution 10-097 authorizing the payment of bills was unanimously adopted.

Upon motion by Commissioner Raia, seconded by Commissioner Stack, Resolution 10-098 directing work to Cliffside Paving under the biennial miscellaneous repair contract was unanimously adopted.

Upon motion by Commissioner Raia, seconded by Commissioner Schroeder, Resolution 10-099 authorizing the award of a contract for River Road Wastewater Treatment Plant Odor Control Improvements, noting that the same had been approved by the Facilities Review Board was unanimously adopted.

Upon motion by Commissioner Rivera, seconded by Commissioner Raia, Resolution 10-100 directing work to AECOM for engineering design services for Adams Street Wastewater Treatment Improvements, noting the same was approved by the Facilities Review Board, in an amount not to exceed \$259,700.00, was unanimously adopted.

Upon motion by Commissioner Raia, seconded by Commissioner Schroeder, Resolution 10-101 directing additional work to AECOM under its engineering services contract for completion of a comprehensive toxicity investigation at the River Road facilities in an amount not to exceed \$88,795.00, previously approved by the Finance Committee, was unanimously adopted.

Upon motion by Commissioner Raia, seconded by Commissioner Stack, Resolution 10-102 authorizing a contract modification #1 for repairs and improvements to the Wastewater Treatment Plant under the Scafar Contracting Company in an amount of \$49,708.22 as approved by the Facilities Review Board was unanimously adopted.

Upon motion by Commissioner Raia, seconded by Commissioner Stack, Resolution 10-103

directing work to AECOM for review of the Port Imperial Pump Station as previously approved by the Facilities Review Board, was unanimously adopted.

Upon motion by Commissioner Raia, seconded by Commissioner Schroeder, Resolution 10-105 adopting provisions with regard to post retirement health benefits was unanimously adopted with the understanding that this had been the Authority policy for many years and had been adopted by prior resolution but a certified copy of such resolution had not yet been forwarded to the State Division of Pensions and Benefits. It was also noted that this resolution had been recommended by the Finance Committee.

Upon motion by Commissioner Raia, seconded by Commissioner Stack, it was unanimously resolved to enter into executive session to discuss personnel matters, specifically Resolution 10-104 authorizing a contract with Fredric J. Pocci, as Executive Director of the Authority.

CLOSED SESSION.

During the closed session discussion, it was noted that because of an anomaly in the State Pension and health benefits provisions, if Mr. Pocci were to pass away prior to retirement, his surviving spouse and dependent children would be denied future health benefits as well as any earned pension benefits. However, if Mr. Pocci retired, his family would be assured of these benefits.

Chairman Wolff indicated that the Authority would enjoy savings of approximately \$75,000.00 per year by allowing Mr. Pocci to retire with the Division of Pensions of the State of New Jersey, have a 30 days separation of services with the Authority and continue working for the Authority as Executive Director as long as less than 32 hours per week were worked by Mr. Pocci for the Authority.

After soliciting opinions from various Commissioners, it was unanimously resolved to re-enter public session upon motion by Commissioner Raia and seconded by Commissioner Stack.

PUBLIC SESSION.

Upon motion by Commissioner Raia, seconded by Commissioner Stack, Resolution 10-104 authorizing a contract with Fredric J. Pocci as Executive Director and as recommended by the Finance Committee, was unanimously adopted.

At approximately 7:22 p.m., upon motion by Commissioner Raia, seconded by Commissioner Stack, it was unanimously resolved to adjourn the meeting.