

**Musconetcong Sewerage Authority**  
**Regular Meeting**  
**December 7, 2011 – 7:30 PM**  
**Proposed Agenda**

1. Call to order – Flag Salute – Announcement – Roll call
2. Open for public discussion
3. Regular Meeting Minutes October 5, 2011 & November 7, 2011
4. Expenditures/Treasurer's Report November & December
5. Res. No. 11-40 Budget Transfer
6. Pending Vouchers
7. Correspondence (November A – J)
  - A. 11/07/11 L. Kron, Esq. – Request for Alternate Dispute Resolution
  - B. 11/07/11 L. Kron, Esq. – Adjudicatory Hearing Checklist
  - C. 11/07/11 NJ Utility Authorities JIF – 2011 Dividend
  - D. 11/10/11 NJDEP – Payment Request No. 6 Approval
  - E. 11/17/11 NJEIT – Loan Disbursement
  - F. 11/21/11 NJDEP – FY2012 Annual Fee
  - G. 11/23/11 L. Kron, Esq. – Adjudicatory Hearing
  - H. 11/23/11 NJDEP – Payment Request No. 4 Approval
8. Monthly Report – Repairs & Maintenance (October & November)
9. Engineer's Report (October & November)
10. Old Business
11. New Business
  - A. Res. No. 11-38 Awarding Contract to Spectraserv Inc
  - B. Res. No. 11-39 Agreement with Morris County Cooperative Pricing Council
  - C. Closed Session – Personnel/Contract Negotiations
12. Adjournment

November 7, 2011

**RESCHEDULED REGULAR MEETING OF THE  
MUSCONETCONG SEWERAGE AUTHORITY**

Chairman Rattner called the meeting to order at 6:30 PM. Following salute to colors, announcement was made that adequate notice of this meeting had been provided for as defined by the "Open Public Meetings Act".

MEMBERS PRESENT: Donald Bates, David Hoyt, John Kieser,  
Patrick Kunkel, Melanie Michetti, Michael Pucilowski,  
Steven Rattner, Joseph Schwab, John Sylvester.

MEMBERS ABSENT: James Benson, Daren Phil, Edward Schwartz.

OTHERS PRESENT: Larry Kron, Esq., James Schilling.

Chairman Rattner opened and closed the meeting to the public.

Pending Vouchers were approved for payment on a motion offered by Mr. Schwab, seconded by Mr. Hoyt and the affirmative roll call vote of members present.

CONSTRUCTION ACCT	
CFM Construction	\$53,517.80
DeMaio Electrical	\$33,418.00
JoGi Construction	\$41,835.11
Longo Electrical	\$208,122.60
Lee T. Purcell Assoc	\$11,337.50
RENEWAL/REPLACEMENT FUND	
JoGi Construction	\$3,490.00
OPERATING ACCOUNT	
ADP	\$551.57
Scott Allen	\$50.00
Allmax Software	\$800.00
Assoc. of Environmental Authorities	\$2,960.00
Atlantic Business Products	\$185.00
Donald Bates	\$460.00
James Benson	\$350.00
Cintas Corp.	\$795.79
Cintas First Aid & Safety	\$141.20
Daily Record	\$65.68
FedEx	\$48.44
Fisher Scientific	\$512.05
G P Jager & Assoc	\$9,150.00
Hess	\$1,867.92
Hess	\$3,092.40
Hess	\$18,451.91
David Hoyt	\$460.00
J C P & L	\$11,770.74
John Kieser	\$460.00
McMaster Carr	\$151.02
Miselly Paper Products	\$161.10
NJ Business & Industry Assoc	\$185.00
NJ Division of Fire Safety	\$199.00
NJ League of Municipalities	\$50.00
NJSHBP	\$15,359.95
Netcong Hardware	\$15.77
Nusbaum Stein	\$220.00
One Call Concepts	\$38.08
Passaic Valley SC	\$14,362.00
Peterson & Sons Tree Service	\$200.00
Daren Phil	\$460.00
Precision Electric Motor Works	\$400.00
Lee T. Purcell Assoc	\$2,805.00
QC Laboratories	\$2,123.00
Quill	\$161.77
R D Trucking	\$13,950.00
Shell Fleet Plus	\$380.80
Steven Rattner	\$460.00
Reuter & Hanney	\$750.00
Safety Kleen Systems	\$211.78
James Schilling	\$460.00
James Schilling	\$148.74

Joseph Schwab	\$460.00
Martha Soccio	\$111.91
Star Ledger	\$95.12
Trump Taj Mahal	\$1,920.00
UPS Freight	\$365.80
USA Bluebook	\$941.74
Verizon Communications	\$49.99
Verizon	\$628.00
Waste Management of NJ	\$623.21
Water Environment Fed	\$120.00
Zep Mfg Co	\$1,686.58

Res. No. 11-29 Award of Contract for Ferric Chloride was moved by Mr. Kunkel, seconded by Mr. Bates and the affirmative roll call vote of members present.

#### RESOLUTION NO. 11-29

Resolution of the Musconetcong Sewerage Authority  
Awarding Contract No. FC12 for Ferric Chloride to  
Kemira Water Solutions

WHEREAS, on October 5, 2011, the Musconetcong Sewerage Authority received the following bids for ferric chloride:

<u>Contractor</u>	<u>Bid Amount</u> <u>1/1/12 to 12/31/12</u>	<u>Bid Amount</u> <u>1/1/13 to 12/31/13</u>
Coyne Chemical Co.	\$1.34 per gallon	\$1.45 per gallon
Kemira Water Solutions	\$1.22 per gallon	\$1.22 per gallon

WHEREAS, the Commissioners of the Musconetcong Sewerage Authority hereby make the following findings of fact:

1. Kemira Water Solutions submitted the lowest bid for the contract which bid is in the amount of \$1.22 per gallon for the two year period of 1/1/2012 to 12/31/2013.
2. The bid of Kemira Water Solution is a conforming bid in that it complied with all of the requirements of the Notice to Bidders and submitted all of the required documentation.
3. It is advantageous for the Musconetcong Sewerage Authority to accept the bid for a two year term since the second year does not represent an increase in price, and it is prudent to accept a bid which will retain the same pricing for the year 2013.

NOW, THEREFORE, BE IT RESOLVED, by the Commissioners of the Musconetcong Sewerage Authority that Contract FC12 for ferric chloride is hereby awarded to Kemira Water Solution, for their bid of \$1.22 per gallon for the period 1/1/2012 to 12/31/2013.

Commissioner Melanie Michetti enters the meeting at 6:32 PM.

Res. No. 11-30 Award of Contract for Light Soda Ash was moved by Mr. Schwab, seconded by Mr. Kieser and the affirmative roll call vote of members present.

#### RESOLUTION NO. 11-30

Resolution of the Musconetcong Sewerage Authority  
Awarding Contract No. SA-12 for Light Soda Ash  
(Sodium Carbonate) to  
Univar USA, Inc., for the Year 2012

WHEREAS, on October 5, 2011, the Musconetcong Sewerage Authority received the following bids for light soda ash (sodium carbonate), 80 tons per year:

<u>Contractor</u>	<u>1 Year Price/Ton (2012)</u> <u>1/1/2012 to 12/31/2012</u>	<u>2 Year Price/Ton (2013)</u> <u>1/1/2013 to 12/31/2013</u>
Coyne Chemical Co.	\$388.01	\$409.04
Univar USA, Inc.	\$384.90	\$404.90

WHEREAS, the Commissioners of the Musconetcong Sewerage Authority hereby make the following findings of fact:

4. Univar USA, Inc., submitted the lowest bid for the contract for the year 2012 which bid is in the amount of \$384.90 per ton.
5. The bid of Univar USA, Inc., is a conforming bid in that it complied with all of the requirements of the Notice to Bidders and submitted all of the required documentation.
6. The Commissions of the Authority believe that it is in the best interest of the Authority to accept the bid for only the one (1) year term of 2012 since the proposed price for 2013 represents a \$20.00 per ton increase, whereas the increase from 2012 from 2011 was less than \$1.00 per ton.

NOW, THEREFORE, BE IT RESOLVED, by the Commissioners of the Musconetcong Sewerage Authority that Contract No SA12 for light soda ash (sodium carbonate) is hereby awarded to Univar USA, Inc., in the amount \$384.90 per ton for the period 1/1/2012 TO 12/31/2012.

Res. No. 11-31 Adoption of 2012 Budget was moved by Mr. Hoyt, seconded by Mr. Kunkel and the affirmative roll call vote of members present.

**RESOLUTION NO. 11-31**  
**ADOPTED BUDGET**  
**MUSCONETCONG SEWERAGE AUTHORITY**  
**FISCAL YEAR: from Jan. 1, 2012 to Dec. 31, 2012**

WHEREAS, the Annual Budget and Capital Budget for the Musconetcong Sewerage Authority for the fiscal year beginning January 1, 2012 and ending December 31, 2012 has been presented before the governing body of the Musconetcong Sewerage Authority at its open public meeting of November 7, 2011; and

WHEREAS, the Annual Budget and Capital Budget as presented for adoption reflects each item of revenue and appropriation in the same amount and title as set forth in the introduced and approved budget, including all amendments thereto, if any, which have been approved by the Director of the Division of Local Government Services; and

WHEREAS, the Annual Budget as introduced reflects Total Revenues of \$6,129,559, Total Appropriations including any Accumulated Deficit if any, of \$7,034,559 and Total Unrestricted Net Assets utilized of \$905,000; and

WHEREAS, the Capital Budget as introduced reflects Total Capital Appropriations of \$58,000 and Total Unreserved Retained Earnings planned to be utilized as funding thereof, of \$0; and

NOW, THEREFORE BE IT RESOLVED, by the governing body of the Musconetcong Sewerage Authority at an open public meeting held on November 7, 2011 that the Annual Budget, and Capital Budget/Program of the Musconetcong Sewerage Authority for the fiscal year beginning January 1, 2012 and ending December 31, 2012 is hereby adopted and shall constitute appropriations for the purposes stated; and

BE IT FURTHER RESOLVED, that the anticipated revenues as reflected in the Annual Budget are of sufficient amount to meet all proposed expenditures/expenses and all covenants, terms and provisions as stipulated in the said Authority's outstanding debt obligations, capital lease arrangements, service contracts, and other pledged agreements; and

BE IT FURTHER RESOLVED, that the Annual Budget and Capital Budget/Program as presented for adoption reflects each item of revenue and appropriation in the same amount and title as set forth in the introduced and approved budget, including all amendments thereto, if any, which have been approved by the Director of the Division of Local Government Services.

Res. No. 11-32 Meeting Schedule was moved by Mr. Hoyt, seconded by Mr. Kieser and the affirmative roll call vote of members present.

**RESOLUTION 11-32**  
**MEETING SCHEDULE**

The meetings that were scheduled for January 4, 2012 and February 1, 2012 by the Musconetcong Sewerage Authority have been cancelled. The following is a list of meeting dates for the MSA for the year 2012. All meetings will begin at 7:30 PM and are held at the Water Pollution Control Facility located on Continental Drive in Mount Olive, NJ.

January 26, February 23 (reorganization & regular) March 22, April 26, May 24, June 28, July 26, August 23, September 27, October 25, November 15, December 20.

Res. No. 11-33 Amending LTPA Contract for Priority Projects was moved by Mr. Bates, seconded by Mr. Pucilowski and the affirmative roll call vote of members present.

**RESOLUTION NO. 11-33**

**Resolution of the Musconetcong Sewerage Authority**  
**Amending a Contract for Professional Services to**  
**Lee T. Purcell Associate for the Five (5) Priority Projects**  
**as a Non-Fair and Open Contract Pursuant**  
**to the Provisions of N.J.S.A. 19:44A-20.4 or 20.5 and**  
**without Public Advertising as a Professional Service**

WHEREAS, on August 4, 2010, the Musconetcong Sewerage Authority (hereinafter "MSA") by Resolution No. 10-18 awarded a Contract for Professional Services to Lee T. Purcell Associates (hereinafter "Engineer") for engineering services to provide various services including \$182,000.00 for the Bid Period Services and Construction Period Services (including Start-up Services); and

WHEREAS, Lee T. Purcell Associates have requested an increase of \$16,806.00 as a result of costs that caused the erosion of the original contract budge of \$182,000.00 as identified in a document entitled "LTPA Time Charges to Step III Resident Engineering and Inspection During the Period Between Receipt of Bids and Notice to Proceed" consisting of two (2) pages and attached hereto which indicates a total erosion of the original contract budget of \$20,115.00 but still containing the engineering Contract Budget Balance of \$3,309.00 resulting in a request for an increase in the amount of \$16,806.00 (\$20,115.00 minus \$3,309.00); and

WHEREAS, the MSA believes that the proposed amendment is fair and reasonable.

NOW, THEREFORE, BE IT RESOLVED, by the Commissioners of the Musconetcong Sewerage Authority the above referenced Contract previously awarded to the Engineer be increased by an additional amount of \$16,806.00; and be it

FURTHER RESOLVED, that the MSA publish in the official newspaper of the Authority a legal advertisement advising of the award as required by N.J.S.A. 40A:11-5.

Resolutions No. 11-34, 11-35, 11-36, 11-37 were moved by Mr. Sylvester, seconded by Mr. Kunkel and the affirmative roll call vote of members present.

RESOLUTION NO. 11-34

Resolution of the Musconetcong Sewerage Authority  
Authorizing the Award of a Contract for Professional Services to  
Najarian Associates as a Non-Fair and Open Contract  
Pursuant to the Provisions of N.J.S.A. 19:44A-20.4 or 20.5  
Without Public Advertising as a Professional Service

WHEREAS, the Musconetcong Sewerage Authority (hereinafter "MSA") requires Environmental Consulting Services regarding a Final Draft Permit issued to MSA by the New Jersey Department of Environmental Protection which lists onerous conditions with respect to Phosphorous Concentrations (0.1 mg/l end-of-pipe) as well as other parameters; and

WHEREAS, Najarian Associates have previously provided services to MSA including a calibrated and verified model for the Musconetcong River; and

WHEREAS, the latter study is quite involved and expensive to conduct; and

WHEREAS, Najarian Associates have previously provided professional services to MSA regarding the water quality of the Musconetcong River.

NOW, THEREFORE, BE IT RESOLVED, by the Commissioners of the Musconetcong Sewerage Authority that a Contract is hereby awarded to Najarian Associates as Special Environmental Consultant for the MSA to perform the following services:

1. Technical Support for Permit Appeal Application;
2. Technical Support for Application to the Office of Dispute Resolution;
3. All as more specifically contained in Proposal dated October 19, 2011, attached hereto; and

WHEREAS, the Musconetcong Sewerage Authority believes that services are necessary to successfully prosecute the Appeal.

NOW, THEREFORE, BE IT RESOLVED, by the Commissioners of the MSA that a Contract is hereby awarded to Najarian Associates as Special Environmental Consultant for the MSA to perform the following services:

1. Technical Support for Permit Appeal Application;
2. Technical Support for Application to the Office of Dispute Resolution; and be it

FURTHER RESOLVED, that the costs of these services to be performed by Najarian Associates is based on time and material basis in a sum not to exceed Nine Thousand Seven Hundred (\$9,700.00) Dollars; and be it

FURTHER RESOLVED, that the Secretary/Treasurer of the MSA has certified that the funds are available in the Annual Budget of the MSA; and be it

FURTHER RESOLVED, that Steven Rattner as Chairman is authorized to enter into a Contract with Najarian Associates as described herein; and be it

FURTHER RESOLVED, that the above is engaged without competitive bidding as a professional services and other provisions of the Local Public Contract Law because the qualitative nature of the services will not reasonably permit the drawing of specifications; and be it

FURTHER RESOLVED, that the amount of the Contract shall not exceed Nine Thousand Seven Hundred (\$9,700.00) Dollars without further authorization of the MSA; and be it

FURTHER RESOLVED, that Steven Rattner as Chairman is authorized to execute the Contract in the form attached hereto; and be it

FURTHER RESOLVED, that the MSA publish in the official newspaper of publication a legal advertisement advising of the award as required by N.J.S.A. 40A:11-5.

RESOLUTION NO. 11-35

Resolution of the Musconetcong Sewerage Authority  
Awarding a Contract for Professional Services to  
Lee T. Purcell Associate for the Assistance in the Preparation  
of the Appeal Documents and Documents for Submission to the  
Office of Dispute Resolution as a Non-Fair and Open Contract  
Pursuant to the Provisions of N.J.S.A. 19:44A-20.4 or 20.5 and  
without Public Advertising as a Professional Service

WHEREAS, the Musconetcong Sewerage Authority (hereinafter "MSA") requires assistance in the preparation of the Appeal Documents and Documents for Submission to the Office of Dispute Resolution for Final Draft Permit issued to MSA by the New Jersey Department of Environmental Protection which lists onerous conditions with respect to Phosphorous Concentrations (0.1 mg/l end-of-pipe) as well as other parameters; and

WHEREAS, Lee T. Purcell Associates have previously provided services to MSA including engineering; and

NOW, THEREFORE, BE IT RESOLVED, by the Commissioners of the Musconetcong Sewerage Authority that a Contract is hereby awarded to Lee T. Purcell Associates for the assistance in the preparation of the Appeal Documents and Documents for Submission to the Office of Dispute Resolution for Final Draft Permit issued to MSA by the New Jersey Department of Environmental Protection; and be it

FURTHER RESOLVED, that the Musconetcong Sewerage Authority believes that services are necessary to successfully prosecute the Appeal.

FURTHER RESOLVED, that the costs of these services to be performed by Lee T. Purcell Associates is based on time and material basis in a sum not to exceed Five Thousand (\$5,000.00) Dollars; and be it

FURTHER RESOLVED, that the Secretary/Treasurer of the MSA has certified that the funds are available in the Annual Budget of the MSA; and be it

FURTHER RESOLVED, that Steven Rattner as Chairman is authorized to enter into a Contract with Lee T. Purcell Associates as described herein; and be it

FURTHER RESOLVED, that the above is engaged without competitive bidding as a professional services and other provisions of the Local Public Contract Law because the qualitative nature of the services will not reasonably permit the drawing of specifications; and be it

FURTHER RESOLVED, that the amount of the Contract shall not exceed Five Thousand (\$5,000.00) Dollars without further authorization of the MSA; and be it

FURTHER RESOLVED, that Steven Rattner as Chairman is authorized to execute the Contract in the form attached hereto; and be it

FURTHER RESOLVED, that the MSA publish in the official newspaper of publication a legal advertisement advising of the award as required by N.J.S.A. 40A:11-5.

RESOLUTION NO. 11-36

Resolution of the Musconetcong Sewerage Authority  
Awarding a Contract for Professional Services to  
Larry I. Kron, Esq., for the Assistance in the Preparation  
of the Appeal Documents and Documents for Submission to  
the Office of Dispute Resolution as a Non-Fair and Open Contract  
Pursuant to the Provisions of N.J.S.A. 19:44A-20.4 or 20.5 and  
without Public Advertising as a Professional Service

WHEREAS, the Musconetcong Sewerage Authority (hereinafter "MSA") requires assistance in the preparation of the Appeal Documents and Documents for Submission to the Office of Dispute Resolution for Final Draft Permit issued to MSA by the New Jersey Department of Environmental Protection which lists onerous conditions with respect to Phosphorous Concentrations (0.1 mg/l end-of-pipe) as well as other parameters; and

WHEREAS, Larry I. Kron, Esq., has previously provided services to MSA including legal services; and

NOW, THEREFORE, BE IT RESOLVED, by the Commissioners of the Musconetcong Sewerage Authority that a Contract is hereby awarded to Larry I. Kron, Esq., for the assistance in the preparation of the Appeal Documents and Documents for Submission to the Office of Dispute Resolution for Final Draft Permit issued to MSA by the New Jersey Department of Environmental Protection; and be it

FURTHER RESOLVED, that the Musconetcong Sewerage Authority believes that services are necessary to successfully prosecute the Appeal.

FURTHER RESOLVED, that the costs of these services to be performed by Larry I. Kron, Esq., is based on time and material basis in a sum not to exceed Ten Thousand (\$10,000.00) Dollars, to be billed at an hourly rate of \$220.00 per hour; and be it

FURTHER RESOLVED, that the Secretary/Treasurer of the MSA has certified that the funds are available in the Annual Budget of the MSA; and be it

FURTHER RESOLVED, that Steven Rattner as Chairman is authorized to enter into a Contract with Larry I. Kron, Esq., as described herein; and be it

FURTHER RESOLVED, that the above is engaged without competitive bidding as a professional services and other provisions of the Local Public Contract Law because the qualitative nature of the services will not reasonably permit the drawing of specifications; and be it

FURTHER REVOLVED, that the amount of the Contract shall not exceed Ten Thousand (\$10,000.00) Dollars without further authorization of the MSA; and be it

FURTHER RESOLVED, that Steven Rattner as Chairman is authorized to execute the Contract in the form attached hereto; and be it

FURTHER RESOLVED, that the MSA publish in the official newspaper of publication a legal advertisement advising of the award as required by N.J.S.A. 40A:11-5.

RESOLUTION NO. 11-37

Resolution of the Musconetcong Sewerage Authority  
Awarding a Contract for Professional Services to  
Vincent Montanino for the Assistance in the Preparation  
of the Appeal Documents and Documents for Submission to  
the Office of Dispute Resolution as a Non-Fair and Open Contract  
Pursuant to the Provisions of N.J.S.A. 19:44A-20.4 or 20.5 and  
without Public Advertising as a Professional Service

WHEREAS, the Musconetcong Sewerage Authority (hereinafter "MSA") requires assistance in the preparation of the Appeal Documents and Documents for Submission to the Office of Dispute Resolution for Final Draft Permit issued to MSA by the New Jersey Department of Environmental Protection which lists onerous conditions with respect to Phosphorous Concentrations (0.1 mg/l end-of-pipe) as well as other parameters; and

WHEREAS, Vincent Montanino has previously provided services to MSA including accounting services; and

NOW, THEREFORE, BE IT RESOLVED, by the Commissioners of the Musconetcong Sewerage Authority that a Contract is hereby awarded to Vincent Montanan Esq., for the auditing services in the preparation of the Appeal Documents and Documents for Submission to the Office of Dispute Resolution for Final Draft Permit issued to MSA by the New Jersey Department of Environmental Protection; and be it

FURTHER RESOLVED, that the Musconetcong Sewerage Authority believes that services are necessary to successfully prosecute the Appeal.

FURTHER RESOLVED, that the costs of these services to be performed by Vincent Montanino is based on time and material basis in a sum not to exceed Two Thousand Five Hundred (\$2,500.00) Dollars; and be it

FURTHER RESOLVED, that the Secretary/Treasurer of the MSA has certified that the funds are available in the Annual Budget of the MSA; and be it

FURTHER RESOLVED, that Steven Rattner as Chairman is authorized to enter into a Contract with Vincent Montanino as described herein; and be it

FURTHER RESOLVED, that the above is engaged without competitive bidding as a professional services and other provisions of the Local Public Contract Law because the qualitative nature of the services will not reasonably permit the drawing of specifications; and be it

FURTHER REVOLVED, that the amount of the Contract shall not exceed Two Thousand Five Hundred (\$2,500.00) Dollars without further authorization of the MSA; and be it

FURTHER RESOLVED, that Steven Rattner as Chairman is authorized to execute the Contract in the form attached hereto; and be it

FURTHER RESOLVED, that the MSA publish in the official newspaper of publication a legal advertisement advising of the award as required by N.J.S.A. 40A:11-5.

Motion made by Mr. Hoyt, seconded by Mr. Schwab and the affirmative roll call vote of members present for the commissioners to go into closed session at 6:38 PM:

WHEREAS, Section 8 of the Open Public Meetings Act (N.J.S.A. 10:4-12 (b) (1-9) permits the exclusion of the public from meeting in certain circumstances;

WHEREAS, the Commissioners of the Musconetcong Sewerage Authority is of the opinion that such circumstances exist.

NOW, THEREFORE, BE IT RESOLVED by the Commissioners of the Musconetcong Sewerage Authority as follows:

1. The public shall be excluded from discussion of, action on and hearing the tape of closed session of the Musconetcong Sewerage Authority;
2. The general nature of the subject matter to be discussed is as follows:  
Possible Litigation

The above subject matter will be made public as soon therefore as it is deemed to be in the public interest.

Chairman Rattner re-opened the meeting at 6:52 PM.

Mr. Kron recommends that the Authority accept the Settlement Agreement with NJ Dept of Environmental Protection for the failure to submit a surface monitoring report with respect to chronic toxicity. Mr. Kron advised that \$4,500.00 is the minimum penalty under the Administrative Code.

Motion was offered by Mr. Pucilowski, seconded by Mr. Sylvester that the MSA accept the Settlement Agreement with NJDEP in the amount of \$4,500.00. Motion carried by the unanimous roll call vote of members present.

Motion was offered by Mr. Hoyt, seconded by Mrs. Michetti to adjourn and by the affirmative vote of members present, Chairman Rattner adjourned the meeting at 6:55 PM.

Respectfully Submitted:

Martha Soccio  
Admin Asst

**MUSCONETCONG SEWERAGE AUTHORITY**  
**TREASURER'S REPORT AS OF DECEMBER 1, 2011**

**OPERATING ACCOUNT**

<b>Balance as of November 1, 2011:</b>			<b><u>\$ 811,155.97</u></b>
<b>Receipt</b>	Hospitalization	426.60	
	Disability Reimb	1,328.30	<b><u>\$ 1,754.90</u></b>
<b>Disbursement:</b>			
	ADP Inc	\$551.57	
	Scott Allen	\$50.00	
	Allmax Professional	\$800.00	
	Atlantic Tomorrow	\$185.00	
	Donald Bates	\$460.00	
	Cintas Corp	\$795.79	
	Cintas First Aid	\$141.20	
	Daily Record	\$65.68	
	FedEx	\$48.44	
	Fisher Scientific	\$512.05	
	G P Jager & Assoc	\$9,150.00	
	Hess Corp	\$1,867.92	
	Hess Corp	\$3,092.40	
	David Hoyt	\$460.00	
	J C P & L	\$11,770.74	
	Miselly Paper Products	\$161.10	
	NJ Business & Industry	\$185.00	
	NJ Division of Fire Safety	\$199.00	
	NJLM	\$50.00	
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	Nusbaum Stein	\$220.00	
	One Call Concepts	\$38.08	
	Passaic Valley SC	\$14,362.00	
	Peterson & Sons Tree	\$200.00	
	Daren Phil	\$460.00	
	Precision Electric Motors	\$400.00	
	Lee T Purcell Assoc	\$2,805.00	
	QC Inc	\$2,123.00	
	Quill Corp	\$161.77	
	Reuter & Hanney	\$750.00	
	R & D Trucking	\$13,950.00	
	Steven Rattner	\$460.00	
	Safety Kleen	\$211.78	
	James Schilling	\$460.00	
	James Schilling	\$148.74	
	Joseph Schwab	\$460.00	
	Martha Soccio	\$111.91	
	Star Ledger	\$95.12	
	UPS Freight	\$365.80	
	USA Bluebook	\$941.74	
	Verizon Communications	\$49.99	
	Verizon	\$628.00	
	Waste Management of NJ	\$623.21	
	Water Env. Fed	\$120.00	
	Zep Mfg	\$1,686.58	
	James Benson	\$350.00	
	Hess Corp	\$18,451.91	
	McMaster Carr	\$151.02	
	Shell Fleet Plus	\$380.80	
	Adm S & W	\$1,695.08	
	Social Security	\$2,024.65	
	Operating S & W	\$24,770.90	



NJSHBP	\$15,359.95
Treas. State of NJ	\$4,500.00
Adm S & W	\$1,667.74
Social Security	\$1,980.44
Operating S & W	\$24,220.40

Total Disbursements:	<u>\$ 167,947.27</u>
Balance as of December 1, 2011:	<u>\$ 644,963.60</u>

**TRUSTEE ACCT**  
**CONSTRUCTION FUND**

Balance as of November 1, 2011:	<u>\$ 3,569.20</u>
Receipts:	- 0 -
Disbursements:	- 0 -
Balance as of December 1, 2011:	<u>\$ 3,569.20</u>

**TRUSTEE ACCT**  
**RENEWAL/REPLACEMENT FUND**

Balance as of November 1, 2011:	<u>\$ 333,288.32</u>
Receipts:	- 0 -
Disbursements: JoGi Construction	<u>\$ 3,490.00</u>
Balance as of December 1, 2011:	<u>\$ 329,798.32</u>

**ESCROW ACCT**

Balance as of November 1, 2011:	<u>\$ 1,818.34</u>
Receipt:	- 0 -
Disbursements:	- 0 -
Balance as of December 1, 2011:	<u>\$ 1,818.34</u>

**PRIORITY PROJECTS**  
**CONSTRUCTION ACCT**

Balance as of November 1, 2011:	<u>\$ 115,724.36</u>
Receipts: NJEIT	<u>\$ 490,600.00</u>
Disbursements:	
CFM	53,517.80
DeMaio	33,418.00
JoGi	41,835.11
Longo	208,122.60
LTPA	11,337.50
	<u>\$ 348,231.01</u>
Balance as of December 1, 2011:	<u>\$ 258,093.35</u>

**Musconetcong Sewerage Authority**  
**Expenditures Report**  
**December-11**

	<b>2011</b>	<b>YEAR-TO-DATE</b>		<b>%</b>
	<b>BUDGET</b>	<b>EXPENDITURES</b>	<b>BALANCE</b>	<b>REMAINING</b>
Administrative - Salaries and Wages	\$46,000.00	\$40,135.12	\$5,864.88	12.75%
Trustee Admin Fees	\$50,000.00	\$46,607.50	\$3,392.50	6.79%
Administrative - Other Expenses	\$30,000.00	\$32,798.58	-\$2,798.58	-9.33%
Legal	\$18,130.00	\$9,340.00	\$8,790.00	48.48%
Audit	\$6,500.00	\$0.00	\$6,500.00	100.00%
Engineer	\$15,000.00	\$5,955.00	\$9,045.00	60.30%
Pension	\$68,500.00	\$68,434.00	\$66.00	0.10%
Social Security	\$57,500.00	\$53,661.95	\$3,838.05	6.67%
Unemployment	\$4,210.00	\$4,207.91	\$2.09	0.05%
Hospitalization	\$200,000.00	\$163,666.28	\$36,333.72	18.17%
Disability Insurance	\$12,000.00	\$6,961.08	\$5,038.92	41.99%
* Operating - Salaries and Wages	\$750,000.00	\$632,047.43	\$117,952.57	15.73%
Reserve for Future Retirement	\$15,000.00	\$15,000.00	\$0.00	0.00%
Telephone	\$14,000.00	\$9,256.16	\$4,743.84	33.88%
Electric	\$565,000.00	\$378,026.71	\$186,973.29	33.09%
Propane/Fuel Oil	\$35,000.00	\$21,324.04	\$13,675.96	39.07%
Supplies/Chemicals	\$220,000.00	\$153,701.18	\$66,298.82	30.14%
Laboratory Supplies	\$6,000.00	\$5,420.15	\$579.85	9.66%
Education/Training	\$11,000.00	\$6,104.74	\$4,895.26	44.50%
Laboratory Fees	\$25,000.00	\$15,583.53	\$9,416.47	37.67%
Maintenance/Repairs	\$97,660.00	\$74,545.91	\$23,114.09	23.67%
Insurance	\$110,000.00	\$94,152.79	\$15,847.21	14.41%
NJDEP Fees	\$22,000.00	\$18,517.81	\$3,482.19	15.83%
Permit/Compliance Fees	\$89,000.00	\$46,770.56	\$42,229.44	47.45%
Equipment	\$10,000.00	\$2,363.45	\$7,636.55	76.37%
Sludge Removal	\$650,000.00	\$506,401.00	\$143,599.00	22.09%
Contingency	\$25,000.00	\$4,500.00	\$20,500.00	82.00%
Renewal and Replacement	\$50,000.00	\$0.00	\$50,000.00	100.00%
<b>TOTAL</b>	<b>\$3,202,500.00</b>	<b>\$2,415,482.88</b>	<b>\$787,017.12</b>	<b>24.58%</b>

\* Management       \$ 102,948.07  
Plant Operation     \$ 544,702.05  
Disability Reimb.   (\$ 15,602.69)

**RESOLUTION NO. 11-40**  
**MUSCONETCONG SEWERAGE AUTHORITY**  
**BUDGET TRANSFER**

**WHEREAS:** There appears to be insufficient funds in the following account to meet the demands thereon for the balance of the current fiscal year,

Administrative – Other Expenses

**WHEREAS:** There appears to be a surplus in the following account over and above the demand deemed to be necessary for the balance of the current fiscal year,

Education & Training  
Electric

**NOW, THEREFORE, BE IT RESOLVED** that in accordance with the provision of N.J.S.A. 5:31-2.8, part of the surplus in the amount heretofore mentioned be and the same is hereby transferred to the account mentioned as being insufficient, to meet the current demands, and,

**BE IT FURTHER RESOLVED** that the Treasurer be and is hereby authorized and directed to make the following transfer:

FROM	TO	AMOUNT
Education & Training	Administrative - Other Expenses	\$4,200.00
Electric	Administrative - Other Expenses	\$1,300.00

\_\_\_\_\_  
Steven Rattner, Chairman

\_\_\_\_\_  
Joseph Schwab, Sec/Treas  
12/07/2011

**PENDING VOUCHERS - DECEMBER 2011**

<b>CONSTRUCTION ACCT</b>	
CFM Construction (Contract 235 Rev)	\$84,966.00
Daily Record (Res. 11-33)	\$31.72
DeMaio Electrical (Contract 230)	\$12,710.60
Nusbaum Stein (Contract 240, LTPA Increase)	\$308.00
Lee T. Purcell Assoc (Contract 220 Construction Period Services)	\$107.50
Lee T. Purcell Assoc. (Contract 225 - Construction Period Services)	\$2,102.50
Lee T. Purcell Assoc. (Contract 230 - Construction Period Services)	\$1,565.00
Lee T. Purcell Assoc. (Contract 235 Rev Construction Period Services)	\$1,395.00
Lee T. Purcell Assoc. (Contract 240 - Construction Period Services)	\$1,945.00
<b>CONSTRUCTION TOTAL</b>	<b>\$105,131.32</b>
<b>RENEWAL/REPLACEMENT FUND</b>	
JoGi Construction (bypass pump installation and rental)	\$2,615.00
Reiner Pump Services (replacement pumps & brackets for PS No. 1)	\$108,110.00
<b>RENEWAL/REPLACEMENT TOTAL</b>	<b>\$110,725.00</b>
<b>OPERATING ACCOUNT</b>	
<b>ADP</b>	
Atlantic Business Products (copier service contract)	\$664.24
Nicholas Barbato (dental reimb.)	\$320.00
Cintas Corp.	\$562.71
Cintas First Aid & Safety (service first aid cabinets & CPR/AED Course)	\$1,131.61
Robert Colabella (dental ins. reimb.)	\$650.65
Daily Record (rescheduled meeting, Res. 11-32, 11-34, 11-35, 11-36, 11-37)	\$234.18
Keith DeFazio (dental reimb)	\$274.36
Dwyer Instruments (Iso Verter)	\$333.80
FedEx	\$406.22
Grainger (pails, cleaner, bleach)	\$49.75
Hach Co (laboratory supplies)	\$397.70
Hess (PS 2, 5)	\$361.75
Hess (PS 1, 3, 4, 6)	\$630.08
Hess (main plant)	\$3,351.32
J C P & L	\$21,263.70
K G Services (repair loader)	\$11,773.17
Kemira (ferric chloride)	\$170.00
McMaster Carr (cups, battery charger)	\$9,627.60
NJSHBP (December)	\$82.56
NJ American Water (9/22 - 10/28/11)	\$15,359.95
Najarian Assoc (NJPDES Objections)	\$1,983.73
Northeast Industrial Tech (Gates power grip belt)	\$9,697.50
Nusbaum Stein (electric supply agreement, settlement agreement, sludge bids, special meeting, 1/4 retainer)	\$1,762.28
Nusbaum Stein (permit appeal)	\$2,600.00
One Call Concepts	\$3,410.00
Passaic Valley SC (10/17 - 11/15/11)	\$31.36
The Plumbing Store (copper fittings, reducing valve)	\$17,501.00
Polydyne (polymer)	\$30.72
QC Laboratories	\$1,962.00
Quill (calendars, copy paper, pens, tabs, foil, label tape, Purell, binders, flag, ink cartridge, toner)	\$1,888.50
R D Trucking (October)	\$528.95
Rowe & Co (controller)	\$16,560.00
Roxbury Twp Water Dept	\$61.99
James Schilling (eye plan & mileage reimb)	\$126.00
Shell Fleet Plus (10/20 - 11/7/11)	\$292.06
Martha Soccio (reimb. - flowers)	\$416.28
Robert Still (dental reimb)	\$99.49
Suburban Propane	\$362.92
Treas. State of NJ (settlement agreement)	\$2,092.94
VanGenderen Auto Parts (battery)	\$4,500.00
Verizon	\$96.09
Verizon Communication	\$623.32
Waste Management of NJ (December)	\$49.99
<b>OPERATING TOTAL</b>	<b>\$628.77</b>
<b>GRAND TOTAL</b>	<b>\$135,171.24</b>
	<b>\$351,027.56</b>

12/07/2011

Steven Rattner, Chairman

**A**

**NUSBAUM, STEIN, GOLDSTEIN, BRONSTEIN & KRON**

A Professional Corporation  
Counsellors At Law  
20 Commerce Boulevard; Suite E  
Succasunna, New Jersey 07876  
973-584-1400  
Direct Fax: 973-927-0090  
Email: [Larry.Kron@verizon.net](mailto:Larry.Kron@verizon.net)

- Of Counsel -  
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PATRICIA E. ROCHE °  
LARRY I. KRON  
ROBERT D. KOBIN □  
SHARON L. FREEMAN+ ^  
SUSAN B. REED  
STEVEN J. LOEWENTHAL ◇

CERTIFIED BY THE SUPREME COURT OF  
NEW JERSEY AS A  
\*Civil Trial Attorney  
°Matrimonial Attorney  
^Workers' Compensation Attorney  
□ Member Florida Bar  
◇ Member New York Bar  
+Member Pennsylvania Bar

November 7, 2011

FEDERAL EXPRESS

Linda Taylor  
Office of Dispute Resolution  
401 East State Street; 7<sup>th</sup> Floor  
PO Box 402  
Trenton, New Jersey 08625-0402

Re: Musconetcong Sewerage Authority  
Premises: 110 Continental Drive, Block 201, Lot 3  
Mount Olive Township, Morris County, NJ  
Request for Alternate Dispute Resolution  
Final Surface Water Renewal Permit Action  
NJPDES Permit No. NJ0027821

Dear Ms. Taylor:

Please be advised that I represent the Musconetcong Sewerage Authority (hereinafter "MSA") and hereby request Alternate Dispute Resolution with regard to Final Surface Water Renewal Permit Action issued in accordance with N.J.A.C. 7:14-A-7.2, Permit No. NJ0027821. This Permit Action was received by the MSA on October 17, 2011.

This Appeal pertains to the effluent limitations in the Final Permit Decision dated October 14, 2011, NJPDES Permit No. NJ00278721, and which relates to the concentration of Total Phosphorus, Nitrates, Total Displaced Solids (TDS) and Copper.

Name and Contact Information for Agency Requesting Dispute Resolution.

The MSA located at 110 Continental Drive, Budd Lake, NJ 07828, telephone number 973-347-1525 is the agency requesting dispute resolution.

Name and Contact Information for Attorney on Behalf of Party Requesting Dispute Resolution.

Larry I. Kron, Esq., Nusbaum, Stein, Goldstein, Bronstein & Kron, PA, 20 Commerce Boulevard, Succasunna, NJ 07876; Tele: 973-584-1400, Direct Fax: 973-927-0090; Email: [Larry.Kron@verizon.net](mailto:Larry.Kron@verizon.net)

Site-Specific Location Involving Dispute.

The MSA is located at 110 Continental Drive, Mount Olive Township, New Jersey 07828 and also know as Block 201, Lot 3 on the Tax Map of the Township of Mount Olive.

Site DEP Interest Number or Other Identifiers for Site.

NJPDES Permit No. NJ0027821.

Specific Regulatory Citations or Provisions for which Dispute Resolution Has Been Requested.

N.J.A.C. 7:14A, et seq.

Summary of Dispute.

A draft NJPDES Permit Action was issued by the New Jersey Department of Environmental Protection (hereinafter "DEP") in accordance with N.J.A.C. 7:14A on February 17, 2011. The MSA objected to the following limitations set forth in the NJPDES's action and believes that the imposition of the limits therein, was arbitrary in that it disregarded the previous findings, relevant in-stream data, and many of NJPDES's applicable policies and procedures:

1. Phosphorus limitation of 0.1 mg/l;
2. Design low flows (WET Copper and TDS limits);
3. Lake Hopatcong Water Level Management Plan;
4. Nitrate effluent limitation;

5. Applicability of the Nitrate and TDS criteria;
6. Permit Summary Tables;
7. Treatment Plant Schematics;
8. Cost Considerations;
9. Summary Content;
10. Delisting of Total Phosphorus and Nitrate in 2010 by Bureau of Water Quality Standards and Assessment.

Attached to the objection were the following: 1) March 30, 2011 Letter from Larry I. Kron, Esq., to Pilar Patterson containing Comments regarding MSA's draft NJPDES Permit prepared by Najarian Associates dated March 24, 2011 (Exhibit A); 2) March 31, 2011 letter from Najarian Associates (Exhibit B) to Ms. Debra Hammond, Chief, NJ Department of Environmental Protection, containing enclosures; 3) Response Letter dated April 25, 2011 from Debra Hammond to Howard S. Litwack delisting Total Phosphorus and Nitrate in 2010 (Exhibit C); and 4) letter dated May 2, 2011 enclosing letter dated April 25, 2011 from Mrs. Debra Hammond, Chief of the NJ Department of Environmental Protection, Bureau of Water Quality Standards and Assessments delisting of the Assessment Unit No. 0204015150030-1 for total Phosphorus and Nitrate.

On October 14, 2011, a Final Surface Water Renewal Permit Action was issued by the Bureau of Surface Water Permitting and received by the MSA on October 17, 2011.

The MSA has filed a Request for an Adjudicatory Hearing with regard to the Final Surface Water Renewal Permit Action.

Copies of DEP Actions or Determinations Pertaining to or Initiating Dispute.

Final Surface Water Renewal Permit Action issued on October 14, 2011 attached hereto as Exhibit A.

Proposed Resolution to Dispute, Including But Not Limited to Penalty Offers, Permit Changes or Violation Corrections.

In order to attain a suitable compromise solution to the issue at hand, the MSA proposes the current permit be amended to include a Phase 1a. The basis for this approach is: (a) the arguments set forth in this submittal statement; (b) the scientific data available on the water quality and the ecology of the Musconetcong River; and (c) the current status of the MSA discharge. Table 1 below provides a credible and defensible basis for NJDEP to reconsider its action with respect to Permit #NJ0027821 issued to MSA.

Table 1: Recommended Permit Approach

Scenarios	Flow (mgd)	River MA7CD10 Flows (cfs)	Upstream TP Conc. (mg/l)	Relevant TP Criterion (mg/l)	Effluent Limit (mg/l)
Existing*	2.30	12	0.03	0.1	0.337
Phase 1	4.31	12	0.02	0.1	0.245
Phase 2	5.79	12	0.02	0.1	0.208

\*to be considered Phase 1a

MSA remains hopeful that NJDEP will reconsider its decision and rid MSA from anticipated onerous financial obligations which would result in no discernible improvement to the Musconetcong River. MSA is further committed to work with the Department to design modest and surgical studies, if the need arises, to bring this issue to a negotiated conclusion, thus, eliminating the need for a protracted legal process.

Current Status of Matter.

MSA has filed a requested for an Adjudicatory Hearing on November 7, 2011.

Names and Program Information of all DEP Personnel Involved.

1. Pilar Patterson, Bureau Chief, DEP, 401 E. State Street, PO Box 420 Trenton, New Jersey 08625
2. Daveki Keymoore, DEP, 401 E. State Street, PO Box 420, Trenton, NJ 08625
3. Margaret Elshans, Principal Environmental Specialist, Bureau of Surface Water Permitting ,DEP, PO Box 029, Trenton, NJ 08625

Name of Deputy Attorney General Representing DEP If One Is Already Involved.

None known at this time.



Page 5  
November 7, 2011

If there is any further information required, please advise.

Very truly yours,

Nusbaum, Stein, Goldstein, Bronstein & Kron

By: \_\_\_\_\_

  
Larry T. Kron, Esq.

/mjs

cc: Musconetcong Sewerage Authority  
Lee T. Purcell Associates  
Tavit O. Najarian

**B NUSBAUM, STEIN, GOLDSTEIN, BRONSTEIN & KRON**

A Professional Corporation  
Counsellors At Law  
20 Commerce Boulevard; Suite E  
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973-584-1400  
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SHARON L. FREEMAN+ ^  
SUSAN B. REED  
STEVEN J. LOEWENTHAL◊

CERTIFIED BY THE SUPREME COURT OF  
NEW JERSEY AS A  
\*Civil Trial Attorney  
°Matrimonial Attorney  
^Workers' Compensation Attorney  
¤Member Florida Bar  
◊Member New York Bar  
+Member Pennsylvania Bar

November 7, 2011

CERTIFIED MAIL- RETURN RECEIPT REQUESTED

New Jersey Department of Environmental Protection  
Office of Legal Affairs  
Attention: Adjudicatory Hearing Requests  
401 E. State Street, P.O. Box 402  
Trenton, New Jersey 08625-0402

Re: Musconetcong Sewerage Authority  
NJEMS PI # 46474  
NJPDES Permit #NJ0027821

Dear Sir/Madam:

Please be advised that this office represents the Petitioner The Musconetcong Sewerage Authority in connection with an Adjudicatory Hearing Request for NJPDES Permit No. NJ0027821. Accordingly, I am enclosing an Adjudicatory Hearing Request Checklist and Tracking Form and attachments for filing with your agency.

This Appeal pertains to the effluent limitations in the Final Permit Decision dated October 14, 2011, NJPDES Permit No. NJ0027821, and which relates to the concentration of Total Phosphorus, Nitrates, Total Dissolved Solids (TDS) and Copper.

If you require any additional information, please advise.

Very truly yours,

Nusbaum, Stein, Goldstein, Bronstein & Kron

By: \_\_\_\_\_

  
Larry I. Kron, Esq.

Page 2  
November 7, 2011

/mjs

cc: New Jersey Department of Environmental Protection,  
Pilar Patterson, Chief –CMRRR  
Musconetcong Sewerage Authority  
Lee T. Purcell Associates  
Najarian and Associates

**\*ADJUDICATORY HEARING REQUEST CHECKLIST AND TRACKING FORM  
FOR INDIVIDUAL NJPDES PERMITS\***

**I. Permit Being Appealed:**

Facility Name: Musconetcong Sewerage Authority

NJEMS Masterfile # (if available): 3578

NJEMS PI # (if available): 46474

Issuance Date of Final Permit Decision: 10/14/2011

NJPDES Permit #: NJ0027821

Permitting Bureau (check one):

☐ Barry Chalofsky, P.P., Chief  
Bureau of Nonpoint Pollution Control  
Department of Environmental Protection  
401 East State Street, P.O. Box 029  
Trenton, NJ 08625-0029

☐ Mary Jo Aiello, Chief  
Bureau of Pretreatment and Residuals  
Department of Environmental Protection  
401 East State Street, P.O. Box 029  
Trenton, NJ 08625-0029

☒ Pilar Patterson, Chief  
Bureau of Surface Water Permitting  
401 East State Street, P.O. Box 029  
Department of Environmental Protection  
Trenton, NJ 08625-0029

Pilar Patterson

Permit Writer: \_\_\_\_\_

**II. Person Requesting Hearing:**

Musconetcong Sewerage Authority

Name/Organization  
110 Continental Drive

Budd Lake, NJ 07828

Address

973-347-1525

Telephone Number

Larry I. Kron, Esq.

Name of Attorney (if applicable)  
Nusbaum Sein Goldstein Bronstein & Kron

20 Commerce Boulevard

Succasunna, NJ 07876

Address of Attorney

973-584-1400

Telephone Number of Attorney

**III. Status of Person Requesting Hearing (Check One):**



Permittee under the permit number identified above.  
*Complete A. and C. through I. of Section IV. below.*



Person seeking consideration as a party to the action.  
*Complete B. through I. of Section IV. below.*

**IV. Include the following information as part of your request:**

A. If you are a permittee under the permit number identified above:

1. For the Office of Legal Affairs only, a copy of the permit clearly indicating the permit number and issuance date;
2. A list of the specific contested permit condition(s) and the legal or factual question(s) at issue for each condition, including the basis of any objection;
3. The relevance of the legal and/or factual issues to the permit decision;

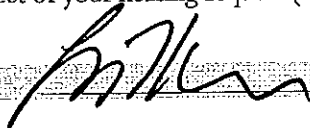
See Rider Attached

\* For NJPDES permits, the procedures for requesting an adjudicatory hearing on a final permit decision and for the Department's evaluation and processing of such requests are set forth in N.J.A.C. 7:14A-17.

4. Suggested revised or alternative permit conditions and how they meet the requirements of the State or Federal Act; and
5. Information supporting the request or other written documents relied upon to support the request, unless this information is already in the administrative record (in which case, such information shall be specifically referenced in the request).
- B. If you are a person seeking consideration as a party to the action:
1. A statement setting forth each legal or factual question alleged to be at issue;
  2. A statement setting forth the relevance of the legal or factual issue to the permit decision, together with a designation of the specific factual areas to be adjudicated;
  3. A clear and concise factual statement of the nature and scope of your interest which meets the criteria set forth at N.J.A.C. 7:14A-17.3(c)4;
  4. A statement that, upon motion by any party granted by the administrative law judge, or upon order of the administrative law judge's initiative, you shall make yourself, all persons you represent, and all of your officers, directors, employees, consultants, and agents available to appear and testify at the administrative hearing, if granted;
  5. Specific references to the contested permit conditions, as well as suggested revised or alternative permit conditions, including permit denials, which, in your judgment, would be required to implement the purposes of the State Act;
  6. Identification of the basis for any objection to the application of control or treatment technologies, if identified in the basis or fact sheets, and the alternative technologies or combination of technologies which, in your judgment, are necessary to satisfy the requirements of the State Act;
- C. The date you received notification of the final permit decision; October 17, 2011
- D. The names and addresses of all persons whom you represent; Musconetcong Sewerage Authority
- E. A statement as to whether you raised each legal and factual issue during the public comment period in accordance with N.J.A.C. 7:14A-15.13; Yes, See attached.
- F. An estimate of the amount of time required for the hearing; Two to Three Days
- G. A request, if necessary, for a barrier-free hearing location for disabled persons; Not Required.
- H. A clear indication of any willingness to negotiate a settlement with the Department prior to the Department's processing of your hearing request to the Office of Administrative Law; and Yes
- I. This form, completed, signed and dated with all of the information listed above, including attachments, to:
1. Office of Legal Affairs  
ATTENTION: Adjudicatory Hearing Requests  
Department of Environmental Protection  
401 East State Street  
PO Box 402, Trenton, New Jersey 08625-0402
  2. The permitting bureau at the address identified in Section I above.
  3. Any other person named on the permit (if you are a permittee under that permit).
  4. The permittee(s) (if you are a person seeking consideration as a party to the action). You must submit evidence that a copy of the request has been delivered to the applicant for which the permit is the subject of your hearing request (e.g. certified mail receipt).

V:

Signature:



Date: 11/07/2011

\*For NJPDES permits, the procedures for requesting an adjudicatory hearing on a final permit decision and for the Department's evaluation and processing of such requests are set forth in N.J.A.C. 7:14A-17.

## RIDER

### IV. Include the following information as part of your request:

1. Copy of Permit issued October 14, 2011 attached hereto.
2. Report of Najarian Associates consisting of seven (7) pages attached hereto.
3. See 2 above.
4. In order to attain a suitable compromise solution to the issue at hand, the MSA proposes the current permit be amended to include a Phase 1a. The basis for this approach is: (a) the arguments set forth in this submittal statement; (b) the scientific data available on the water quality and the ecology of the Musconetcong River; and (c) the current status of the MSA discharge. Table 1 below provides a credible and defensible basis for NJDEP to reconsider its action with respect to Permit #NJ0027821 issued to MSA.

Table 1: Recommended Permit Approach

Scenarios Effluent	Flow (mgd)	River MA7CD10 Flows (cfs)	Upstream TP Conc. (mg/l)	Relevant TP Criterion (mg/l)	Limit (mg/l)
Existing*	2.30	12	0.03	0.1	0.337
Phase 1	4.31	12	0.02	0.1	0.245
Phase 2	5.79	12	0.02	0.1	0.208

\*to be considered Phase 1a

MSA remains hopeful that NJDEP will reconsider its decision and rid MSA from anticipated onerous financial obligations which would result in no discernible improvement to the Musconetcong River. MSA is further committed to work with the Department to design modest and surgical studies, if the need arises, to bring this issue to a negotiated conclusion, thus, eliminating the need for a protracted legal process.

5. Najarian Associates has completed the following Studies and Reports for MSA in response to requirements of NJDEP from 1992 through 2010:
  - i. Copper Translator Study dated 1/2010;

- ii. Potential Thermal Impact Study dated 5/2005;
- iii. Evaluation of Phosphorus Impacts dated 5/2005;
- iv. Headworks Analysis – Phase I dated 11/2003 and Phase II dated 9/2005;
- v. Impact Analysis of Wastewater Discharge on WQ of Upper Musconetcong River Phase I dated 10/1992 and Phase II dated 2/1993

These Studies and Reports were funded by the Authority at a cost exceeding \$392,000.00

C

**New Jersey Utility Authorities Joint Insurance Fund**

250 Pehle Avenue, Suite 701

Saddle Brook, NJ 07663

Telephone (201) 587-0555 Fax (201) 587-8662

November 8, 2011

Memo To: Member Authorities  
New Jersey Utility Authorities Joint Insurance Fund

From: PERMA Risk Management Services

Re: 2011 Dividend

We are pleased to announce that once again the New Jersey Utility Authorities Joint Insurance Fund will be issuing a dividend in the amount of \$1,100,000 which is pending approval from the Department of Banking & Insurance and the Department of Community Affairs.

Each authority has the choice of receiving its dividend in the form of a check or a credit towards next year's first assessment installment. Please see the attached list for the proposed dividend amounts per authority.

Please indicate your Authority's choice below and execute with a signature and the name of your Authority. Return this form to PERMA not later than November 30, 2011. You may feel free to fax your response to 201-587-8662.

WOULD LIKE \$ \_\_\_\_\_ AS CHECK

WOULD LIKE \$ 10,515.52 AS CREDIT AGAINST 2010 ASSESSMENT

(May elect full amount as a check or credit or may take partial as check and partial as credit.)

James Schilling

Name (please print) Director

  
Signature

Musconetcong Sewerage Authority

Authority

cc: Risk Management Consultants



NJUA MUNICIPAL JOINT INSURANCE FUND				
2011 DIVIDENDS				
		2011	2010	
		Dividend	Dividend	Change
Member	JIF	Total	Total	
ATLANTIC HIGHLANDS/HIGHLANDS SEWERAGE		\$1,526.10	\$1,343.84	\$182.26
BAYONNE MUA		\$15,401.35	\$14,982.48	\$418.87
BAYSHORE REGIONAL SEWERAGE AUTHORITY		\$29,095.32	\$26,605.66	\$2,489.66
BEACHWOOD SEWERAGE AUTHORITY		\$2,309.49	\$2,080.51	\$228.98
BERKELEY TOWNSHIP MUNICIPAL UTILITY AUTH		\$2,500.07	\$2,057.21	\$442.86
BERKELEY TOWNSHIP SEWERAGE AUTHORITY		\$9,064.69	\$8,237.93	\$826.76
BERNARDS TOWNSHIP SEWERAGE AUTHORITY		\$9,241.75	\$8,299.74	\$942.01
BORDENTOWN SEWERAGE AUTHORITY		\$14,414.61	\$12,833.02	\$1,581.59
BRICK TOWNSHIP MUNICIPAL UTILITY AUTHORITY		\$49,215.54	\$48,863.33	\$352.21
BUENA MUNICIPAL UTILITIES AUTHORITY		\$5,755.03	\$5,044.94	\$710.09
CAPE MAY COUNTY MUNICIPAL UTILITIES AUTH		\$145,701.15	\$125,419.99	\$20,281.16
CARLSTADT SEWERAGE AUTHORITY		\$1,707.82	\$1,219.51	\$488.31
CARNEY'S POINT SEWERAGE AUTHORITY		\$4,700.86	\$4,248.03	\$452.83
CINNAMINSON SEWERAGE AUTHORITY		\$8,187.60	\$7,181.56	\$1,006.04
CLINTON TOWNSHIP SEWERAGE AUTHORITY		\$1,585.58	\$1,367.93	\$217.65
CUMBERLAND COUNTY UTILITIES AUTHORITY		\$12,999.47	\$13,402.84	-\$403.37
DEPTFORD TOWNSHIP MUA		\$15,527.83	\$14,908.85	\$618.98
EATONTOWN SEWERAGE AUTHORITY		\$2,727.98	\$2,427.95	\$300.03
EGG HARBOR TOWNSHIP MUNICIPAL UTILITIES		\$1,699.73	\$1,426.54	\$273.19
EVESHAM MUNICIPAL UTILITY AUTHORITY		\$38,068.12	\$35,478.44	\$2,589.68
FRANKLIN TWP SA		\$9,646.17	\$9,373.01	\$273.16
HACKETTSTOWN MUA		\$7,103.28	\$8,997.72	-\$1,894.44
HAMILTON MUNICIPAL UTILITY AUTHORITY		\$7,399.13	\$6,933.74	\$465.39
HANOVER SEWERAGE AUTHORITY		\$17,774.59	\$16,412.29	\$1,362.30
HILLSBOROUGH MUNICIPAL UTILITY AUTHORITY		\$7,962.19	\$7,515.72	\$446.47
JACKSON TOWNSHIP MUNICIPAL UTILITY AUTH		\$13,041.53	\$12,004.77	\$1,036.76
KEARNY MUA		\$2,820.15	\$2,615.16	\$204.99
LACEY TOWNSHIP MUNICIPAL UTILITY AUTHORITY		\$11,141.40	\$10,417.38	\$724.02
LAKEWOOD MUNICIPAL UTILITY AUTHORITY		\$5,832.14	\$4,996.32	\$835.82
LAMBERTVILLE MUNICIPAL UTILITIES AUTHORITY		\$5,539.39	\$4,930.53	\$608.86
LITTLE EGG HARBOR MUNICIPAL UTILITY AUTHORITY		\$6,959.80	\$6,728.32	\$231.48
LOGAN TOWNSHIP MUA		\$4,436.07	\$3,597.59	\$838.48
LOWER TWP MUA		\$611.14	\$0.00	\$611.14
MANASQUAN RIVER REG'L SEWERAGE AUTHORITY		\$6,605.38	\$5,579.14	\$1,026.24
MANTUA TOWNSHIP MUA		\$9,162.43	\$7,953.65	\$1,208.78
MERCHANTVILLE-PENNSAUKEN WATER COMM		\$12,133.68	\$14,322.53	-\$2,188.85
MONMOUTH COUNTY BAYSHORE OUTFALL AUTH		\$7,688.21	\$6,707.22	\$980.99
MONROE MUNICIPAL UTILITIES AUTHORITY		\$16,723.17	\$14,439.64	\$2,283.53
MOUNT HOLLY MUNICIPAL UTILITIES AUTHORITY		\$24,481.80	\$23,540.87	\$940.93
MUSCONETCONG SEWERAGE AUTHORITY		\$10,515.52	\$9,900.97	\$614.55
NORTH ARLINGTON - LYNDBURST JOINT MEETING		\$6,702.68	\$4,694.37	\$2,008.31
NORTH BERGEN MUNICIPAL UTILITY AUTHORITY		\$73,281.97	\$63,689.23	\$9,592.74
NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY		\$25,916.91	\$26,485.79	-\$568.88
PENNS GROVE SEWERAGE AUTHORITY		\$6,787.61	\$5,682.11	\$1,105.50
PENNSAUKEN SEWERAGE AUTHORITY		\$9,998.56	\$10,240.00	-\$241.44
PENNSVILLE SEWERAGE AUTHORITY		\$5,159.61	\$4,777.00	\$382.61
PINE HILL BOROUGH MUNICIPAL UTILITY AUTHORITY		\$14,254.24	\$10,633.28	\$3,620.96
PLAINFIELD AREA REGIONAL SA		\$2,946.96	\$2,632.02	\$314.94
POMPTON LAKES MUA		\$7,335.81	\$8,561.26	-\$1,225.45
READINGTON - LEBANON SEWERAGE AUTHORITY		\$7,656.44	\$5,808.05	\$1,848.39
RIVERSIDE SEWERAGE AUTHORITY		\$4,834.84	\$4,630.24	\$204.60
ROCKAWAY VALLEY REGIONAL SEWERAGE AUTHORITY		\$15,040.29	\$14,088.09	\$952.20

D



State of New Jersey

DEPARTMENT OF ENVIRONMENTAL PROTECTION

CHRIS CHRISTIE  
Governor

BOB MARTIN  
Commissioner

KIM GUADAGNO  
Lt. Governor

Mr. Steven Rattner, Chairman  
Musconetcong Sewerage Authority  
110 Continental Drive  
Budd Lake, New Jersey 07828

NOV 10 2011

Subject: Payment Requisition No. 6  
Project No. S340384-08

Dear Mr. Rattner:

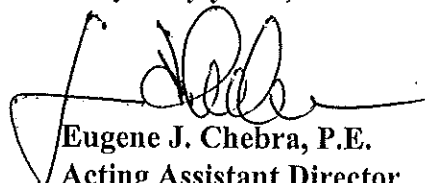
Your recently submitted payment requisition has been recommended for approval in the amount of \$81,803. Please refer to the enclosed "Outlay Report & Request for Reimbursement from the New Jersey Environmental Infrastructure Financing Program (SLP 101)" for the Department's determination.

The following amounts have been approved accordingly:

NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE FUND	63.50% \$ 51,945
NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE TRUST	36.50% \$ 29,858

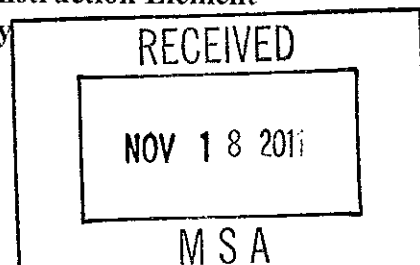
Should you have any questions, please contact Jim Keil, Project Manager, Policy, Program Development and Administration at (609) 292-3114, Municipal Finance & Construction Element, P.O. Box 420, Trenton, New Jersey 08625-0420.

Very truly yours,



Eugene J. Chebra, P.E.  
Acting Assistant Director  
Municipal Finance & Construction Element  
Division of Water Quality

JK:mt  
Enclosure  
c: Mike Curley, Project Engineer  
Lee T. Purcell Associates





## STATE OF NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION

OUTLAY REPORT AND REQUEST FOR REIMBURSEMENT FROM THE NJ ENVIRONMENTAL INFRASTRUCTURE FINANCING PROGRAM	PERIOD COVERED  9/29/11 thru 10/22/11	PAY REQ.  6	<u>FOR WIRE TRANSFER</u>	
			ABA Number: Bank Name: Bank Address:  Account Name: Account Number:	031201360 TD BANK 392 Route 46 West Hackettstown NJ 07840 Musconetcong Sewerage Authority Construction Acct  4250103606

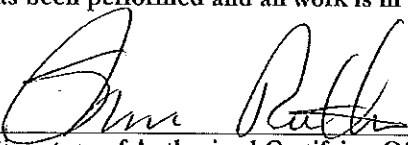
Project Name:  Plant Improvements - Contracts 220, 230 & 240	<u>RECIPIENT NAME AND ADDRESS</u>  MUSCONETCONG SEWERAGE AUTHORITY 110 Colonial Drive Budd Lake NJ 07828
Project Number:  S340384-08	

	1	2	3	4	5
CLASSIFICATIONS	TOTAL ALLOWABLE COST	ALLOWABLE COST PAID PRIOR TO THIS REQUEST	ALLOWABLE COST BALANCE PRIOR TO THIS REQUEST	OUTLAY AMOUNT REQUESTED THIS PAYMENT	DEP APPROVED OUTLAY AMOUNT THIS PAYMENT
1. ADMINISTRATIVE EXPENSE	28,930	17,793	11,137 <del>28,930</del>	0	
2. LAND, STRUCTURE, RIGHT OF WAY	0		0	0	
3. ENGINEERING FEES	120,000	111,818	8,182 <del>120,000</del>	8,021	8,020 *
4. BUILDING COSTS	964,349	417,677	546,672 <del>964,349</del>	75,253	73,783 **
5. CONTINGENCIES	48,217	0	48,217	0	
6. PLANNING AND DESIGN ALLOWANCE	241,087	241,087	0 <del>241,087</del>	0	
7. TOTAL AMOUNT (SUM OF LINES 1-6)	1,402,583	788,375 <del>0</del>	614,208 <del>1,402,583</del>	83,274	81,803
8. FUND PORTION	890,640	500,619	390,021 <del>0</del>		51,945
9. TRUST PORTION	511,943	287,756	224,187 <del>0</del>		29,858
10. PERCENT COMPLETE (PHYSICAL)				50	

NOTE: Recipient to complete column 4.

CERTIFICATION

I certify that, to the best of my knowledge and belief, the billed costs or disbursements are in accordance with the terms of the project, and that the reimbursement represents the state share due which has not been previously requested, and that an inspection has been performed and all work is in accordance with the terms of the award.

  
Signature of Authorized Certifying Official

Steven Rattner, Chairman  
Typed or Printed Name & Title

10/31/11  
Date

\* Actual invoice amount.

\*\* Actual invoice amount (incorrect deduction of retainage in J&amp;G Construction est. #3).

E



New Jersey  
Environmental  
Infrastructure Trust

Warren H. Victor, Chairman  
Herbert Barrack, Vice Chairman  
Robert A. Briant, Sr. Treasurer  
Steven Gardner, Secretary  
Andrew P. Sidamon-Eristoff, State Treasurer  
Bob Martin, DEP Commissioner  
Lori Grifa, DCA Commissioner

"Financing New Jersey's  
Water Quality Future"

David E. Zimmer, CFA, Executive Director

November 17, 2011

Michelle Deyo  
US Bank Corporate Trust Services  
60 Livingston Ave.  
St. Paul, MN 55107  
EP-MN-WS3T

New Jersey Environmental Infrastructure Trust  
Loan Disbursement Requisition

Dear Ms. Deyo:

Enclosed is a New Jersey Environmental Infrastructure Trust Loan Disbursement for:

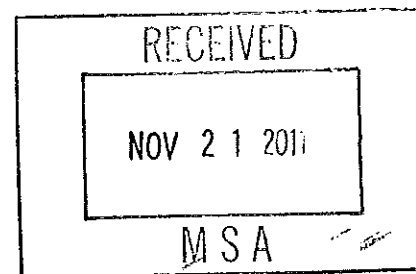
Requisition No.:	6
Project Name:	Musconetcong SA (2010B Bond Series)
Account#:	144589027
Project No.:	S340384-08
Amount of:	\$29,858.00
Bank:	TD Bank
Address:	392 Rte 46W, Hackettstown, NJ 07840
ABA No.:	031201360
Account Name:	Musconetcong SA Construction Account
Account No.:	4250103606

If you have any questions, please contact me at (609) 219-8600.

Very truly yours,

David E. Zimmer, CFA  
Executive Director

Enclosure  
cc: Steven Rattner, Chairman



F



## State of New Jersey

CHRIS CHRISTIE  
*Governor*

DEPARTMENT OF ENVIRONMENTAL PROTECTION  
401-02B

BOB MARTIN  
*Commissioner*

KIM GUADAGNO  
*Lt. Governor*

Division of Water Quality  
Office of Permit Management  
P.O. Box 420 Trenton, NJ 08625-0420  
Phone: (609) 984-4428  
Fax: (609) 777-0432

November 21, 2011

Dear NJPDES Permittee:

The Department is hereby providing notice that the FY2012 Annual Fee Report and Assessment of Fees (Annual Fee Report) for the New Jersey Pollutant Discharge Elimination System (NJPDES) permit program is now available on the Department's web site at [www.nj.gov/dep/dwq/njpdessfees.html](http://www.nj.gov/dep/dwq/njpdessfees.html). The Department will also provide, free of charge, a paper copy of the Annual Fee Report to any person upon written or verbal request to the Office of Permit Management. The total NJPDES fee assessments are projected to be \$19.8 million. The FY2012 Annual Fee Report has been prepared based upon the NJPDES Fee Regulations at N.J.A.C. 7:14A-3.1.

A public hearing on the FY2012 Annual Fee Report for the period of July 1, 2011 through June 30, 2012, will be held on Wednesday, December 14, 2011 at 1:00PM. The hearing location is:

New Jersey Department of Environmental Protection  
Assistant Commissioner John Plonski's Suite – 2nd Floor  
401 East State Street  
Trenton, New Jersey

The public comment period on the FY2012 Annual Fee Report will remain open until December 21, 2011. Please submit written comments to:

Mail Code 401 – 02B  
Terry Beym, Acting Section Chief  
NJDEP – Water Pollution Management Element  
Office of Permit Management  
PO Box 420  
Trenton, New Jersey 08625-0420

If you have any questions regarding the Annual Fee Report, please contact Mike Dillon in the Fee Management Unit of the Office of Permit Management at (609) 984-4428.

Sincerely,

A handwritten signature in cursive script, reading "Terry Beym".

Terry Beym, Acting Section Chief  
Office of Permit Management

*The Division encourages all permittees required to submit Monitoring Report Forms to do so electronically. Please visit our website at [www.state.nj.us/dep/dwq](http://www.state.nj.us/dep/dwq) to view the tutorial on electronic submission or, call Debbie Esposti or Julio Collazo at (609) 984-4428 for more information.*

**New Jersey Pollutant Discharge Elimination System  
Municipal Surface Water  
FY2012 Fees Are Based on Pollutant Loadings from 2010  
FEE =(29.5000 \* 166.8915) + 11150**

**NJPDES Number:** NJ0027821  
**Facility Name:** MUSCONETCONG SEWER AUTH

**Billing Address:** MUSCONETCONG SEWER AUTH  
110 CONTINENTAL DR  
Budd Lake, NJ 07828

**Facility Fee:** 16073.30

**Facility Location:** 110 CONTINENTAL DR  
Mount Olive

**Facility Environmental Value:** 29.5000

**Discharge Identification:** 001A  
**Pipe Environmental Value:** 29.5000

<u>Parameter Number and Name</u>	<u>Loading (kg/day)</u>
00310 BOD, 5-DAY (20 DEG. C)	29.50000

**2011     \$ 16,013.81**

G

NUSBAUM, STEIN, GOLDSTEIN, BRONSTEIN & KRON

A Professional Corporation  
Counsellors At Law  
20 Commerce Boulevard; Suite E  
Succasunna, New Jersey 07876  
973-584-1400  
Direct Fax: 973-927-0090  
Email: [Larry.Kron@verizon.net](mailto:Larry.Kron@verizon.net)

- Of Counsel -  
PAUL R. NUSBAUM

LEWIS STEIN\*  
ALAN D. GOLDSTEIN  
RONALD W. BRONSTEIN  
PATRICIA E. ROCHE\*  
LARRY I. KRON  
ROBERT D. KOBIN□  
SHARON L. FREEMAN+ ^  
SUSAN B. REED  
STEVEN J. LOEWENTHAL◊

CERTIFIED BY THE SUPREME COURT OF  
NEW JERSEY AS A  
\*Civil Trial Attorney  
\*Matrimonial Attorney  
^Workers' Compensation Attorney  
□ Member Florida Bar  
◊ Member New York Bar  
+ Member Pennsylvania Bar

November 23, 2011

Lee T. Purcell Associates -- Email:  
353C Route 46 West; Suite 240  
Fairfield, New Jersey 07004

Tavit O. Najarian -- Email:  
Najarian Associates  
1 Industrial Way West  
Eatontown, NJ 07724

Steven Rattner, Chairman and - Email:  
Commissioners of the  
Musconetcong Sewerage Authority  
110 Continental Drive  
Budd Lake, New Jersey 07828

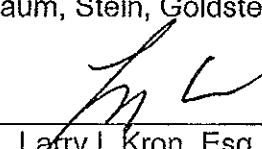
Re: Musconetcong Sewerage Authority  
Adjudicatory Hearing

Gentlemen:

Enclosed please find copy of response from the Department of Environmental Protection to our request for an Adjudicatory Hearing.

Very truly yours,

Nusbaum, Stein, Goldstein, Bronstein & Kron

By:   
Larry I. Kron, Esq.

/mjs



## State of New Jersey

DEPARTMENT OF ENVIRONMENTAL PROTECTION

OFFICE OF LEGAL AFFAIRS

MAIL CODE 401-04L, P.O. BOX 402

Trenton, NJ 08625-0402

TEL: # (609) 292-0716

FAX # (609) 984-3488

CHRIS CHRISTIE

*Governor*

KIM GUADAGNO

*Lt. Governor*

BOB MARTIN

*Commissioner*

November 16, 2011

Larry I. Kron, Esq.  
Nusbaum Sein Goldstein Bronstein & Kron  
20 Commerce Boulevard; Suite E  
Succasunna, NJ 07876

RE: Request for an Adjudicatory Hearing  
MUSCONETCONG SEWERAGE AUTHORITY  
NJDES #NJ0027821-46474

Dear Mr. Kron:

Please be advised that the Department has received your request for an adjudicatory hearing. Your request is under review and you will be hearing from the Department as to its disposition.

Sincerely,

Gary J. Brower, Esq.  
Legal Specialist  
Office of Legal Affairs

C: Pilar Patterson  
609-292-4860

V:\LegalAff\Plola4\1ST PARTY HEARINGS\MERGE DOCUMENTS\Acknowledgement Letter



H



State of New Jersey

DEPARTMENT OF ENVIRONMENTAL PROTECTION

CHRIS CHRISTIE  
Governor

BOB MARTIN  
Commissioner

KIM GUADAGNO  
Lt. Governor

Steven Rattner, Chairman  
Musconetcong Sewerage Authority  
110 Continental Drive  
Budd Lake, New Jersey 07828

NOV 28 2011

Subject: Payment Requisition No. 4  
Project No. S340384-07

Dear Mr. Rattner:

Your recently submitted payment requisition has been recommended for approval in the amount of \$ 299,872. Please refer to the enclosed "Outlay Report & Request for Reimbursement from the New Jersey Environmental Infrastructure Financing Program (SLP 101)" for the Department's determination:

The following amounts have been approved accordingly:

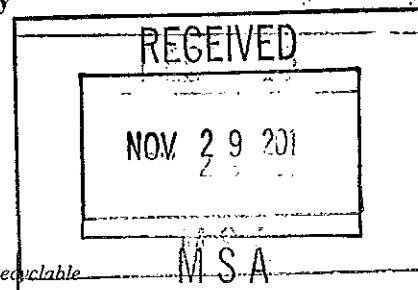
PRINCIPAL FORGIVENESS AMOUNT:	\$ 61,228
NJDEP LOAN AMOUNT:	\$ 88,708
NJEIT LOAN AMOUNT:	\$149,936

Should you have any questions, please contact Jim Keil, Project Manager, Policy, Program Development and Administration at (609) 292-3114, Municipal Finance & Construction Element, P.O. Box 420, Trenton, New Jersey 08625-0420.

Very truly yours

*for* Eugene J. Chebra, P.E.  
Acting Assistant Director  
Municipal Finance and Construction Element  
Division of Water Quality

JK:mt  
Enclosure  
c: Lee T. Purcell Associates  
Mike Curley, Project Engineer





# STATE OF NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION

OUTLAY REPORT AND REQUEST FOR REIMBURSEMENT FROM THE NJ ENVIRONMENTAL INFRASTRUCTURE FINANCING PROGRAM	PERIOD COVERED	PAY REQ.	FOR WIRE TRANSFER		
	Thru 10/22/2011	4	ABA Number:	031201360	
			Bank Name:	TD Bank	
			Bank Address:	392 Route 46 West Hackettstown NJ 07840	
			Account Name:	Musconetcong Sewerage Authority	
			Account Number:	Construction Acct 4250103606	
Project Name: Plant Improvements - Contracts 225 & 235	RECIPIENT NAME AND ADDRESS MUSCONETCONG SEWERAGE AUTHORITY 110 Continental Drive Budd Lake, NJ 07828				
Project Number: S34038407					
CLASSIFICATIONS	1	2	3	4	5
	TOTAL ALLOWABLE COST	ALLOWABLE COST PAID PRIOR TO THIS REQUEST	ALLOWABLE COST BALANCE PRIOR TO THIS REQUEST	OUTLAY AMOUNT REQUESTED THIS PAYMENT	DEP APPROVED OUTLAY AMOUNT THIS PAYMENT
1. ADMINISTRATIVE EXPENSE	\$15,460	10,490	4,970	\$0	
2. LAND, STRUCTURE, RIGHT OF WAY	\$0			\$0	
3. ENGINEERING FEES	\$62,000	25,575	36,425	\$38,235	36,425 *
4. BUILDING COSTS	\$515,300	0	515,300	\$261,640	261,640
5. CONTINGENCIES	\$25,765	0	25,765	\$0	1,807 *
6. PLANNING AND DESIGN ALLOWANCE	\$128,825	128,825	0	\$0	
7. TOTAL AMOUNT (SUM OF LINES 1-6)	\$747,350	164,890	582,460	\$299,875	299,872
8. Principal Forgiveness Fund Loan PORTION	186,838	54,963	131,875		61,228 **
	186,837	27,482	159,355		88,708 **
9. TRUST PORTION	373,675	82,445	291,230		149,936
10. PERCENT COMPLETE (PHYSICAL)				55	
NOTE: Recipient to complete column 4.					
<p align="center"><b>CERTIFICATION</b></p> <p>I certify that, to the best of my knowledge and belief, the billed costs or disbursements are in accordance with the terms of the project, and that the reimbursement represents the state share due which has not been previously requested, and that an inspection has been performed and all work is in accordance with the terms of the award.</p>					
Signature of Authorized Certifying Official		Steven Rattner, Chairman		10/31/11	
		Typed or Printed Name & Title		Date	

\* Actual invoices amount. Held to Engineering line item amount, Balance taken from Contingencies.

\*\* Allowas for total Principal forgiveness disbursement to be proportionately equal to fund loan disbursement.

# MUSCONETCONG SEWERAGE AUTHORITY

## REPAIRS AND MAINTENANCE November

The flow readings for the month of November are included in the agenda.  
A total of 320,000 gallons of sludge was transported and disposed at PVSC in November.

Rainfall total for the month of November was 4.15 inches.

Weekly inspections of the monitoring wells are being conducted and a record is being kept in accordance with NJDEP regulations.

Energy Cost Reduction: Solar Panels, Turbo Blowers, T8 lighting, Energy Assessment, etc. Let's Discuss! Electricity accounts for 18% of our budget or \$565,000.00

Energy Agreement with NJSMUAESA expires May 2012. I have been participating in meetings with the other Authorities to frame a new bid specification. I will forward the finalized document to counsel for review once it is complete.

Recommend we join the Morris County Co-Op. Dues are \$1,100.00 annually. Benefits include bid cost avoidance, bulk pricing on many products and services. The membership cost would be recovered just on propane savings alone. We currently pay Suburban Propane \$2.749 per gallon vs. \$2.029 per gallon with the "Co-Op" which would result in at least \$5,760.00 savings annually.

Sludge production and subsequent disposal costs are down and I forecast this trend thru year end resulting in a savings of approximately \$57,232.00 and below budget. Furthermore this would be approximately 944,000 gallons less then 2010 resulting in a savings of \$83,072.00

Fine Settlement was mailed to State.

Final Bio-Assay was concluded on 11/14/11. All the samples during the consecutive six (6) months were compliant. The good news is with the new permit we have been reduced semi – annual from quarterly. This results in reduced cost and risk.

NJPDES Fee for 2012 will be \$16,073.30

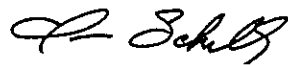
Third pump at P.S. #1 failed on 11/23/11, new pumps arrived on 11/28/11. We had to use the rental pump over the Thanksgiving Holiday to manage the flow since we only had 1 of the 4 pumps operational. Want to thank the commissioners for supporting this recommendation for the above reasons. MSA staff installed all four (4) pumps and they are operational.

Notified Jogi Construction on 11/30/11 that we no longer need the rental pump at P.S. #1. Instructed him to remove the equipment and submit final bill. Pump and associated piping was removed on 12/01/11.

Maintenance report for month is attached.

Overtime Summary for October	
Reason for overtime	Hours
Call In – Plant / Pump Stations	16
Scheduled -Holidays	64
Scheduled - Weekends	128

James Schilling



Director

# RESOLUTION NO. 11-38

## Resolution of the Musconetcong Sewerage Authority Awarding Contract No. SH-12 to Spectraserv Inc., to Pump and Transport Sludge from the Musconetcong Sewerage Treatment Plant to Passaic Valley Sewerage Commission

WHEREAS, on November 3, 2011, the Musconetcong Sewerage Authority received the following bids to pump sewage sludge from Musconetcong Sewerage Authority (hereinafter "MSA") sewage treatment plant on a periodic basis and transport and unload the sludge in compliance with all appropriate regulations to the Passaic Valley Sewerage Commission, 600 Wilson Avenue, Newark, New Jersey - Contract SH-12:

<u>Company Name</u>	<u>2/15/12 - 2/14/13</u>	<u>2/15/13 - 2/14/14</u>	<u>2/15/14 - 2/14/15</u>
Spectraserv, Inc. 75 Jacobus Ave. Kearny, NJ 07032	\$36.00 per 1,000 gallons	\$36.00 per 1,000 gallons	\$39.00 per 1,000 gallons
R & D Trucking, Inc. 1874 Route 23 North West Milford, NJ 07480	\$38.00 per 1,000 gallons	\$38.00 per 1,000 gallons	\$38.00 per 1,000 gallons
Accurate Waste Removal Services 226 Prospect Point Rd Lake Hopatcong, NJ 07849	\$38.00 per 1,000 gallons	\$40.00 per 1,000 gallons	\$40.00 per 1,000 gallons
Russell Reid 200 Smith Street; PO Box 130 Keasbey, NJ 08832	\$48.30 per 1,000 gallons	\$48.30 per 1,000 gallons	\$48.30 per 1,000 gallons

WHEREAS, the Commissioners of the Musconetcong Sewerage Authority hereby make the following findings of fact:

1. Spectraserv, Inc., submitted the lowest bid for Contract No. SH-12 for the periods:
  - a. 2/15/12 - 2/14/13; \$36.00 per 1,000 gallons;
  - b. 2/15/13 - 2/14/14; \$36.00 per 1,000 gallons;
  - c. 2/15/14 - 2/14/15; \$39.00 per 1,000 gallons.
2. Spectraserv, Inc., is a conforming bid in that it complied with all of the requirements of the Notice of Bidders and submitted all of the required documents, namely:
  - a. Consent of Surety;
  - b. Bid Bond;
  - c. Public Works Contractor's Registration Act;
  - d. Business Registration Certificate;
  - e. Non-collusion Affidavit;
  - f. Affirmative Action/Questionnaire;
  - g. Solid Waste Transporter License;
  - h. Mandatory Affirmative Action Language;
  - i. Ownership Statement Compliance; and
  - j. Contractor Certification and Disclosure of Political Contribution; and

WHEREAS, sufficient funds are available in the Budget of the Musconetcong Sewerage Authority to pay for said Contract.

NOW, THEREFORE, BE IT RESOLVED, by the Commissioners of the Musconetcong Sewerage Authority that Contract No. SH-12 to pump liquid sewage sludge from the MSA treatment plant on a periodic basis and transport and unload the sludge in compliance with all appropriate regulations at the Passaic Valley Sewerage Commission, 600 Wilson Avenue, Newark, New Jersey is hereby awarded to Spectraserv, Inc., on its bids of: a) \$36.00 per 1,000 gallons for the period from 2/15/12 to 2/14/13; b) \$36.00 per 1,000 gallons for the period from 2/15/13 to 2/14/14; and c) \$39.00 per 1,000 gallons for the period from 2/15/14 to 2/14/15; and be it

FURTHER RESOLVED, that the Secretary is hereby authorized and directed to return the bid bonds of all of the unsuccessful bidders upon receipt of the fully executed Contract and other required documents from Spectraserv, Inc.; and be it

FURTHER RESOLVED, that Steven Rattner as Chairman is hereby authorized to execute a Contract with Spectraserv, Inc., on behalf of the Musconetcong Sewerage Authority.

MUSCONETCONG SEWERAGE AUTHORITY

ATTEST:

Joseph Schwab, Secretary

Steven Rattner, Chairman

DATED: 12/07/11

## RESOLUTION NO. 11-39

### Resolution of the Musconetcong Sewerage Authority Authorizing the Execution of an Agreement with the Morris County Cooperative Pricing Council to Become a Member for the Period Of October 1, 2011 through September 30, 2016

WHEREAS, the Morris County Cooperative Pricing Council ("MCCPC") was created in 1974 to conduct a voluntary cooperative pricing system with municipalities, boards of education, and other public bodies located in the County of Morris and adjoining counties; and

WHEREAS, the purpose of the MCCPC is to provide substantial savings on various goods and services to its members through the cooperative public bidding process; and

WHEREAS, the Musconetcong Sewerage Authority desires to enter into an Agreement with the MCCPC, which is administered by Randolph Township as Lead Agency to become a member of the MCCPC for the period of October 1, 2011 through September 30, 2016.

BE IT RESOLVED, by the Musconetcong Sewerage Authority, County of Morris, State of New Jersey as follows:

1. The Commissioners of the Musconetcong Sewerage Authority hereby authorizes the execution of an Agreement with the Morris County Cooperative Pricing Council by the Township of Randolph as Lead Agency dated October 1, 2011 pursuant to N.J.S.A. 40A:11-11(5). Said Agreement is to become a member of the MCCPC for a five (5) year period from October 1, 2011 through September 30, 2016.
2. The Musconetcong Sewerage Authority Clerk is hereby directed to submit a copy of this adopted Resolution, along with an executed Agreement, to Randolph Township as Lead Agency of the MCCPC.
3. This Resolution shall take effect immediately upon final passage according to law.
4. All appropriate Musconetcong Sewerage Authority officials are authorized and directed to perform all required acts to affect the purpose of this Resolution.

MUSCONETCONG SEWERAGE AUTHORITY

ATTEST:

\_\_\_\_\_  
Joseph Schwab, Secretary

\_\_\_\_\_  
Steven Rattner, Chairman

Dated: 12/07/2011



MORRIS COUNTY COOPERATIVE PRICING COUNCIL

A SHARED SERVICES SUCCESS STORY SINCE 1974

Morris County Cooperative Pricing Council  
502 Millbrook Avenue, Randolph, NJ 07869-3799  
Tel: (973) 989.7059 • Fax: (973) 989.7076

## MORRIS COUNTY COOPERATIVE PRICING COUNCIL AGREEMENT

THIS AGREEMENT, made this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_ by and between

Musconetcong Sewerage Authority

110 Continental Drive

Budd Lake, NJ 07828

and:

MORRIS COUNTY COOPERATIVE PRICING COUNCIL, by the TOWNSHIP  
OF RANDOLPH, a Municipal Corporation of the State of New Jersey 07869-3799,  
Acting as Lead Agency for the Morris County Cooperative Pricing Council.

("MCCPC")

### WITNESSETH:

WHEREAS, N.J.S.A. 40A:11-11(5) authorizes two or more contracting units to enter into a cooperative pricing agreement for the purchase of work, materials and supplies; and

WHEREAS, the MCCPC was created in 1974 to conduct a voluntary cooperative pricing system with municipalities, boards of educations, and other public bodies located in the County of Morris and adjoining counties; and

WHEREAS, the purpose of the MCCPC is to provide substantial savings on various goods and services to its members through the cooperative public bidding process; and

WHEREAS, the Contracting Unit is desirous of entering into said Agreement to join or renew membership in the MCCPC.

NOW, THEREFORE, IN CONSIDERATION of the promises and of the covenants, terms and conditions herein set forth, it is mutually agreed as follows:

1. The term of this Agreement shall be from OCTOBER 1, 2011 to SEPTEMBER 30, 2016, subject to the approval of the Division of Local Government Services. Each Contracting Unit shall execute a separate, identical Agreement with the MCCPC establishing or renewing its membership with the MCCPC. All parties shall have approved the within Agreement by Ordinance or Resolution as appropriate. An executed Agreement and authorizing Ordinance or Resolution shall be submitted to the Lead Agency. Any party to this Agreement shall give written notice to the Lead Agency of its intention to terminate its participation in the MCCPC by August 31<sup>st</sup> of any year during the Agreement term. Said termination shall be effective on October 1<sup>st</sup> following said notice. The withdrawal of any member in the MCCPC shall not invalidate the Agreement.
2. The MCCPC shall be administered by the Lead Agency. The Lead Agency is hereby designated as Randolph Township. The Lead Agency shall prepare bid specifications, advertise for bids, receive and evaluate bids and award contracts pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-1, et seq.
3. The Lead Agency shall have sufficient funds to enable it to administer the MCCPC.

It is agreed that each member shall pay to the Lead Agency an annual fee of One Thousand Two Hundred Fifty Dollars (\$1,250.00) as their estimated prorated share of the administrative expenses. **A DISCOUNT IN THE AMOUNT OF ONE HUNDRED FIFTY DOLLARS (\$150.00) SHALL BE APPLIED TO MEMBERS WHO SUBMIT THEIR PAYMENT EARLY.** A reduced fee of One Thousand One Hundred Dollars (\$1,100.00) can be submitted in lieu of the full fee if said payment is received by the Lead Agency within forty-five (45) days from the date of the invoice. The full fee is due to the Lead Agency within ninety (90) days from receipt of the invoice from the Lead Agency. Failure of any member to submit the annual fee to the Lead Agency within ninety (90) days of the date of the invoice shall result in the termination of membership.

The annual fee is for the administration of the MCCPC and does not cover fees associated with litigation costs.

Members may join or rejoin the MCCPC at any time for a prorated fee to be determined by the Lead Agency.

4. Each member of the MCCPC shall provide the Lead Agency with one contact person. The MCCPC shall provide the designated contact person for each member with all notices and correspondence related to the MCCPC.
5. The Lead Agency shall hold an annual meeting of the members to update the members on the MCCPC activities, provide a forum for the exchange of ideas and to address any concerns.



6. The work, materials or supplies to be bid by the MCCPC may include the following:

Contract	Description
#1	Motor Gasoline
#2	#2 Fuel Oil (Heating)
#3	Rock Salt & Liquid Calcium Chloride
#4	Snow Grits
#5	Paving Materials
#6	Road Resurfacing
#7	Drainage Pipe (Delivered)
#8	Anti-Freeze
#9	Crushed Stone, Gravel & Sand
#10	Lumber, Insulation, Hardware & Paint Supplies
#11	Motor Oils
#12	#2 Ultra Low Sulfur Diesel Fuel
#13-A	Fire Equipment Services
#13-B	Fire Water Pumps on Motorized Fire Apparatus (Repair/Rebuilding/Preventive Maintenance Contract)
#14	Catch Basins & Manhole Castings
#15-A	Police Pursuit Vehicles
#15-B	Administrative Passenger Vehicles
#15-C	Utility Vehicles
#15-D	Dump Bodies
#15-E	Hybrid Vehicles
#16	Office Supplies
#17	Water Treatment Chemicals
#18	Tree Removal, Trimming & Stump Grinding Services
#19	Cinder & Concrete Blocks
#20-A	Sporting Goods (Spring/Summer Sports)
#20-B	Sporting Goods (Winter/Fall Sports)
#21	Oil & Stone Treatment
#22	D.P.W. Uniforms & Shoes (Purchase)
#23	Police Uniforms & Equipment
#24	Bagged Cement & Poured Concrete
#25	Janitorial Supplies
#26	Beam Guide Rail & Safety Ends (Installed)
#27	Traffic Paint
#28	Sign Materials
#29	Pest Control Services (Buildings)
#30	Office Paper Supplies
#31	Calcium Chloride Bags
#33	Clay for Athletic Fields
#34	Tree Spraying
#35	Light Bulbs

#36	
#37	Traffic Striping on Roadways
#38	Traffic Signal Maintenance & Repairs
#39	Preventive Maintenance/Repair of Communications Equipment (Radios)
#40	Furnishing Trophies & Plaques
#41	Personal Protection Items & Equipment for Emergency Personnel
#42	Purchase of Communications Equipment (Radios), No Installation
#43	Landscaping Materials
#44	Propane Gas
#45	Welding Supplies
#46	Septic Pumping/Sludge Removal & Disposal Services
#47	Preventive Maintenance & Repairs of Emergency Generators
#48	Water Meters/Data Recorders & Radio Frequency Meter Interface Units
#49	Equipment Parts for Turf Care
#50	Disposal/Recycling of Municipal Road Clean-Up Materials (Street Sweepings/Asphalt/Concrete/Soil/Dirt)
#51	Fire Department Uniforms (Purchase)
#52	Deer Carcass Removal & Disposal
#53	Fire Alarms, Sprinklers, Standpipe Systems, Fire Pumps (Preventive Maintenance Contract)
	Fencing Materials & Installation

Contracts may be added or deleted as determined by the Lead Agency to be in the best interests of the MCCPC.

7. During the preparation of the bid specifications, the Lead Agency shall solicit estimated quantities of materials desired from the members for those contracts where appropriate. Said estimated quantities shall be included in the bid specifications. The bid specifications shall clearly provide to all vendors that said estimated quantities are simply estimates and the actual quantity ordered may be more or less. Similarly, members may not rely upon the estimated quantity submitted but instead all orders are subject to availability by the vendor at the time the order is actually placed by the member.
8. The ordering of materials or services through the MCCPC contracts shall be the individual Responsibility of each of the members and the vendor shall bill each of the members directly for the materials or services obtained by that member directly. Each of the members shall be liable only for materials and services ordered by and received by it, and none, by virtue of this Agreement, assures any additional liability. Additionally, the MCCPC and the Lead Agency are not liable for materials or services ordered by and received by the individual members.
9. All complaints and/or problems associated with contracts awarded through the MCCPC must be submitted in writing to the Lead Agency. To the extent possible given the limited jurisdiction of the MCCPC, the Lead Agency will attempt to resolve all issues on behalf of its members. Reporting of all issues is also required so that they can be taken into consideration for future contracts.

10. Nothing in this Agreement shall prevent any party from bidding, awarding and entering into Contracts for the purchase of goods or services individually on its own behalf.

11. The purpose of the MCCPC is to cooperatively bid contracts in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., for the purchase of goods and services in an effort to obtain the most competitive prices for the public body members. The MCCPC and Randolph Township as Lead Agency do not accept liability for damages which relate to or arise out of the ordering of, purchasing of or payment for goods or services by members under the MCCPC contracts.

12. This Agreement shall be binding upon and endure to the benefit of the successors and Assigns of the respective parties hereto.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed by their authorized officers the day and year written below.

ATTEST:

Musconetcong Sewerage Authority

Joseph Schwab, Sec/Treas

Steven Rattner, Chairman

Date: \_\_\_\_\_

Date: \_\_\_\_\_

ATTEST:

MORRIS COUNTY COOPERATIVE PRICING  
COUNCIL by TOWNSHIP OF RANDOLPH  
as Lead Agency

Anita Doerr  
Secretary/MCCPC Coordinator

John C. Lovell  
Township Manager/MCCPC Administrator

Date: \_\_\_\_\_

Date: \_\_\_\_\_

Maintenance Report  
NOVEMBER 2011  
Treatment Plant

GREASED THE FOLLOWING EQUIPMENT:

- Micro-screen Drive Gear No. 1, 2, 3 & 4
- Gravity thickener rakes No. 2 & 3
- Grit blowers No. 3 & 4
- Service water and dilution water pumps
- Primary clarifier drives No. 1, 2, 3 & 4
- Aerators plant No. 1
- Secondary clarifier drives No. 1 & 2
- Flash mixers No. 1 & 2

REPAIRS MADE ON FOLLOWING EQUIPMENT:

- Replaced ISO verter relay at pumping station No. 4
- Replaced coupling on return activated sludge pump No. 2
- Repaired spray water line on secondary clarifier No. 3
- Removed waste activated sludge pump No. 4 replaced with rebuilt one
- Replaced battery and charger for generator at pumping station No. 6
- Installed 4 new ABS pumps at pumping station No. 1
- Replaced wire connections for influent sampler
- Repaired level transducer in overflow box for thickener No. 3

## GENERAL MAINTENANCE ON FOLLOWING:

- Pumped down and cleaned out primary scum box No. 1
- Washed down primary clarifiers
- Removed discharge pipe on grit system No. 1 cleaned out and replaced
- Removed filter on ferric chloride storage tank cleaned and replaced
- Cleaned out grease traps on aerated grit chambers No. 1 & 2
- Cleaned out polymer feed device in thickener bldg No. 3
- Disposed of 5.84 cubic yards of grit for month
- Cleaned out Micro-screens high and low pressure screens
- Cleaned Micro-screens No.1, 2, 3 & 4
- Cleaned wet wells and baskets at Pumping stations No.1, 2, 3, 4, 5 & 6
- Washed down aeration tanks
- Cleaned "Y" strainers on Micro-screens No.1, 2, 3 & 4
- Flushed out backwash return pumps and lines with service water from micro-strainers No. 1 & 2
- Tested relief valves on boiler in main service bldg
- Removed rags from aerated grit diffusers no. 1 & 2
- Added Bio-bags to Pumping station wet wells for grease control
- Fire extinguishers inspected for month
- Generators ran and tested at all pumping stations
- Removed level transducer in gravity overflow box No. 2 cleaned and replaced
- Washed down gravity thickener tanks No. 2 & 3
- Flushed out soda-ash lines on soda-ash systems No. 1 & 2
- Washed down secondary clarifiers

Submitted by;

Nicholas Barbato  
Chief Operator, Treatment Plant

# Musconetcong Sewerage Authority Flow Report

DATE	BYRAM FLOW	NETCONG FLOW	ROXBURY FLOW	MT.OLIVE FLOW	STANHOPE TOTAL	HOPATCONG FLOW	MT.ARL'TO N FLOW	PLANT EFF FLOW
11/1/2011	44900	463000	450300	761500	335000	383400	103300	2400000
11/2/2011	46100	478500	455700	770800	348000	401200	104600	2585900
11/3/2011	48800	467800	441500	765500	333000	385600	105100	2660900
11/4/2011	48300	426400	441500	760700	423800	406400	106400	2712200
11/5/2011	46500	395800	438300	759800	409400	399300	108600	2696900
11/6/2011	43300	398000	474800	740700	427200	427400	120000	2733700
11/7/2011	40100	381700	483200	731400	404000	451800	120800	2709500
11/8/2011	38500	355400	410500	704800	383000	390200	111400	2451800
11/9/2011	41000	319700	400900	708300	377600	386900	104500	2474900
11/10/2011	40200	314200	396200	691000	356300	386200	105500	2414500
11/11/2011	33300	303800	386300	692000	345700	382100	111100	2400900
11/12/2011	34800	323300	399400	681600	347400	389600	112100	2390700
11/13/2011	34500	334800	429700	680600	354800	417000	121200	2448200
11/14/2011	30500	324800	456400	677800	355900	444900	125400	2508600
11/15/2011	32800	281700	388000	658600	329400	381000	107400	2273100
11/16/2011	33800	254300	381300	663200	316400	376600	102500	2272400
11/17/2011	38100	286700	411800	724100	366400	403100	108700	2536500
11/18/2011	36400	356000	423900	743300	353000	407500	105700	2558800
11/19/2011	36400	324000	398100	702500	336900	383100	103500	2372600
11/20/2011	37900	337300	437300	697300	359000	421400	110700	2495800
11/21/2011	41900	304700	457800	701100	376900	444300	116100	2538300
11/22/2011	43500	308400	391000	696000	343600	396500	106300	2939700
11/23/2011	40800	329700	428700	747700	381000	409800	116200	2521700
11/24/2011	47800	695800	704100	1010700	665600	532300	184900	4155800
11/25/2011	26700	513600	631600	912800	602700	524500	184100	3622200
11/26/2011	40900	426900	530400	862700	558500	460700	164900	3224700
11/27/2011	47600	396800	530100	841600	537000	466900	159800	3114300
11/28/2011	43500	379600	541500	817400	506000	481600	158500	3057300
11/29/2011	41000	350000	535000	780900	500000	460000	155000	3144900
11/30/2011	41000	350000	535000	832400	500000	460000	155000	2973600
AVERAGE	40030	372757	459677	750627	407783	422043	123310	2713013
Total MG	1.20	11.18	13.79	22.52	12.23	12.66	3.70	81.39
Dates of estimated readings	11/29,30	11/29,30	11/29,30	11/29,	11/29,30	11/29,30	11/29,30	
Allocation	100,000	452,000	767,000	1,533,000	541,000	580,000	330,000	4,310,000
% Total	40.0%	82.5%	59.9%	49.0%	75.4%	72.8%	37.4%	62.9%

**FIVE (5) PRIORITY PROJECTS**
**Lee T. Purcell Assoc. (Design)**

		Contract 220	Contract 225	Contract 230	Contract 235	Contract 240
	Res. 09-21	Upgrade PS 2,3,4	Replace VFDs	Replace SPS No. 6	Soda Ash System	CCTV Interceptors
Phase II	\$61,000.00	\$10,000.00	\$33,000.00	\$10,000.00	\$2,000.00	\$6,000.00
2/3/2010	\$5,847.50		\$5,847.50			
3/3/2010	\$8,380.00		\$5,082.50	\$3,297.50		
4/7/2010	\$7,992.50	\$2,012.50	\$3,910.00	\$2,070.00		
5/5/2010	\$4,790.00		\$4,790.00			
6/2/2010	\$2,822.50		\$2,822.50			
7/7/2010	\$16,536.00		\$10,536.00			
8/4/2010	\$6,632.50	\$4,632.50			\$2,000.00	\$6,000.00
9/1/2010	\$4,940.00	\$2,375.00		\$2,565.00		
Paid Phase II	\$57,941.00	\$9,020.00	\$32,988.50	\$7,932.50	\$2,000.00	\$6,000.00
Balance Phase II	\$3,059.00	\$980.00	\$11.50	\$2,067.50	\$0.00	\$0.00
Phase I	\$122,000.00	\$25,000.00	\$47,000.00	\$35,000.00	\$6,000.00	\$9,000.00
Res. 10-16	\$5,677.50					
5/6/2009	\$32,440.00	\$5,812.50	\$7,485.00	\$9,495.00	\$2,327.50	\$7,320.00
6/3/2009	\$13,250.00	\$3,095.00	\$510.00	\$8,390.00		\$1,255.00
7/8/2009	\$340.00			\$340.00		
9/2/2009	\$4,105.00			\$4,105.00		
10/7/2009	\$13,095.00			\$12,670.00		\$425.00
11/4/2009	\$6,435.00	\$4,055.00	\$2,380.00			
12/2/2009	\$14,005.00		\$14,005.00			
1/6/2010	\$21,407.50	\$7,960.00	\$11,067.50		\$2,380.00	
2/3/2010	\$16,922.50	\$4,077.50	\$11,552.50		\$1,292.50	
7/7/2010	\$5,677.50					
Paid Phase I	\$127,677.50	\$25,000.00	\$47,000.00	\$35,000.00	\$6,000.00	\$9,000.00
Balance Phase I	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00

**FIVE (5) PRIORITY PRO. Lee T. Purcell Assoc. (Bid Period)**

		Contract 220	Contract 225	Contract 230	Contract 235	Contract 240
		Upgrade PS 2,3,4	Replace VFDs	Replace SPS No. 6	Soda Ash System	CCTV Interceptors
9/1/2010	\$5,445.00		\$1,450.00		\$2,040.00	\$1,955.00
10/6/2010	\$8,894.00		\$540.00			
			\$2,897.50		\$1,140.00	\$2,330.00
			\$99.00		\$577.50	\$1,310.00
11/3/2010	\$8,122.50		\$1,842.50		\$4,037.50	\$2,242.50
12/1/2010	\$5,636.50	\$980.00		\$2,015.00	\$562.50	
				\$2,079.00		
1/5/2011	\$8,858.10	\$6,543.50		\$546.80	\$1,767.80	
2/2/2011	\$3,500.00	\$2,000.00				
		\$1,500.00				
4/6/2011	\$1,160.80	\$1,160.80				
	\$41,616.90	\$12,184.30	\$6,829.00	\$4,640.80	\$10,125.30	\$7,837.50

**FIVE (5) PRIORITY PRO. Lee T. Purcell Assoc. (Construction Period)**

		Contract 220	Contract 225	Contract 230	Contract 235 Rev	Contract 240
		Upgrade PS 2,3,4	Replace VFDs	Replace SPS No. 6	Soda Ash System	CCTV Interceptors
12/1/2010	\$1,615.00		\$765.00			\$850.00
1/5/2011	\$9,775.00		\$1,190.00	\$4,505.00	\$3,145.00	\$935.00
2/2/2011	\$13,245.00		\$5,200.00	\$2,860.00	\$3,570.00	\$1,615.00
3/2/2011	\$10,250.00	\$3,785.00	\$2,425.00	\$2,595.00	\$595.00	\$850.00
4/6/2011	\$16,237.50	\$2,040.00	\$1,190.00	\$1,020.00	\$1,615.00	\$10,372.50
5/4/2011	\$24,420.00	\$1,615.00	\$5,710.00	\$2,952.50	\$1,135.00	\$13,007.50
6/1/2011	\$12,275.00	\$2,815.00	\$992.50	\$5,270.00	\$850.00	\$2,347.50
6/24/2011	\$21,348.50	\$9,930.00	\$7,273.50	\$2,097.50	\$1,447.50	\$600.00
7/27/2011	\$14,045.00	\$4,612.50	\$1,645.00	\$2,410.00	\$1,305.00	\$4,072.50
9/7/2011	\$16,801.00	\$3,846.00	\$3,457.50	\$4,335.00	\$4,052.50	\$1,110.00
10/5/2011	\$13,798.50	\$2,865.00	\$4,461.00	\$3,320.00	\$2,585.00	\$567.50
11/7/2011	\$11,337.50	\$4,010.00	\$1,952.50	\$3,722.50	\$1,365.00	\$287.50
	\$165,148.00	\$35,518.50	\$36,262.00	\$35,087.50	\$21,665.00	\$36,615.00



Engineer, Attorney, Adm./Misc.

Date	Amount Paid	Description
1/26/2009	\$2,500.00	1/5-1/24/09
5/6/2009	\$9,840.00	NJEIT Applic
	\$2,500.00	NJEIT applic.scan & drawings
6/3/2009	\$2,975.00	engineer services all contracts
7/8/2009	\$1,360.00	engineer services all contracts
8/5/2009	\$1,530.00	engineer services priority list
9/2/2009	\$6,116.00	TWA Application PS No. 6
2/3/2010	\$2,000.00	Level I Env. Review PS No. 6
	\$1,440.00	Freshwater Wetlands Permit PS 6
3/3/2010	\$1,500.00	engineer service wetlands permit
	\$1,929.06	reproduction expenses wetlands permit
	\$1,400.85	reproduction expenses 225 & 235
	\$1,788.85	reproduction expenses 220,230 & 240
4/7/2010	\$56.85	NJ Herald
	\$214.12	Star Ledger
6/2/2010	\$6,800.00	Res. 10-14 Green Projects
7/7/2010	\$75.04	Daily Record
8/4/2010	\$102.60	Daily Record
9/1/2010	\$566.40	Daily Record
	\$1,586.12	Star Ledger
10/6/2010	\$10,692.00	L. Kron, Esq.
11/3/2010	\$2,992.00	L. Kron, Esq.
12/1/2010	\$332.08	Daily Record
	\$381.64	Star Ledger
	\$902.00	L. Kron, Esq.
1/5/2011	\$12,185.99	H D & W
	\$4,312.00	L. Kron, Esq.
	\$464.68	Star Ledger
2/2/2011	\$142.12	Daily Record
	\$1,650.00	L. Kron, Esq.
3/2/2011	\$1,540.00	L. Kron, Esq.
	\$450.76	Star Ledger
4/6/2011	\$2,310.00	L. Kron, Esq.
5/4/2011	\$330.00	L. Kron, Esq.
6/1/2011	\$924.00	L. Kron, Esq.
	\$4,800.00	VM Assoc.
6/24/2011	\$1,034.10	L. Kron, Esq.
7/27/2011	\$110.00	L. Kron, Esq.
9/7/2011	\$119.08	Daily Record
	\$1,364.00	L. Kron, Esq.
10/5/2011	\$67.60	Daily Record
	\$550.00	L. Kron, Esq.
<b>Total</b>	<b>\$93,934.94</b>	

	Contract 220	Contract 225	Contract 230	Contract 235R	Contract 240
	Upgrade PS 2,3,4	Replace VFDs	Replace SPS No. 6	Soda Ash System	CCTV Interceptors
	Jogl Construction	Longo Electrical	DeMaio Electrical	CFM Construction	National Water Main
	\$312,000.00	\$282,000.00	\$382,449.00	\$207,800.00	\$269,850.00
	\$14,068.89		\$3,968.86		
			\$2,100.00		
4/6/2011					\$43,335.10
5/4/2011					\$70,589.90
6/24/2011	\$72,030.00				
7/27/2011	\$21,658.00				
10/5/2011			\$208,593.68		
11/7/2011	\$41,835.11	\$208,122.00	\$33,418.00	\$53,517.80	
	\$190,545.78	\$73,878.00	\$146,506.18	\$154,282.20	\$155,925.00