

**ROCKAWAY VALLEY REGIONAL SEWERAGE AUTHORITY  
MINUTES OF THE SPECIAL SCHEDULED  
BOARD MEETING  
APRIL 22, 2022**

The Special scheduled meeting of the Rockaway Valley Regional Sewerage Authority was held on Friday, April 22, 2022. The meeting started at 3:30 PM.

NOTICE is hereby given, pursuant to Section 13 of the Open Public Meetings Act that a special meeting of the Rockaway Valley Regional Sewerage Authority, located at 99 Greenbank Road, Boonton, NJ, will convene telephonically and/or Zoom Video on **Friday, April 22, 2022 at 3:30 P.M.** to consider matters falling within anticipated litigation and within the Attorney-Client Privilege, and requiring confidentiality pursuant to N.J.S.A. 10:4-12(b)(7), involving legal action regarding Jersey City and action regarding Contract No. 40 – “ Final Clarifiers Repair Project,” and to hold a Closed Session to discuss the same, if needed.

The RVRSA will consider the adoption of Resolution 22-047, entitled:

- (1) AUTHORIZING EXECUTION OF SETTLEMENT AGREEMENT BY AND BETWEEN TOMAR CONSTRUCTION SERVICES, INC. AND THE ROCKAWAY VALLEY REGIONAL SEWERAGE AUTHORITY REGARDING CONTRACT NO. 40 FINAL CLARIFIERS REPAIR PROJECT;
- (2) AUTHORIZING EXECUTION OF CHANGE ORDER NO. 4 AND EXTENDING THE CONTRACT COMPLETION TIME; AND
- (3) AUTHORIZING DISBURSEMENT OF PAYMENT IN THE SETTLEMENT AMOUNT OF \$646,985.89 SUBJECT TO THE PHASED PAYMENT TERMS OF THE SETTLEMENT AGREEMENT AND NJDEP APPROVAL

The agenda also includes public comment. Formal action may or may not be taken.

Based on Guidance issued by the Department of Community Affairs, entitled Local Operational Guidance - Covid-19: Guidance for Remote Public Meetings in New Jersey, issued on April 24, 2020, due to the COVID-19 pandemic, the offices of the RVRSA will be closed to the public for this meeting due to concerns for public health and safety however; the public is invited to participate in the meeting telephonically or through Zoom Video Meeting. The agenda is available on the website of the RVRSA at <https://rvrsa.org/agenda/>

Join Zoom Meeting at:

<https://us02web.zoom.us/j/81335157697?pwd=SmVkSXp6TVJjSU84OUIDNzZpcUIFUT09>

Meeting ID: 813 3515 7697 Passcode: 5hcaL3

One tap mobile +16465588656,,81335157697#,,,,\*800094# US (New York)

+13017158592,,81335157697#,,,,\*800094# US (Washington DC)

Dial by your location +1 646 558 8656 US (New York) +1 301 715 8592 US (Washington DC)

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+1 253 215 8782 US (Tacoma) +1 346 248 7799 US (Houston)

Meeting ID: 813 3515 7697 Passcode: 800094

Find your local number: <https://us02web.zoom.us/u/kbATxUII9X>

- **This meeting was posted on the RVRSA website and on the public notice board in the main RVRSA building.**
- **This meeting was advertised in the Daily Record and the Star Ledger newspapers.**

Assistant Board Secretary, Janice Fox, read a statement that timely notice of the meeting had been provided in accordance with the Open Public Meeting Act to member municipalities, members of the Authority and designated newspapers.

The salute to the United States flag followed.

Roll call attendance was taken:

The following Board Members were present: Messrs. Cegelka of Borough of Victory Gardens, Corbett of the Borough of Wharton, Farrell of Township of Boonton, Guadagno of Township of Randolph, Howarth of the Borough of Rockaway, Isselin of Town of Dover, Schorno of Township of Rockaway, and Zuppa of City of Jersey City.

The following Board Members were absent: Messrs. Andes of Town of Denville and Laverty of the Town of Boonton.

There was a quorum.

Also, present were Joseph Maraziti, Brad Carney and Andrew Brewer Esqs. Maraziti Falcon. Authority staff present were JoAnn Mondsini, Robert Bocchino, and Janice Fox.

#### **Public Portion**

- No Public Present, No Comment.

#### **Public Session**

Commissioner Guadagno offered **Resolution 22-047** – (1) Conditionally Authorizing Execution of Settlement Agreement by and Between Tomar Construction Services, Inc., and the Rockaway Valley Regional Sewerage Authority Regarding Contract No 40 Final Clarifiers Project; and (2) Conditionally Authorizing Execution of Change Order NO. 4 and Extending the Contract Completion Time; and (3) Conditionally Authorizing Disbursement of Payment in the Settlement Amount of \$646,985.89 Subject to the Phased Payment Terms of the Settlement Agreement and NJDEP Approval and second by Commissioner Howarth and approved on a roll call vote as follows:

Yeas: (8) Cegelka, Corbett, Farrell, Guadagno, Howarth, Isselin, Schorno, and Zuppa.

Nays: (0) None

Abstain: (0) None

Absent: (2) Andes and Laverty

Resolution 22-047 passed on 8 yeas.

Brad Carney and Commissioner Zuppa left the meeting.

Commissioner Guadagno offered **Resolution 22-052** - Closed Session for Jersey City Litigation and second by Commissioner Corbett and approved on a roll call vote as follows:

Yeas: (7) Cegelka, Corbett, Farrell, Guadagno, Howarth, Isselin, and Schorno.

Nays: (0) None

Abstain: (0) None

Absent: (3) Andes, Lavery, and Zuppa.

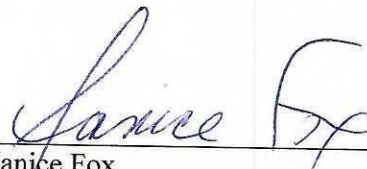
Resolution 22-052 passed on 7 yeas.

Commissioner Guadagno made a motion to close the Closed Session and second by Commissioner Howarth and approved by all present.

Commissioner Corbett made a motion to adjourn the meeting.  
Second by Commissioner Guadagno and approved by all present.

Meeting ended at 4:02 PM.

The next scheduled meeting is May 12, 2022

  
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Janice Fox  
Assistant Board Secretary