

## PASSAIC VALLEY WATER COMMISSION MEETING OF

APRIL 16, 2014

(CLOSED SESSION)

## C O M M I S S I O N E R S       P R E S E N T:

GLORIA KOLODZIEJ, President

ROBERT VANNOY, Vice-President

JEFFREY LEVINE, Treasurer

MENACHEM BAZIAN, Secretary (Absent)

THOMAS P. DeVITA

RIGO SANCHEZ

CHRYSTAL A. CLEAVES (Absent)

## A L S O       P R E S E N T:

JOSEPH A. BELLA, Executive Director

GEORGE T. HANLEY, Counsel (Absent)

ALAN GENITEMPO, ESQ., Acting Counsel

JAMES G. DUPREY, Director of Engineering

JAMES J. GALLAGHER, Personnel Director

YITZ WEISS, Comptroller (Absent)

LOUIS AMODIO, Administrative Secretary

(CONFIDENTIAL)

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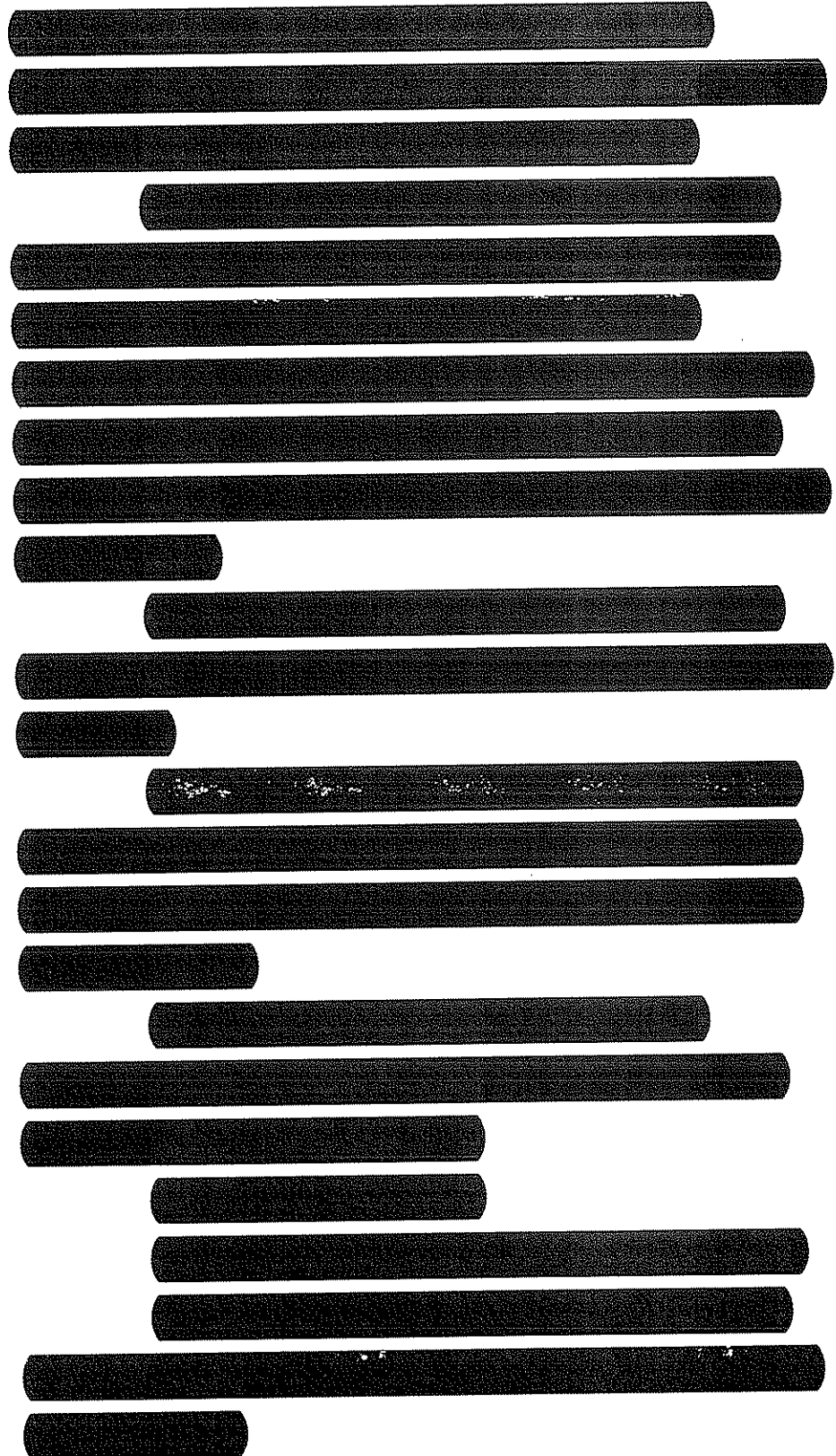
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The image shows a document page where the vast majority of the text has been redacted with thick black horizontal bars. The redactions are applied to nearly every line of text, leaving only a few small, illegible fragments visible. The layout appears to be a standard document with multiple lines of text, but the content is completely obscured by the redaction process.

This image shows a document page where almost all text has been redacted with black bars. The redactions are organized into several distinct blocks. At the top, there are three lines of redacted text. Below these, there is a single line of redacted text followed by a large block of redacted text consisting of seven lines. This is followed by another large block of redacted text consisting of five lines. Then, there is a single line of redacted text followed by a large block of redacted text consisting of four lines. This is followed by a single line of redacted text followed by a large block of redacted text consisting of three lines. Finally, there is a single line of redacted text followed by a large block of redacted text consisting of three lines. The redacted text appears to be a list or a series of entries, but the specific content is completely obscured.

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[REDACTED]

PRESIDENT KOLODZIEJ: Now we get to the important matter.

COMMISSIONER DeVITA: I have a question. I want to know if this is something we can discuss in closed session. It deals with our AOC Consent Order and contracts we had --

MR. GENITEMPO: AOC related to?

COMMISSIONER DeVITA: Reservoir covers.

MR. GENITEMPO: I haven't seen it, so I couldn't tell you.

COMMISSIONER DeVITA: Here's my question.

MR. GENITEMPO: Generally, go ahead.

COMMISSIONER DeVITA: I want Joe to hear this.

We had a lot of public discussion about us approaching for a delay; EPA, DEP. I personally think it's a great idea that we follow-up and coordinate. Is that something we can do or don't want to do it or not for discussion?

MR. BELLA: My recommendation is to take the issue up at the next meeting.

1 COMMISSIONER DeVITA: Why?

2 PRESIDENT KOLODZIEJ: Because we have to  
3 have a full complement here. We're down two  
4 people today. We're down two people today.

5 MR. GENITEMPO: Can I interject just for  
6 safety?

7 I think unless your discussion is going to  
8 revolve around potential litigation in that way,  
9 we'll bring in some type of Order to Show Cause, I  
10 don't think it would be appropriate to discuss it,  
11 regardless of who is here or not here. If your  
12 request was can we file an action --

13 COMMISSIONER DeVITA: No, it's not.

14 MR. GENITEMPO: -- Administrative or  
15 otherwise. Again, maybe there's a claim to be  
16 made in the Administrative Law Court --

17 COMMISSIONER DeVITA: Even with the  
18 Consent Order?

19 MR. GENITEMPO: If that's your question  
20 about whether we can take legal action, I would  
21 say we can discuss it here. If your question is  
22 what should we do logistically, public notice  
23 wise, contacting them, I would say it's not  
24 something we can discuss.

25 COMMISSIONER LEVINE: My question was:

1 Can we discuss it? I'd like to try to extend this  
2 July deadline --

3 COMMISSIONER DeVITA: We can't talk about  
4 it.

5 COMMISSIONER LEVINE: That we can't talk  
6 about.

7 MR. GENITEMPO: You can talk about it when  
8 you open to the public.

9 PRESIDENT KOLODZIEJ: And I would ask you  
10 to give the courtesy to the two Commissioners that  
11 are not here.

12 COMMISSIONER VANNOY: So when we do open  
13 it --

14 PRESIDENT KOLODZIEJ: It will be listed on  
15 the agenda for the next meeting. It will be  
16 listed as an action item.

17 COMMISSIONER VANNOY: That's going to make  
18 us look good.

19 PRESIDENT KOLODZIEJ: I don't think it  
20 makes us look good. I don't know about you -- am  
21 allowed to talk about this here?

22 MR. GENITEMPO: No.

23 PRESIDENT KOLODZIEJ: No. Okay.

24 See, it's a good thing you're here.

25 COMMISSIONER LEVINE: It would be letter

1 to talk about it in the public meeting.

2 PRESIDENT KOLODZIEJ: No, no. We can't.  
3 This is a closed session.

4 MR. GENITEMPO: No, no, I think he's  
5 saying can we talk about it once we reopen today  
6 and put it back on the agenda. Once the doors  
7 open, they can come back in and you can discuss  
8 it.

9 COMMISSIONER LEVINE: I'd rather discuss  
10 it when the doors open then.

11 PRESIDENT KOLODZIEJ: Well, it has to be.  
12 Period.

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C E R T I F I C A T E

I, LYNANN DRAGONE, License No. XIO1388, a  
Certified Court Reporter and Notary Public of the State  
of New Jersey, certify that the foregoing is a true and  
accurate transcript of the meeting at the time and the  
date hereinbefore set forth.

I further certify that I am neither attorney  
nor Counsel for, nor related to or employed by any of the  
parties to the action in which this meeting was taken.

I further certify that I am not a relative or  
employee of anyone employed in this case, nor am I  
financially interested in this action.

---

LYNANN DRAGONE, CCR  
Certified Court Reporter