

PASSAIC VALLEY WATER COMMISSION MEETING OF

JUNE 19, 2012

(OPEN SESSION)

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

ROBERT VANNOY, President

RIGO SANCHEZ, Vice-President

JEFFREY LEVINE, Treasurer

GLORIA KOLODZIEJ, Secretary

IDIDA RODRIGUEZ (Absent)

THOMAS P. DeVITA (Absent)

MENACHEM BAZIAN

A L S O P R E S E N T :

JOSEPH A. BELLA, Executive Director

GEORGE T. HANLEY, Counsel

JAMES G. DUPREY, Director of Engineering

JAMES J. GALLAGHER, Personnel Director

YITZ WEISS, Comptroller

LOUIS AMODIO, Administrative Secretary

1 MR. AMODIO: On the roll.

2

3 (Roll call was taken, all Commissioners
4 present respond in the affirmative. Commissioners
5 Rodriguez and DeVita are absent. Commissioner
6 Levine is not present yet)

7

8 MR. AMODIO: The time is 1:06 p.m.

9 You have a quorum.

10 All of the requirements of the Open Public
11 Meetings Act have been met. Commission meeting
12 notice have been furnished to all Commissioners,
13 City Clerks of Paterson, Passaic, and Clifton,
14 North Jersey Herald News, The Record - Passaic
15 County edition and the Commission's Executive
16 Staff with a copy posted on the main bulletin
17 board at the Clifton facility.

18 Would you please rise.

19 Commissioner Sanchez, would you please
20 lead us.

21 Is there anyone from the public who wishes
22 to be heard?

23 I hear no one.

24 Counsel, would you like to go into closed
25 session? You have an attorney or can she wait

1 until we go through this.

2 MR. HANLEY: It's up to the Commission.

3 COMMISSIONER KOLODZIEJ: I think we should
4 take her.

5 COMMISSIONER SANCHEZ: Move.

6 COMMISSIONER KOLODZIEJ: Second.

7 MR. AMODIO: WHEREAS, Section 8 of the
8 Open Public Meetings Act permits the exclusion of
9 the public from a meeting in certain
10 circumstances; and

11 WHEREAS, the public body is of the opinion
12 that such circumstances presently exist;

13 NOW, THEREFORE, BE IT RESOLVED by the
14 Commissioners of Passaic Valley Water
15 Commission.

16 1. The public shall be excluded from
17 discussions of the hereinafter specified subject
18 matters; the general nature of the subject matters
19 being: Financial; Insurance; Personnel;
20 Contracts; Security; Negotiations; Law,
21 Summary/Aging Reports, Prismatic/Leopold/Filters;
22 Personnel; Union Negotiations, Title Change -
23 Thomas Jefferson, New Hires - Carmelo Hernandez
24 and Gabriel Espino - Laborers; and any other
25 matter has may be discussed in camera.

1 2. It is anticipated at this time that
2 the above-stated subject matters will be ratified
3 during public meeting following or soon thereafter
4 as the reason for discussion no longer exists.

5 3. This Resolution shall take effect
6 immediately.

7 Second by Commissioner Kolodziej.

8 On the roll.

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10 (Roll call was taken, all Commissioners
11 present respond in the affirmative. Commissioners
12 Rodriguez and DeVita are absent. Commissioner
13 Levine is present at 1:40)

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OPEN OPEN OPEN

MR. AMODIO: Are there any committee

1 reports at this time?

2 Hearing none.

3 COMMISSIONER LEVINE: I tried having
4 everybody in the finance committee meeting. I had
5 at least four scheduled this time and it was not
6 due to me at all. I was willing to make every
7 single --

8 COMMISSIONER KOLODZIEJ: Not me either.

9 COMMISSIONER LEVINE: It wasn't totally
10 all Commissioner Bazian.

11 COMMISSIONER BAZIAN: Woe, woe, woe.
12 Excuse you. Once. Once.

13 COMMISSIONER KOLODZIEJ: We had other --

14 COMMISSIONER LEVINE: We had attorneys
15 that couldn't make it. We had Executive Directors
16 that couldn't make it. And we had department
17 heads. Because we were trying to do the Amnesty
18 Program.

19 PRESIDENT VANNOY: So the bottom line,
20 what?

21 COMMISSIONER KOLODZIEJ: We didn't meet.

22 COMMISSIONER LEVINE: I'd like to schedule
23 it right now at the meeting so everybody can make
24 it.

25 COMMISSIONER KOLODZIEJ: Okay. Before we

1 leave.

2 COMMISSIONER LEVINE: It takes more of my
3 time trying to schedule these meetings.

4 COMMISSIONER KOLODZIEJ: Loses time.

5 MR. AMODIO: Any other committee reports?

6 Okay.

7 Move onto the Executive Director's report.

8 Joe.

9 MR. BELLA: I'd just like to update you a
10 little bit on the sales. Things are pretty slow
11 because of the weather. It just never stopped
12 raining. We haven't had any favorable weather.

13 As far as IT, we're moving forward with
14 the business process review. It appears to be
15 very thorough. Our people have been very
16 cooperative.

17 The phone system is progressing nicely and
18 we should be starting to see installation fairly,
19 no promises, but within the next couple of months.
20 And that's going very well.

21 The plant is operating at about 50 percent
22 of capacity. Costs are staying fairly well in
23 terms of production.

24 And that's pretty much it.

25 Oh, I wanted to tell you, we're going to

1 be -- we postponed -- we were going to do it this
2 week. We had scheduled some additional work,
3 phase two of our Clifton Avenue repairs but that
4 will not -- we're not going to do that this week
5 because of the hot weather that's coming up.
6 We're postponing it until next week. So that
7 was -- if we're going to have any problems with
8 dirty water, it would be next week, not this week.

9 If we did it this week, with the big
10 demands and heat, and bigger demands, we probably
11 would have dirty water.

12 MR. AMODIO: Any questions?

13 COMMISSIONER BAZIAN: Mr. President.

14 PRESIDENT VANNOY: Yes.

15 COMMISSIONER BAZIAN: Two quick questions.

16 Number one, you mention in your report
17 that we had a decrease in revenues between April
18 and May. You finished it with a statement, "This
19 is unusual as April was very dry and warm." Do
20 you have any reason why our revenues went down on
21 a dry and warm month? Can you attribute it to
22 anything?

23 MR. BELLA: Well, mainly because April
24 people just aren't out there doing the things that
25 they would do. It's just, you know, force of

1 habit. People are creatures of habit and there's
2 lots of habit in water use. People are out there
3 doing planting and that kind of thing, car
4 washing.

5 COMMISSIONER BAZIAN: The other question
6 is on your delinquency report, I was wondering if
7 we made any progress with regards to the top item
8 on the list.

9 MR. BELLA: I have to talk to Jim about
10 that.

11 COMMISSIONER BAZIAN: I would appreciate
12 it, at least for the finance committee we can get
13 an idea on -- also, it would be very useful to
14 know on this just how long these things are
15 outstanding.

16 MR. BELLA: Okay.

17 COMMISSIONER BAZIAN: Because I see, for
18 example, an outstanding account for \$25,000. It's
19 different if it's been outstanding for 30 days or
20 300 days. That would be useful.

21 MR. BELLA: Sure.

22 COMMISSIONER BAZIAN: Thank you.

23 PRESIDENT VANNOY: Commissioner Kolodziej.

24 COMMISSIONER KOLODZIEJ: Yeah. I had
25 taken time before the meeting to get my other

1 questions addressed, but on page ten in regard to
2 the project 12-P-49 "Background Checks," I thought
3 we had authorized going out for that. Mr. Bella
4 tells me that, no, we haven't. He's looking for
5 approval from us to be able to go out.

6 PRESIDENT VANNOY: I thought we did, too.

7 COMMISSIONER KOLODZIEJ: I asked him if we
8 had any problem with the current vendor and he
9 said no, but we still have to go out to bid.

10 So I hope we can carry that today to
11 regular agenda. I don't think we need to do it by
12 vote, but just in case we do.

13 COMMISSIONER LEVINE: Do we need to have a
14 --

15 COMMISSIONER KOLODZIEJ: No, we don't
16 really need to have it, because you see the SCADA
17 update is growing and do you really want to hold a
18 meeting just so we can approve a background check
19 when we can do it right here? If you want to have
20 a meeting, I would love to have a meeting.

21 MR. AMODIO: Can I ask a question, Mr.
22 Duprey? When is that contract up?

23 MR. DUPREY: Which one?

24 MR. AMODIO: The background check.

25 COMMISSIONER KOLODZIEJ: The background

1 check, 12-P-49.

2 MR. DUPREY: It may already be up.

3 MR. AMODIO: Okay.

4 COMMISSIONER KOLODZIEJ: I believe it is.
5 I just want to be sure that we're moving forward
6 to either reject or accept and we're doing very
7 well on saving money.

8 COMMISSIONER LEVINE: How much is it each
9 background?

10 COMMISSIONER KOLODZIEJ: Two hundred
11 something dollars compared to the thousand we used
12 to have. And we said there's no trouble with the
13 current vendor, but you still have to ask other
14 vendors to --

15 COMMISSIONER LEVINE: Let me ask you a
16 question, Joe. Have you looked into any prices
17 how much it would be to outsource? Remember, we
18 talked about that, the lot and block numbers?

19 MR. BELLA: We're working on that. That's
20 pretty complicated.

21 COMMISSIONER LEVINE: No, I'm talking
22 about outsourcing.

23 MR. BELLA: I know. We're working on it.

24 COMMISSIONER LEVINE: How much? So my
25 finance we can have a meeting.

1 MR. BELLA: General number --

2 COMMISSIONER LEVINE: General, roundabout
3 number so if we want to pursue it, we can go out
4 that way. Because I want to get this done. I
5 want to present it and find out what we're going
6 to do with that.

7 MR. AMODIO: Moving on.

8 We have Requests Commission to advertise
9 Contract #12-B-29, "Remove and Disposal of Filter
10 Sand and Media Mixture."

11 We could also add to that Project
12 #12-P-49, "Background Checks." So if I have a
13 motion on that.

14 COMMISSIONER BAZIAN: Move it.

15 MR. AMODIO: By Commissioner Bazian.

16 COMMISSIONER KOLODZIEJ: Second.

17 MR. AMODIO: Second by Commissioner
18 Kolodziej.

19 On the roll.

20

21 (Roll call was taken, all Commissioners
22 present respond in the affirmative. Commissioners
23 Rodriguez and Devita are absent)

24

25 MR. AMODIO: Motion approved.

1 Commissioners Rodriguez and DeVita are not
2 here.

3 Next, we have two requests for the
4 reservoir. One is for Brian's Run. They placed a
5 sign along the reservoir.

6 And the other one is Wayne Police
7 Department request the use of the reservoir for
8 training this Thursday from 8:00 a.m. to 4:00 p.m.
9 We have a hold harmless signed. We have
10 certificates of insurance and our risk manager has
11 looked over the insurance and is satisfied.

12 Questions?

13 Motion?

14 COMMISSIONER KOLODZIEJ: I'll move both.

15 MR. AMODIO: By Commissioner Kolodziej.

16 Second?

17 COMMISSIONER LEVINE: Second.

18 MR. AMODIO: By Commissioner Levine.

19 On the roll.

20

21 (Roll call was taken, all Commissioners
22 present respond in the affirmative. Commissioners
23 Rodriguez and DeVita are absent).

24

25 MR. AMODIO: Commissioners Rodriguez and

1 DeVita are not here.

2 Next, we have the Controller's Report.

3 MR. WEISS: Cash on hand is 18.4 million.

4 Our accounts receivable is at 11.3
5 million. Our 30 days or less is 10.8 million;
6 that's 95.6 percent.

7 Our accounts payable is at 6.0 million.

8 The reason why accounts payable is as high
9 as it is is because it's an extra week between
10 Commission meetings. So it adds up.

11 As Joe mentioned, we're starting the
12 budget process in the beginning of July. So we
13 should have preliminary numbers back for the
14 finance committee meetings probably in August.
15 You've also got a copy of the last month, you had
16 gotten a copy of the financials. These are our
17 audited financials you have in front of you today.
18 A Resolution that has to go to the Local Finance
19 Board that the financials have been reviewed. We
20 need to get that done today.

21 COMMISSIONER LEVINE: North Arlington, he
22 didn't give us an update with what's going on.
23 North Arlington, right?

24 COMMISSIONER KOLODZIEJ: Lyndhurst.

25 COMMISSIONER LEVINE: I'm sorry,

1 Lyndhurst. The purchase of the Lyndhurst, is that
2 going to be in the budget for the following year?

3 PRESIDENT VANNOY: No, they're holding
4 off.

5 COMMISSIONER LEVINE: Who's holding off?

6 COMMISSIONER VANNOY: Okay. Commissioner
7 Bazian.

8 COMMISSIONER BAZIAN: Yitz, I know our AIP
9 is high, but by how much? How much more? You
10 said six million. How much is it normally?

11 MR. WEISS: It's normally between four and
12 five.

13 COMMISSIONER BAZIAN: Four and five. If I
14 remember correctly, cash balance last month was
15 14, wasn't it?

16 MR. WEISS: I'd have to look.

17 COMMISSIONER BAZIAN: That's what my notes
18 say. So we're considerably higher this month from
19 last month?

20 MR. WEISS: Right. I'm glad you brought
21 that up. I wanted to mention that.

22 The reason why is because the collections,
23 the new procedures that we implemented in terms of
24 being able to collect delinquent accountings
25 worked remarkably well to enable us to collect

1 past due.

2 COMMISSIONER BAZIAN: The audit,
3 specifically, the comments/management letter that
4 we got from the auditor, was that forwarded to the
5 company doing our BPR?

6 MR. WEISS: Yes. And you will have a copy
7 of the corrective action plan for next month.
8 That will be filed with the Local Finance Board.

9 COMMISSIONER BAZIAN: Am I incorrect, in
10 reading the management letter, most of the issues
11 that they have mentioned are, or a good portion of
12 them had to do with things like software and
13 procedures, all of which we were expecting to come
14 out of the BPR?

15 MR. WEISS: Yes, that's correct. We're
16 still required to do a corrective action plan.

17 COMMISSIONER BAZIAN: Okay. Thank you.

18 MR. AMODIO: You have a group affidavit
19 which you will need to print your name and sign.
20 Mr. Weiss will take that around.

21 In the meantime, can I have a motion?

22 COMMISSIONER BAZIAN: Move it.

23 MR. AMODIO: By Commissioner Bazian.

24 COMMISSIONER KOLODZIEJ: Second.

25 MR. AMODIO: By Commissioner Kolodziej.

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(Roll call was taken, all Commissioners present respond in the affirmative. Commissioners Rodriguez and DeVita are absent)

MR. AMODIO: Commissioners DeVita and Rodriguez are not here.

We'll move onto Consent Agenda. We have the minutes of Passaic Valley Water Commission in camera session and Regular Public Meetings held May 16th and May 22nd, 2012.

Do I have a motion?

COMMISSIONER KOLODZIEJ: So moved.

MR. AMODIO: By Commissioner Kolodziej.

COMMISSIONER SANCHEZ: Second.

MR. AMODIO: By Commissioner Sanchez.

On the roll.

(Roll call was taken, all Commissioners present respond in the affirmative. Commissioners Rodriguez and DeVita are absent)

MR. AMODIO: Commissioners DeVita and Rodriguez not here.

Next, we have Miscellaneous Purchase

1 Orders placed by Purchasing Agent, Linda
2 Beckering. Does the Chair accept, receive, and
3 file Miscellaneous Purchase Orders for the period
4 of May 7, 2012 to June 10th, 2012?

5 PRESIDENT VANNOY: Yes.

6 MR. AMODIO: Thank you, sir.

7 Next, we have Requests For Action. We
8 have Contract #12-B-1 "Furnish and Install
9 Replacement Sulfuric Acid System." Recommendation
10 to award a 240-day contract to Allied Construction
11 Group of East Brunswick, New Jersey in the amount
12 of \$235,615.

13 Discussion?

14 Motion?

15 COMMISSIONER KOLODZIEJ: So moved.

16 MR. AMODIO: Motion by Commissioner
17 Kolodziej.

18 COMMISSIONER SANCHEZ: Second.

19 MR. AMODIO: Second by Commissioner
20 Sanchez.

21

22 (Roll call was taken, all Commissioners
23 present respond in the affirmative. Commissisoners
24 Rodriguez and DeVita are absent)

25

1 MR. AMODIO: Commissioners Rodriguez and
2 DeVita are absent.

3 Next, we have Contract #12-B-11 "Valve
4 Service Truck and Appurtenances." Recommendation
5 to award to Beyer Ford of Morristown, New Jersey
6 in the amount of \$139,740.

7 Questions?

8 Motion?

9 COMMISSIONER KOLODZIEJ: So moved.

10 MR. AMODIO: Motion by Commissioner
11 Kolodziej.

12 COMMISSIONER SANCHEZ: Second.

13 MR. AMODIO: Second by Commissioner
14 Sanchez.

15 On the roll.

16

17 (Roll call was taken, all Commissioners
18 present respond in the affirmative. Commissioners
19 Rodriguez and DeVita are absent)

20

21 MR. AMODIO: Commissioners Rodriguez and
22 DeVita are not here.

23 Next, we have New Business. We have
24 Summary of Disbursements and Payrolls through
25 June 19th, 2012, in the amount of \$7,955,080.26.

1 Does the Chair find them in order?

2 COMMISSIONER LEVINE: Yes.

3 MR. AMODIO: Make a motion.

4 COMMISSIONER LEVINE: Make a motion for
5 approval.

6 MR. AMODIO: Do I have a second?

7 COMMISSIONER KOLODZIEJ: Second.

8 MR. AMODIO: By Commissioner Kolodziej.
9 On the roll.

10 COMMISSIONER BAZIAN: I abstain on Dell.

11 COMMISSIONER SANCHEZ: Yes, but I abstain
12 on Montana.

13 PRESIDENT VANNOY: I abstain on Damico,
14 Del Sardo, Montanari.

15
16 (Roll call was taken, all Commissioners
17 present respond in the affirmative. Commissioners
18 Rodriguez and DeVita are absent)

19

20 MR. AMODIO: Thank you.

21 We'll go to recommendations for closed
22 session.

23 We have Personnel agenda, change in Thomas
24 Jefferson's title from Assistant Water Treatment
25 Plant Operator to Laborer working in the

1 Maintenance Department with no salary change.

2 We also have two new hires; Carmelo
3 Hernandez and Gabriel Espino, Laborers.

4 Proposed Salary: \$30,000.

5 Proposed Range: \$16,315 to \$54,213.

6 Do I have a motion?

7 COMMISSIONER KOLODZIEJ: I would ask that
8 you separate the votes on the title change and the
9 new hires.

10 PRESIDENT VANNOY: Yes.

11 MR. AMODIO: Okay. We'll do the title
12 change with Thomas Jefferson, first.

13 COMMISSIONER KOLODZIEJ: So moved.

14 This veteran wants to be something else
15 than his original position. That's fine with me.

16 MR. AMODIO: Motion by Commissioner
17 Kolodziej.

18 Do I have a second?

19 COMMISSIONER BAZIAN: Second.

20 MR. AMODIO: On the roll.

21

22 (Roll call was taken, all Commissioners
23 present respond in the affirmative. Commissioners
24 Rodriguez and DeVita are absent)

25

1 MR. AMODIO: Commissioners DeVita and
2 Rodriguez are not here.

3 Next, motion for the two new hires;
4 Laborers. Do I have a motion?

5 COMMISSIONER SANCHEZ: So moved.

6 MR. AMODIO: By Commissioner Sanchez.

7 Do I have a second?

8 COMMISSIONER BAZIAN: Second.

9 MR. AMODIO: By Commissioner Bazian.

10 On the roll.

11 COMMISSIONER KOLODZIEJ: Discussion.

12 MR. AMODIO: Oh, sorry.

13 COMMISSIONER KOLODZIEJ: Because I don't
14 want Commissioner Bazian to call me out of order
15 in qualifying my vote.

16 It's really not a question, it's just
17 bringing out to the public my very strong feeling
18 about hoping that this organization can be
19 progressive enough to give some sort of courtesy,
20 at least interview, to veterans who have been on
21 our file for over a year.

22 I am sure that this restaurant manager and
23 this sales associate are going to do a very
24 wonderful job for our organization. But the fact
25 that there are at least six veterans that have

1 been sitting in that file for a year that didn't
2 even have a courtesy of an interview is something
3 I feel strong about.

4 If personnel tells me that they will
5 address my concern, they will come back with a
6 recommendation so that in the future we can do
7 something about doing more than talk about
8 Patriotism, I'm going to vote no on this -- but
9 you didn't get to me yet.

10 MR. AMODIO: Okay. Thank you.

11
12 (Roll call was taken, all Commissioners
13 present respond in the affirmative. Commissioner
14 Kolodziej responded in the negative.
15 Commissioners Rodriguez and DeVita are absent)

16
17 PRESIDENT VANNOY: Yes, with the, I guess,
18 we'll say in the future, we would like to have our
19 veteran list made available to us.

20 MR. AMODIO: Thank you.

21 Motion approved.

22 Commissioners Rodriguez and DeVita are
23 absent.

24 COMMISSIONER BAZIAN: Mr. President, if I
25 may?

1 PRESIDENT VANNOY: Yes.

2 COMMISSIONER BAZIAN: I think it might be
3 a good idea, as I said during closed session, to
4 review our hiring practices in general, perhaps
5 this is something that could be collaborated
6 between our policies committee and our personnel
7 committee. I agree, our veterans deserve an
8 opportunity at work; absolutely. And I think that
9 we need to review it and come up with a policy
10 rather than do it ad hoc. Because this is the
11 first time that this has been brought up in my
12 memory, maybe, unless I forgot. I don't remember
13 it being brought up. I agree, it needs to be
14 addressed, but it needs to be addressed properly.

15 MR. AMODIO: Nothing further.

16 Nothing under Good and Welfare.

17 Next, I'm sorry -- under Good and Welfare,
18 this Sunday, Yitz's oldest daughter. Miriam, will
19 be married. Congratulations to the Weiss family.

20 PRESIDENT VANNOY: Along with the Good and
21 Welfare, Commissioner Rodriguez is not here, but
22 we'd like to congratulate her; she became an
23 Ordained Minister. She can marry people now.

24 COMMISSIONER BAZIAN: Motion to adjourn.

25 COMMISSIONER KOLODZIEJ: Second.

1 MR. AMODIO: Consensus to adjourn.

2 Meeting adjourned.

3 Time is 2:11.

4 Next meeting is scheduled for Wednesday,

5 July 18th at 9:30 a.m.

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7 (Proceedings concluded)

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C E R T I F I C A T E

I, LYNANN DRAGONE, License No. XI01388, 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