

PASSAIC VALLEY WATER COMMISSION MEETING OF
AUGUST 20, 2014
(OPEN SESSION)

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

GLORIA KOLODZIEJ, President

JEFFREY LEVINE, Vice President

MENACHEM BAZIAN, Treasurer

CHRYSTAL A. CLEAVES, Secretary

THOMAS P. DeVITA

RIGO SANCHEZ

RUSSELL GRADDY (Absent)

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

YITZ WEISS, Comptroller

LOUIS AMODIO, Administrative Secretary

1 PRESIDENT KOLODZIEJ: Call this meeting to
2 order.

3 MR. AMODIO: On the roll.

4 Commissioner Levine is here.

5 Commissioner Graddy is absent.

6 Commissioner Sanchez is not yet here.

7

8 (Roll call was taken, all Commissioners
9 present respond in the affirmative)

10

11 MR. AMODIO: Thank you.

12 You have a quorum.

13 The time is 12:05 p.m.

14 All of the requirements of the Open Public
15 Meetings Act have been met. Notices have been
16 furnished to all Commissioners; City Clerks of
17 Paterson, Passaic, and Clifton; North Jersey
18 Herald News; The Record - Passaic County edition
19 and the Commission's Executive Staff with a copy
20 posted at the main bulletin board at the Clifton
21 facility.

22 Will you please rise.

23 Commissioner Cleaves...

24 PRESIDENT KOLODZIEJ: As you can see, the
25 agenda is very light today and probably

1 fortuitously so.

2 The results of our study have been given
3 to you yesterday. So you all have gotten your
4 copies. Correct?

5 I believe Mr. Bella has some copies for
6 the public which is a grid version of the overview
7 kind of thing. But in the meantime, I would like
8 a motion to dispense with the regular of order of
9 business to move up 3(b), which is the Review of
10 the Reservoir Projects Alternate Sites.

11 COMMISSIONER BAZIAN: I'll move it.

12 COMMISSIONER CLEAVES: I'll second it.

13 PRESIDENT KOLODZIEJ: All right. So done.

14 In the way of housekeeping, I just would
15 like to make an announcement. We've been very
16 busy since the last meeting. We have scheduled
17 the public information session on September 10th
18 at the International School on Grand Street from
19 seven to ten p.m. So that will be on our agenda
20 before our next meeting. And when we get to the
21 public portion, because my colleagues have not had
22 the overview, they have not really had a chance to
23 discuss this, I will open the meeting to the
24 public for your questions and if we can answer
25 them on the spot, we will be happy to do so. If

1 not, we'll have to get back to you.

2 Is there any member of the public here
3 that's here to talk about anything else other than
4 the reservoir project?

5 Okay. Then I can feel confident that when
6 we get to the public portion, that we'll go right
7 down the list as per the sign-in sheet.

8 So we have with us today: Jerry Notte
9 from CH2M Hill, our consultant. And of course our
10 engineer, Mr. Duprey. And our Chief Executive
11 Officer, Mr. Bella, who will lead us through the
12 presentation.

13 MR. BELLA: The Commission asked us to
14 look into the possibilities of alternative sites.
15 We then took our existing consultants to take a
16 look at alternative sites and look around for
17 alternative sites and the three best sites came
18 up, were studied in great detail in terms of cost
19 and feasibility, in terms of hydraulics and
20 operation and that type of thing. And the results
21 came in this.

22 This is an Executive Summary which I
23 passed out. The entire report actually will be
24 available to the public. We just got it last
25 night, so we didn't have time to runoff as many

1 think is a good place to start. So as we go
2 through the others with the pluses and the
3 negatives of each site, it will be easier to
4 compare the three other sites with the site that
5 we are most familiar with.

6 MR. BELLA: I might add this is in
7 addition to the alternative studies we looked at
8 during the initial study.

9 PRESIDENT KOLODZIEJ: I hope we don't go
10 backwards. We've already eliminated putting on
11 those covers, which are ugly and costly. So we've
12 all kind of settled on we're still talking about
13 tanks because it's the most cost effective. And
14 it's just the placement of those tanks that has
15 created the discussion that we continue to have.

16 So let's start out with the Levine site
17 and the pluses at the Levine site from a general
18 overview.

19 MR. NOTTE: I'm Jerry Notte from CH2M
20 Hill. Let me describe, if I could, some of the
21 advantages of the Levine site at least in
22 comparison to the three others that we evaluated.

23 The Levine site, its location is good in
24 that there is space for the tanks. Naturally,
25 we'll need to put in two 2.5 million gallons of

1 prestressed concrete tanks, but we also need to
2 manage storm water on site. And that site is
3 conducive for storm water management because it's
4 big enough not only for the tanks but also the
5 storm water management appurtenances.

6 Piping becomes a minimize there as well
7 because the piping from the treatment facility
8 going into the storage tank is the inlet piping is
9 right there on site, obviously, because it was a
10 finished water reservoir and its out light piping
11 is right there. That isn't so with the other
12 sites and I'll speak to them in a moment or two.

13 The net effect of that, and we've done a
14 fairly detailed cost evaluation for the Levine
15 site, right now we're about \$18 million,
16 \$18.7 million.

17 So those are some of the advantages to the
18 Levine site. Proximity, the size of the facility,
19 and also very little excavation, if you will, put
20 in the tanks because they're basically basin in
21 there, the tanks will fit into and the elevation
22 is critically important and it's obviously at the
23 right elevation because that's where it's feeding
24 the system right now. So it has the right
25 elevation features. Those are some of the

1 advantages.

2 So we evaluated three other sites. Site
3 number 1 which is in Paterson; a former quarry on
4 New Street. A lot of you are familiar with that
5 site.

6 We looked also at the site across the
7 street from it which is Block 5107 Lot 1.

8 And we looked at a site Block 801 which is
9 formerly the Vista Great Falls.

10 So if we go to the quarry site, one of the
11 turns there, the size of that particular site is
12 large enough for the tanks and storm water
13 management, both critically important. But there
14 are elevation issues there. The elevations range
15 somewhere from about 220 up to 260, and I'm
16 working off the top of my head. But to get the
17 bottom elevation of the tanks where they need to
18 be, which is approximately 175 to 178, there is a
19 tremendous amount of excavation broth that needs
20 to take place in order to get that. If the
21 elevation isn't adhered to, it will have major
22 operational issues throughout the distribution,
23 the water distribution system, because you're
24 dealing with very high pressures and that's not
25 conducive with a lot of pipelines.

1 And as you know, infrastructure in the
2 United States and Paterson is no different and the
3 service area are, you know, they experience a lot
4 of breaks, particularly, if you subject them to
5 these high variances and pressure.

6 So from the get-go, that was problems. So
7 it's an elevation, although the size is conducive.

8 Also, we talked about earlier the
9 proximity to Levine. You still have to put in a
10 pipeline from the Levine Reservoir. These are
11 fairly large pipelines, about 36-inch pipelines
12 from Levine to the tanks at the quarry and you'd
13 have to also take the water from the tanks out of
14 the quarry and put them back to Grand Street. So
15 you have a length of pipeline both in and out and
16 its considerable costs associated with that.

17 The other issue is you need to microtunnel
18 under Route 80 which has substantial costs
19 associated with that. You need an overflow from
20 the storm water management system needs to go
21 somewhere, that will be a 30-inch pipe that will
22 go from your storm water management detention pond
23 and that would meet back somewhere in the vicinity
24 of Levine again and sent into the Passaic River at
25 that point.

1 And then when we worked up all the costs
2 on that and, again, you're privy to look at the
3 level of costing at this point, but it's somewhere
4 around \$37 million for the excavation, the
5 pipelines, the microtunneling and all of that to
6 get this facility.

7 Site 2.

8 PRESIDENT KOLODZIEJ: Can I just interject
9 here because I think it's important to keep it in
10 the back of our head.

11 None of these figures include site
12 acquisition. We're just talking about what we
13 need to do if that site was given to us, whatever
14 the situation may be.

15 So I just want everybody to know that
16 we're strictly talking about the things that we
17 would do once we obtain that property.

18 MR. NOTTE: Yes. And, you know, that's a
19 great point. I really should have brought that
20 up.

21 There are a number of things that are
22 already unaccounted for. As you can appreciate
23 it, if you were to move these tanks over to Site
24 number 1, as an example, you would need to
25 decommission the Levine Reservoir because it

1 currently is supplied by, it's not a natural
2 system. It was built as a water supply reservoir.
3 So as a result, its water comes solely from the
4 water treatment plant.

5 Its drainage area is very small, so
6 rainfall is not going to fill that impoundment.
7 You're going to have to decommission it. If in
8 fact you wanted that to be an open water feeder,
9 you would have to feed it with water which has a
10 cost associated with it. You need to aerate it
11 and circulate because it's not being fed anywhere,
12 so you need to keep that water moving otherwise it
13 will become stagnant. It will nutrify the gallons
14 of water so there's a decommission component to
15 that.

16 So that cost hasn't been figured out,
17 mainly, because we're not sure whether the water
18 would need to be chlorinated. There's regulatory
19 issues, the discharging after. So there's a cost
20 associated with that. If I were to speculate it,
21 somewhere around a million and a half dollars to
22 two millions dollars to decommission that
23 reservoir. The engineering and administrative
24 costs are included for the additional engineering,
25 not just associated with that, the entire project.

1 And as you pointed out, land acquisition has not
2 been factored, if I'm not mistaken.

3 So those are additional costs and I would
4 say in round numbers maybe they'd add and, again,
5 I can't guess at what the cost of that property
6 would be, part of what we did at this point but
7 I'm just purely on administrative engineering,
8 decommission maybe it would add \$3 million to the
9 \$37 million in the case of Site 1.

10 Site 2, its biggest drawback is the size
11 of the site. There is not enough room to put
12 tanks and storm water management. So if you put
13 the tanks there, you have to export the storm
14 water somehow and there's no way to even collect
15 it. So frankly, that kills it in and of itself.
16 But we did kind of, not back in the envelope but
17 excluding the critical component of storm water
18 management, we priced it and because of its moving
19 the tanks on the location, under sizing it and
20 also excavation pipelines similar to Site 1
21 because they're located very close to each other,
22 microtunneling, its price was \$34 million. And I
23 might add that's with a major caveat that frankly,
24 the storm water management would be a critical
25 issue there. You really couldn't do it there.

1 COMMISSIONER BAZIAN: So you're saying
2 it's not technically feasible.

3 MR. NOTTE: It's not technically feasible.
4 One can say Site 1 isn't technically feasible
5 either, but if money were no object, maybe we can
6 find a way to do it. I'm stretching right there.
7 I don't know. You have elevation issues, so you
8 need to excavate. So it becomes really financial.

9 COMMISSIONER LEVINE: Let me ask you a
10 question. What about putting the tanks under the
11 Levine Reservoir? Under the water, draining it
12 and putting the pipes there?

13 MR. NOTTE: It's an elevation issue. One
14 of the things North Jersey District Water Supply
15 commissioned Passaic Valley, they try to reduce
16 the total amount of pumping --

17 COMMISSIONER LEVINE: Don't they do that
18 now? Don't some reservoirs have, like, the tanks
19 under the water or --

20 MR. NOTTE: It depends on where the
21 elevation in the tanks were. In most cases, for
22 instance, the City of Baltimore, we did
23 investigation in other areas around the country,
24 some were able to bypass. It was a large enough
25 impoundment.

1 We don't have that luxury at Levine to
2 bypass, but the elevation was always critical. So
3 the tanks were, in certain instances, if they own
4 adjoining land, for instance, if you own low lying
5 adjoining land, then you can put it at the right
6 elevation and then cover with fill above it. But
7 Levine is --

8 COMMISSIONER LEVINE: So we can't put it
9 where our reservoir is now sitting in the water?

10 MR. NOTTE: No, it's the elevation.

11 You basically have to, if you were to do
12 that and there's uplift and all kinds of things,
13 you would have to have a lot of pumping.

14 COMMISSIONER LEVINE: I just wanted to
15 know.

16 MR. NOTTE: So that's Site number 2.

17 I guess the most promising from one point
18 was Site 3. At least its size was correct. It's
19 large enough to put the two tanks on it. It's
20 large enough for storm water management and the
21 elevation is fairly good at that location. There
22 will need to be a lot of excavation and there
23 needs to be a lot of pipelines associated going to
24 and from, as a matter of fact, at a longer
25 distance than Sites 1 and 2. So when we looked at

1 it in capital costs of Site 3 were 32 million
2 additional excavation, pipeline, and so forth.

3 The other thing to keep in mind is: If
4 you'd like me to speak a little bit on historic
5 preservation. In the case of Site number 3, and
6 this is something to consider, in addition to the
7 cost, we got 32 million, we got decommissioning,
8 administrative, other costs on that, maybe that
9 brings it to about 36 million, that's compared to
10 Levine's cost of 18 million. If you look at it
11 purely from a historic preservation point of view,
12 Site 3 is adjacent to two national historic
13 preservation landmarks, namely, Hincheclock
14 Stadium and Great Falls. And it also is
15 considered to have some archeological significance
16 because there were wars of live reservoirs there
17 at one time. So you have to do a survey of that
18 particular site and you'd have some U shed issues
19 putting tanks in there because of the proximity of
20 Hincheclock and also the proximity to Great Falls.

21 Sorry about that.

22 Sites 1 and 2, from a historic
23 preservation perspective, their proximity to the
24 Morris Canal and to Garret Mountain, so they have
25 U shed issues, but they may not be as big of an

1 issue at those two sites, but they are still.

2 PRESIDENT KOLODZIEJ: Can you help me put
3 into perspective that historical question, because
4 we've had a lot of discussion on that issue. So
5 if I'm listening correctly and the information
6 that I have on the Levine Reservoir site that the
7 lesser impact from the historical stance will be
8 the Levine Reservoir, it will not have the kind of
9 visibility of obstruction because of how its
10 situated down, where in Site 3 it sounds to me
11 like you're telling me it's going to be sticking
12 up, that I could see it from, you know, the places
13 that are critical here, Hinchelcliff Stadium and
14 the Great Falls.

15 So that visual impact is important to me
16 and, obviously, you know, when we go before the
17 Federal people and the people that we're going to
18 have to go through with this historical question,
19 they're going to have to take into these
20 considerations also of the sites that you've
21 looked at because they may not be concerned about
22 cost. They may just be concerned about the impact
23 on the historical. They're going to have to weigh
24 all of these things and then probably make a
25 decision as to what has the least impact on their

1 concerns which are the historical concerns.

2 MR. NOTTE: Very good point. You know, I
3 like you am interested in its impact. I was born
4 and raised in Paterson in that general area and it
5 was important when we looked at this to minimize
6 those impacts. And when we looked at Levine, we
7 took a number of U shed views of that. And other
8 than being on Grand Street, at the very peak of
9 Grand Street where you'll see a sliver of the
10 tanks, with proper tree plantings and so forth,
11 you can minimize that effect, we got various U
12 shed views and frankly, you don't see it other
13 than from that specific area even when you
14 foliated during winter months which I think is
15 interesting.

16 The Site 3 you're going to see it.

17 PRESIDENT KOLODZIEJ: No matter what we
18 do. Right?

19 Go ahead, Commissioner DeVita.

20 MR. NOTTE: We have details on that; we
21 don't have all details.

22 COMMISSIONER DeVITA: Question: Three of
23 these sites require we have to acquire them. Do
24 we have the power of condemnation as far as there
25 is going to be a negotiation?

1 MR. HANLEY: I think, don't hold me to
2 this.

3 COMMISSIONER DeVITA: I'm holding you.

4 MR. HANLEY: I'll research it, how's that?

5 PRESIDENT KOLODZIEJ: Very smart, Mr.

6 Hanley. Very smart.

7 So you'll research the eminent domain
8 issue for us. Thank you.

9 I'm sorry. Go ahead, Mr. Notte.

10 So going back to Site 3, the most
11 promising. Size is correct; storm water
12 management, it's large enough to do that. Can you
13 tell me a little bit about the excavation issue?
14 Because the idea of tunneling under Route 80, I
15 can't imagine anybody is going to let us do that.
16 But what kind of rock and stuff are we going to
17 encounter at this Site 3 which is the most
18 promising, so that I have some kind of concept
19 about blasting and all the things that scare the
20 heck out of me, because I watched our mountain be
21 blasted away by Woodland Park. So the whole
22 concept of any type of major excavation would kind
23 of really give me a handle.

24 MR. NOTTE: Yeah. You know, in terms of
25 blasting, blasting, they'll be more blasting, more

1 salt rock in Sites 1 and 2 than there are on 3.
2 The fact of the matter is the terrain at Site 3
3 lends itself to the fact that we need to get the
4 tanks in a specific location and we need to
5 excavate for the storm water management detention
6 pond. So as a result of that, there will be some
7 rock excavation. There will be a lot of soil
8 excavation. And you'll need to export the
9 material off-site. And I don't have the cubic
10 yards right with me, because, and again, we have a
11 presentation on the 10th of September --

12 PRESIDENT KOLODZIEJ: Right. And we'll be
13 more prepared for that.

14 MR. NOTTE: We can go into the details of
15 the cubic yards and so forth.

16 PRESIDENT KOLODZIEJ: But I think the
17 important thing here, to me is, yes, they will be,
18 not greatly as impacting as Sites 1 and 2 and,
19 obviously, that factor has been factored into the
20 cost of the project. So that's factored into 32
21 million that you're talking about.

22 MR. NOTTE: That's correct. But to be
23 clear, we don't microtunnel for Site 3. We do for
24 1 and 2. You have a lot longer stretch of pipe
25 getting from Site 3 to Levine to connect to the

1 existing pipelines.

2 PRESIDENT KOLODZIEJ: All right.

3 Commissioner DeVita.

4 COMMISSIONER DeVITA: How did we or you
5 arrive at looking at Site 1, 2, and 3 and any
6 other sites?

7 MR. NOTTE: What we did early on in the
8 process is, early on, before we got into Sites 1
9 and 2 and, frankly, they were brought to our
10 attention by the staff at Passaic Valley Water
11 Commission. Site 3, when we surveyed the area, we
12 were looking for an area that was large enough, at
13 the right elevation, and frankly, what would be
14 available. I'm not even sure --

15 COMMISSIONER LEVINE: How big are you
16 talking? What is the right size?

17 MR. NOTTE: Basically, you need about a
18 20-acre spot; 15 to 20.

19 COMMISSIONER LEVINE: Where do we have the
20 Levine Reservoir? Do you know how big the Levine
21 Reservoir is?

22 MR. NOTTE: The surface elevation is what?
23 Ten, ten acres. Ten acres.

24 COMMISSIONER LEVINE: Why would another
25 spot need 20 acres?

1 MR. NOTTE: Well, some of it has to do
2 with how you lay the particular site out. Let me
3 check on the exact numbers for you because off the
4 top of my head, they should be approximately the
5 same.

6 COMMISSIONER LEVINE: Okay.

7 MR. NOTTE: I'm sorry.

8 So Sites 1 and 2 were brought to our
9 attention by the staff and Site number 3 was one
10 we thought was large enough that could handle
11 that.

12 Initially, what we had done, we had
13 considered alternate locations in proximity of
14 Levine that we could put tanks across the street
15 in the historic area and that was too small. And
16 down Grand Street there was another and that
17 was --

18 COMMISSIONER DeVITA: Initially, when it
19 first started, not now.

20 MR. NOTTE: Part of our responsibility
21 with this contract was to do an engineering
22 analysis of what was being proposed and see if
23 there was --

24 COMMISSIONER DeVITA: So you looked into
25 the beginning when this was -- before we got here.

1 MR. NOTTE: Right.

2 COMMISSIONER DeVITA: You looked at
3 alternative sites.

4 MR. NOTTE: Right, as a part of what they
5 call value engineering.

6 PRESIDENT KOLODZIEJ: Are there any other
7 questions?

8 Yes, Commissioner Bazian.

9 COMMISSIONER BAZIAN: So just to
10 summarize, sir, Site 1 is, you have it here as
11 technically infeasible. You said given enough
12 money it could be made feasible and you threw a
13 figure of \$37 million plus \$3 million for
14 miscellaneous?

15 MR. NOTTE: Yes. Right. I want to say
16 that with a caveat, you need to deal with
17 elevation issues there. We assumed the specific
18 elevation. But somewhere around, you know, the 36
19 plus three or four.

20 COMMISSIONER BAZIAN: So we're looking
21 somewhere between \$37 and \$40 million for Site 1.
22 That's assuming that we can --

23 MR. NOTTE: Right.

24 COMMISSIONER BAZIAN: Site number 2 you're
25 saying it's technically infeasible because it's

1 not big enough. So that's totally out of the
2 running.

3 Site number 3 you find to be technically
4 feasible, but you're estimating, not including
5 acquisition costs, \$32 million.

6 MR. NOTTE: Right, acquisition,
7 engineering, administrative, and decommissioning
8 the Levine.

9 COMMISSIONER BAZIAN: The 32 million
10 includes decommissioning of Levine?

11 MR. NOTTE: It does not.

12 COMMISSIONER BAZIAN: We have to add
13 another three or four millions dollars?

14 MR. NOTTE: That's right.

15 COMMISSIONER BAZIAN: And that extra three
16 or four million dollars is not applicable if we do
17 it at the Levine sites.

18 MR. NOTTE: That's correct.

19 Did you mention the reservoir, because
20 that's a part of the project itself, right?

21 COMMISSIONER BAZIAN: Right.

22 MR. NOTTE: The engineering is already
23 included in the contract --

24 COMMISSIONER BAZIAN: That was going to be
25 my question to Joe. That \$32 million, it includes

1 decommissioning the reservoir and everything?

2 MR. BELLA: That's the whole project.

3 COMMISSIONER BAZIAN: So the proper figure
4 for Site 3 would be probably closer to about 35,
5 between 35 and \$36 million.

6 MR. NOTTE: Yes. And to be fair, the
7 decommissioning, the engineering fees, the land
8 acquisition, all of those have not been developed
9 with any great detail right now.

10 COMMISSIONER BAZIAN: Right.

11 I'm curious, is there anybody here who has
12 an idea in general if there's any kind of factor
13 that you could put to tax value on the lot as to
14 what the smart value might be in Paterson?

15 PRESIDENT KOLODZIEJ: Are you trying to
16 get an idea of what their land values are worth
17 there?

18 COMMISSIONER BAZIAN: That's exactly.

19 PRESIDENT KOLODZIEJ: Commissioner Levine
20 who --

21 COMMISSIONER LEVINE: Depending on the
22 area, if it's buildable, if it's not buildable,
23 the variance. Who knows what zoning that is over
24 there. That's all going to come into affect.

25 COMMISSIONER BAZIAN: I can only say that,

1 deadlines, correct? You were granted an
2 extension. If we choose an alternative site, does
3 that, obviously, increase our time frame?

4 MR. NOTTE: That's a really good point and
5 as a matter of fact, it may be in the Executive
6 Summary, if it isn't, it adds about a year to the
7 project.

8 MR. GUARASCI: Madam President, would you
9 allow --

10 PRESIDENT KOLODZIEJ: The public is not to
11 speak now --

12 MR. GUARASCI: Would you allow the public
13 to engage in this conversation?

14 PRESIDENT KOLODZIEJ: No. When this is
15 finished, it will be opened to the public. And if
16 you listened carefully --

17 MR. GUARASCI: Why are you --

18 PRESIDENT KOLODZIEJ: -- You would
19 understand that you can address your questions to
20 anybody around this table and I will permit them
21 to answer you under public portion.

22 MR. GUARASCI: You don't have to be rude.
23 I'm just asking --

24 PRESIDENT KOLODZIEJ: I'm not being rude.
25 I think when you interrupt our meeting, you know,

1 Absolutely. It's there in the bigger report.

2 MS. SCHLOSSER: And it will show the area
3 and the impact and the size and everything?

4 MR. BELLA: Yes.

5 MR. NOTTE: Correct.

6 PRESIDENT KOLODZIEJ: Mr. Bella, when you
7 say "they will be available", will they be
8 available on our website or do you have the --

9 MR. BELLA: They will be available on the
10 website. I also have some out here. We just got
11 it last night.

12 PRESIDENT KOLODZIEJ: All right. How many
13 hard copies do you have here so that, you know,
14 you're all going to want a hard copy. I don't
15 know how many we have.

16 MR. BELLA: Let me see. All right.

17 PRESIDENT KOLODZIEJ: So question well
18 placed, two ways to get it: From that hard copy
19 and also from the website. And I'm sure when we
20 go to the school on the 10th, they will have the
21 ability to put all of this up on a screen so that
22 anybody in the audience can see that. We've
23 already seen that presentation with the Levine
24 Reservoir. So it will be the same for the other
25 three sites that we're hearing about today.

1 MS. SCHLOSSER: Everything you're doing
2 now is for one site. We have to go through all
3 this for two more sites?

4 PRESIDENT KOLODZIEJ: Absolutely.
5 Absolutely. Because our timeline is by
6 October 1st. The State of New Jersey wants a
7 decision whether we're going to use Levine
8 Reservoir or we're going to use Site 3 or whatever
9 we're going to do. So they've given us the
10 three-month extension. So this is where we stand.

11 MS. SCHLOSSER: For this only?

12 PRESIDENT KOLODZIEJ: For this site.
13 Exactly. Exactly. That's our first hurdle.
14 Any further questions?

15 All right. Nicholas Bruni.

16 MR. BRUNI: Bruni.

17 PRESIDENT KOLODZIEJ: Okay. Bruni.

18 MR. BRUNI: I'm Nicholas Bruni. I just
19 want to draw some attention to some of the past
20 concerns that the Commission has had that we
21 recently discovered in the Executive Session
22 minutes.

23 PRESIDENT KOLODZIEJ: Okay.

24 MR. BRUNI: From January 23rd, 2013, on
25 page 58, Commissioner Bazian made the following

1 statement: "My concern is that if we just move
2 forward with a contract that now includes X number
3 of dollars for doing the Levine Reservoir, that X
4 number of dollars being predicted upon the review
5 that was done before, meaning tanks or whatever,
6 and then we go to the public and say this is what
7 we are looking at, they are going to look at us
8 and say, no, you have already decided so then what
9 is the purpose? And in reality, that would be
10 true, because we are putting out a contract with a
11 dollar amount to do Levine based on something that
12 we already have. It doesn't sound like we are
13 open to maybe a different approach if one presents
14 itself."

15 Again, later in that meeting on page 60 of
16 the January 23rd minutes from 2013, Commissioner
17 Bazian says: "And you know something, they're
18 entitled to that input. You know, we say that we
19 don't care about public safety. This is their
20 homes. It doesn't get any more personal than my
21 home and I get that. That is where their children
22 play. That's the other side of the coin, we need
23 to be sensitive to that."

24 Later in May of 2013, Commissioner Bazian
25 added when asked to approve for the contract by

1 the consultant, he added: "I understand. But my
2 concern with the whole process all along has been
3 the ACO is mandating tanks and I am still not
4 satisfied that I understand properly if we are
5 still going to be going to the residents and
6 talking to the residents and have public comments
7 when the tanks are only one solution, but the ACO
8 mandates tanks. I don't know what benefit of the
9 open meetings is going to be when it's tanks that
10 we are dealing with. We are dealing with the DEP
11 opposed to some other method." That was on page
12 57 of the May 22nd minutes in Executive Session.

13 Later in the same meeting on page 59
14 Commissioner Bazian continues in: "My point is
15 that if we have done aggressive outreach, if we
16 had been talking to the people, maybe through
17 public means or some other method, and the
18 information was out there, I would feel more
19 comfortable. The information is not out there and
20 we don't know. I certainly don't know. I
21 certainly don't know if at some point when we are
22 talking to people, somebody might come back and
23 say: Well, you know, what about X. And if X
24 seems like a viable idea, then what? We are now
25 agreeing in blood to the tanks." That is page 59

1 of May 22nd, 2013.

2 I just wanted to bring these concerns that
3 the Commission's had in the past to the present
4 and my colleagues will followup on that.

5 MS. DEROCHE: Thank you for that,
6 Commissioner.

7 PRESIDENT KOLODZIEJ: Would you allow me
8 to invite that Commissioner to address that?

9 I would ask you to please follow decorum.
10 Commissioner Bazian, do you care to
11 comment to any of this?

12 COMMISSIONER BAZIAN: I think the comments
13 and questions that I asked in the past speak for
14 themselves.

15 You may recall when we had a discussion
16 about whether we were going to go to the design, I
17 believe I said on the record or, I know that's
18 what I was thinking was that I agreed to the
19 contract because I had been consistently told that
20 the only way you could go to the public was if we
21 had something to show them. And this would give
22 something to show them as a basis for discussion.

23 So my opinion hasn't changed. We still
24 have to go out to the public. We still have to
25 talk to the public. We still have get the

1 public's input. This does affect their homes.

2 None of my opinions on that have changed. Okay.

3 So like I said, I think the comments speak
4 for themselves. I do want to see the design. I
5 want to see what comes up. I want to hear what
6 happens at the public meeting and we'll go from
7 there. I mean, that's where I'm at right now.

8 PRESIDENT KOLODZIEJ: But between those
9 meetings and now, do you agree that we have done a
10 lot more homework, maybe after the fact, but that
11 we have a lot more information to be digested by
12 anybody that's willing to offer information?

13 COMMISSIONER BAZIAN: Absolutely.
14 Absolutely. There's no question.

15 PRESIDENT KOLODZIEJ: So where we were in
16 2013 and where we are in August of 2014 is
17 extremely different?

18 COMMISSIONER BAZIAN: Yes, ma'am. Forgive
19 me, I didn't mean to suggest that the Commission
20 hasn't been aggressive in trying to get the
21 information out there and deal with some of the
22 concerns I have. We cannot go back. We can only
23 go forward. Okay.

24 PRESIDENT KOLODZIEJ: Exactly. Right.

25 COMMISSIONER BAZIAN: Do I wish that we

1 had these conversations several years ago?
2 Absolutely. And I think that's clear from my
3 comments on the record. But we're having the
4 conversations now, so better to show up late to
5 the party than not to show up at all and that's
6 where we're at.

7 PRESIDENT KOLODZIEJ: And to your credit,
8 since you have an awful lot of expertise in IT, a
9 lot of the ability to get that information out by
10 the presentations that we have on our website are
11 courtesy of this Commissioner. He's really gone
12 above and beyond in his duty in making sure that
13 that information gets out.

14 All right. Mr. Weinberg.

15 MR. WEINBERG: I'm trying to speak very
16 quickly because I have a lot to say in five
17 minutes.

18 First of all, thank you for the
19 presentation. I think the most important point in
20 your presentation and I want to put this on the
21 record because I think it was by far the most
22 important point and Commissioner DeVita, I
23 believe, mentioned it, is that when you testified
24 you said that option one was feasible. It was
25 costly, but it was feasible. And I think it's

1 important to note that on the record and I know
2 that it's already in, but I want to reiterate it
3 as well because one of things you learn in
4 environmental review is prudent and feasible
5 alternatives is absolutely critical in historic
6 review. And this is a prudent and feasible
7 alternative, putting cost along with that.

8 Let me begin with my remarks and I'll keep
9 it fast --

10 PRESIDENT KOLODZIEJ: I'll give you extra,
11 so our stenographer...

12 MR. WEINBERG: Before I begin, thank you
13 for forwarding the Executive Session minutes for
14 many of the meetings I requested. However, let me
15 say that I am still waiting for several more
16 Executive Session minutes from 2011, 2012, and
17 2014, that I expect will be in the same format.
18 Can you please inform me when we can expect to
19 receive them?

20 Second, many of the sessions were redacted
21 significantly right in the middle of crucial
22 discussions. Can you state for the record today
23 that you were certain all your redactions are
24 legally based? It is important that this is
25 officially on the record as we move forward to ask

1 authorities to confirm that it is, in fact,
2 appropriately redacted.

3 Finally, much of the discussion that I
4 could read in the Executive Session was about
5 whether to have public meetings. I'm not sure why
6 that cannot happen in public session and I would
7 think many in this room would wonder why that
8 cannot happen in public session.

9 Again, I want to make sure you answer
10 those two questions and that they're answered when
11 we're done with the public comments:

12 Number 1. When will the rest of the
13 Executive Sessions be produced?

14 And number 2. That your redactions are
15 legally defensible.

16 It has been mentioned that the Executive
17 Session minutes I requested are online. And a lot
18 things have been online, which is great, the link
19 for the Executive Session minutes, so that my
20 fellow public members can look at, does not work
21 as of this morning.

22 So I'm going to start with a statement:
23 "Imagine for a moment, if you will, that the Water
24 Commissioner decides to put some kind of pumping
25 station or treatment facility right a block away

1 from your house, where you can see it across the
2 street. It's already approved. The State says
3 go. You got to do it. And you haven't had a
4 chance to say word one. That's where we are right
5 now."

6 Well, that was the statement from
7 Commissioner Bazian in January of 2013 some 18
8 months ago, 20 months ago, and he wouldn't have
9 been more right. Having read the minutes in
10 closed session, my hat goes off to Commissioner
11 Bazian and his colleagues who have spoken up.
12 Commissioner Levine, Commissioner Sanchez, and
13 Commissioner DeVita, thank you for asking hard
14 questions in the Executive Session and for
15 requesting public hearings years ago. It's in the
16 minutes. It will all be available for everyone to
17 read online.

18 And I think I understand why we haven't
19 had any. President Kolodziej, and I hope I
20 pronounce your name correctly.

21 PRESIDENT KOLODZIEJ: It's okay.

22 MR. WEINBERG: I will read some statements
23 you have made in the Executive Session. I must
24 say, they are of concern to me.

25 From the Executive Session in January of

1 2013, Commissioner Kolodziej says: "But I don't
2 think you are ever going to convince The Herald
3 News, you are never going to convince the Board of
4 Freeholders, who could give a darn about how much
5 it's going to cost every ratepayer to take care of
6 this mandate. But as far as going out to the
7 community, I want to know who they are before I
8 send these guys out."

9 Commissioner Levine then later adds: "You
10 don't think it should be a public meeting?"

11 Commissioner Kolodziej responds: "It will
12 be a public meeting. But I want to know who's
13 going to be attending; who they're representing.
14 Because right now, in my opinion, you've got a
15 handful of deceptors who are enabled by the
16 editorial board of the Herald News." Commissioner
17 Kolodziej later adds: "Your idea is right to have
18 a public hearing, but I want to know who is going
19 to this public hearing."

20 Later, Commissioner Levine responds by
21 stating: "You wouldn't want an announcement in
22 the paper saying the Passaic Valley Water
23 Commission is having a..."

24 Commissioner Kolodziej responds: "No, no.
25 Because if Passaic would like us to come there and

1 talk or Paterson, or they want two communities
2 together, fine. The Board of Freeholders could
3 have invited us down to one of their meetings, but
4 they haven't. They have taken potshots through
5 the newspaper."

6 Still later in the same meeting, President
7 Sanchez says: "What about the citizens? The
8 people?"

9 And your response to that question, Madam
10 President, you say: "Your idea is good, but we
11 should not be initiating. Anybody with a
12 question, we will take that. Or you want to stage
13 it here, give us a list of people who want to do
14 that. Because what you are inviting, and take it
15 from a 28-year politician, what you're inviting is
16 to give those dissidents a forum to continue to
17 attack this Commission. So if that is your
18 objective, then do it."

19 Obviously -- this is my remarks now.
20 Obviously, Madam President, you prevailed amongst
21 your fellow Commissioners in not having a public
22 open meeting or public discussion. There have
23 been no meetings for affected residents in any of
24 these communities.

25 I know I have a limited amount of time, so

1 my colleagues will followup on this. But I want
2 to thank the Commissioners in reading these
3 Executive Session meetings for speaking out and
4 really trying to have a public dialogue on this.

5 You know, this is a historic park and it's
6 very important to a lot of people in the
7 community. These reservoirs, while owned by
8 Passaic Valley Water Commission, are actually
9 owned by the ratepayers and people really need to
10 know what's happening with them and not, you know,
11 having to read about it in the newspaper. There
12 should be public meetings. And that's all I'm
13 going to say at this point because I think I'm out
14 of time.

15 PRESIDENT KOLODZIEJ: Can I go back to be
16 sure that if we have the answers today. I didn't
17 quite, because you did speak fast, the format that
18 you want in the same format, what were you
19 referring to?

20 MR. WEINBERG: What I was referring to is
21 that I received the minutes and they were typed up
22 but blacked out and redacted in many cases.

23 PRESIDENT KOLODZIEJ: So you want the new
24 minutes in the same format?

25 MR. WEINBERG: Well, there are minutes I

1 requested and I haven't yet received. I expect
2 them in the same format. I wouldn't want someone
3 to go back and, you know, see a different format.
4 Because I know that's the format that's been used.

5 PRESIDENT KOLODZIEJ: All right. So then
6 we can address your question to Mr. Hanley who has
7 been in charge of the redaction.

8 Mr. Hanley.

9 MR. HANLEY: Sure.

10 There are a few more. I think you can
11 appreciate they were quite voluminous. I tried to
12 do them as expeditiously as possible. Probably
13 haven't been as quick as I liked. You will have
14 those, I hope, certainly by the end of next week
15 and hopefully sooner than that.

16 With respect to whether or not I stand
17 behind the redactions; absolutely. Obviously,
18 there is always some judgment calls and frankly, I
19 try to be as liberal in releasing information as I
20 can be because I think most of the time it serves
21 the public and also serves the Commission.

22 There are a few things, and I'm sure you
23 probably know this as well, I do that remain
24 unresolved and are legal issues that, you know,
25 should not be released at this point in time.

1 Probably, most likely some day they will be
2 anyway. But far and away, the great volume of
3 information that was discussed in all of these
4 meetings has been released. And a lot of
5 redactions, if you were looking for the whole
6 thing, just don't relate to the reservoir issues
7 at all.

8 PRESIDENT KOLODZIEJ: Does that answer
9 your question?

10 MR. WEINBERG: Yes.

11 PRESIDENT KOLODZIEJ: So you'll wait for
12 the new minutes and they'll be in the same format
13 that you want.

14 The next speaker will be Mr. Guarasci.

15 MR. GUARASCI: Thank you, Madam President.
16 I stand here today in, I guess, the depth of
17 summer just like I did in the dead of winter to
18 implore this Commission to please take a more open
19 perspective in working with the public regarding
20 the reservoir issue.

21 And, Madam President, just a little while
22 ago I thought that perhaps you were being a little
23 rude to me, as I stated, but if it's accurate,
24 then you're referring to us and those who oppose
25 this project as deceptors and dissidents, I think

1 maybe you're being rude to all of us as well.

2 Is that indeed your position?

3 PRESIDENT KOLODZIEJ: It certainly isn't
4 my position. And the circumstances in 2013 were a
5 lot different than now. And if Mr. Cowen will
6 remember correctly, we had many discussions about
7 the process. And my concern from day one has been
8 that we are under an Executive Order, an
9 Administrative Consent Order from the State and
10 now it's been amended, thanks to Mr. Bella and his
11 staff and his hard work, and never once during
12 that time did anybody that I dealt with ever try
13 to have the State involved and the Federal
14 Government involved. Because if anything is going
15 to change in regard to what we have to do, in my
16 opinion, it's going to be those two levels of
17 government that are going to do that.

18 So, you know, when I say "deceptors", I'm
19 sure Mr. Cowen will remember our conversations in
20 regard to who I thought those people may be.

21 You all had been very good these last few
22 months in coming here, respecting the Chair, and
23 the ability to run the meeting from the Chair to
24 offer constructive criticism, to offer alternative
25 sites. And certainly, none of those in my book

1 amount to deceptors or dissidents.

2 MR. GUARASCI: I appreciate that because
3 we truly are ratepayers.

4 PRESIDENT KOLODZIEJ: Yup.

5 MR. GUARASCI: Who want to help this
6 Commission do its job. And I said this before and
7 I'll say it again, this public body is as much
8 mine and the other ratepayers as it is members of
9 this Commission. We're the people who work here
10 and so you have to be reasonable, listen to us,
11 and work with us.

12 And so I'm delighted to hear that there
13 will finally be a public hearing. It is long
14 overdue. And I think what you will find is that
15 it is not this small band of individuals who have
16 the opportunity to take some time off from their
17 jobs and be here, but that there are legions of
18 citizens who will be significantly concerned about
19 this project, what it will do to our natural
20 environment, what it will do to mar the historic
21 landscape. And a point that is overlooked all too
22 often, what it will do to ratepayers' pocketbooks.

23 And I understand, I want you to know that.
24 I understand the public safety aspect of this.
25 But there has to be a way of working with the

1 Federal and State government that we can do what
2 we have to without bleeding dry the ratepayers who
3 carry the cost of this and other projects.

4 And so the public hearing will be a good
5 start. I feel as though we're only at the start
6 of this process, even though it's been a long
7 eight months since we first started appearing. I
8 think that we'll all find in engaging stakeholders
9 and the public is not always simple or easy, but
10 it leads to acceptable solutions.

11 Frankly, the comments that I've heard from
12 members of this Commission, the limited comments
13 because hardly any of this is discussed in public,
14 suggest to me that you want public input. Some of
15 the comments shared today from Executive Session
16 suggest to me that you want robust public input
17 and participation. Regrettably, that has not
18 happened to date. But as Commissioner Bazian
19 said, we can only go forward, better educated, and
20 I think more sincere about how to carry out this
21 process.

22 So I thank members of this Commission who
23 now, through the Executive Session minutes we know
24 have been fighting for more public outrage.
25 Again, I wish that had happened before we spent so

1 many millions of dollars in design. I think a
2 review of the process by any objective party will
3 show that this Commission made a terrible mistake
4 by going forward with this project, spending so
5 much money in design, without first engaging the
6 very public that it is designed to serve.

7 And so all we can do is move forward in
8 good faith, extend that cooperative hand to you.
9 Please don't look at us as deceptors or
10 dissidents. And President Kolodziej, I appreciate
11 your qualification with respect to those comments.
12 We are not. We are people who care deeply about
13 the communities in which we live, about the people
14 we serve, and in my case, about giving a voice to
15 those who have none and who are going to foot the
16 bill for this massive public works project.

17 Thank you for your time this afternoon.

18 PRESIDENT KOLODZIEJ: Mr. Linteris -- oh,
19 I'm sorry, Mr. Gonzalez, you're first.

20 MR. GONZALEZ: My name is Eddie Gonzalez.
21 I live in Paterson. This too is my eighth
22 consecutive meeting, whereas a resident of the
23 second ward in the City of Paterson. I have
24 implored you to hold public meetings. These tanks
25 are in my ward, my neighborhood, and part of the

1 Great Falls Historic District. This open water
2 body has existed for 130 years and is some of the
3 last open space in Paterson. As I have said
4 before, the idea that we're going to drain this
5 water body and build concrete tanks and leave a
6 large empty retention basin, or as I call it, a
7 big ditch, well, that is not acceptable. But I
8 have to tell you what's worse than what you are
9 proposing, what really makes my blood boil is that
10 you hide here, Madam President, behind your
11 conference table with no opportunity for real
12 conversation. You won't inform me or my neighbors
13 even though we ask every month for a meeting in
14 our community.

15 Why won't you hold a community meeting in
16 Paterson? This is previous to the recent
17 announcement that you were or are going to hold a
18 meeting in September. Is it the people? Is it
19 Paterson? In reading the minutes, Commissioner
20 Levine practically begs for a public meeting, to
21 no avail. Commissioners Bazian and DeVita jump in
22 for Paterson too, unsuccessfully.

23 Madam President, something is not right
24 here. Why is the Passaic Valley Water Commission
25 unwilling to hold meetings in Paterson? Is it

1 because Paterson residents don't speak out? Is it
2 because neighbors are poor or may not speak
3 English well or is it because they don't know how
4 to engage in government? Why do you not afford us
5 a meeting with information?

6 Madam President, let me ask you a
7 question. Would you allow this project to happen
8 in Clifton without community meeting of the
9 neighborhood? I don't think so. Would the Mayor
10 of Clifton allow this to happen in one of his
11 neighborhoods without an open forum in the
12 community where folks can ask questions? I don't
13 think so.

14 Madam President, I am glad you informed
15 the Clifton Council in 2013. In the Executive
16 Session minutes of May 23, 2013, you stated,
17 excuse me, these are fragments, "Clifton already
18 had their presentation, Commissioner, and our
19 municipal council, it was publicly televised, not
20 anybody on the council, when it was a matter of
21 public health, which was the issue of why we had
22 to cover versus aesthetics, I'm telling you right
23 now, seven council people had no problem saying:
24 Go forward with that, do what you have to do. So
25 I'm sure you will get the same result and you can

1 still do it."

2 Are you proud of your 7-0 vote in Clifton?
3 I bet that you are. Did you inform the local
4 residents in Paterson who would be affected by
5 this? No, you did not. I would be happy to
6 translate for the residents of our neighborhood.
7 I assure, with the lack of information provided,
8 you would not get your seven votes in my
9 neighborhood where it will be constructed.

10 Madam President, the plans are basically a
11 hundred percent done and you have not held a
12 public meeting in my neighborhood. As my
13 colleagues have said, we will resolve that. We
14 will hold a public meeting ourselves on
15 September 15th, despite your recent announcement
16 today of a scheduled meeting, in case there's
17 another excuse as to why we can't have a public
18 meeting.

19 Madam President, I am not a deceptor or
20 dissident. I am a ratepayer, taxpayer, a parent
21 of two children, and a citizen. I have a right to
22 be informed about my neighborhood, and my
23 neighbors and I will speak out to protect our
24 community. Make no mistake, we will have a voice.
25 We will speak out and I will encourage the

1 Commissioners around this table, those who are
2 here and those who are not, to follow their
3 conviction of what is right and fair.

4 It has been proven that some of you have
5 already shared concerns that were currently shared
6 with you for the past eight months. Why is it
7 that you keep voting on things or pushing the
8 public meeting? This staff that's doing their
9 best to provide information is charged by this
10 Commission, but it seems like this Commission is
11 being led by one person and this one person seems,
12 based on the quotes that were quoted in previous
13 Executive minutes, is controlling this Board. I
14 question this Board and this is just because
15 there's a lot more information that we have.
16 There's a lot of things going on. And I think
17 that it's time that you as Commissioners take the
18 charge, take the lead.

19 And I publicly will announce that I look
20 forward to a new Commission person sitting on this
21 Commission, because that individual who we have
22 here today is not representing the general public
23 and is definitely not representing Paterson. And
24 I'm speaking to the Paterson representative, to
25 you directly. You need to speak out and become

1 more vocal and get more aggressive because this is
2 going to hit home.

3 Thank you.

4 PRESIDENT KOLODZIEJ: I am sorry that you
5 choose to make this very serious issue about us --

6 MR. GONZALEZ: It is a serious issue.

7 PRESIDENT KOLODZIEJ: Because it shouldn't
8 be. And you will be very happy to know that it
9 will be Paterson's turn to sit in this chair next
10 year. So because Commissioner DeVita was not
11 willing to take the job, I did. I feel I'm doing
12 it to the best of my ability and I would hope that
13 you keep the personalities out and help us focus
14 on the facts so that all the ratepayers of Passaic
15 Valley Water Commission users can look at those
16 facts and reach their own conclusion. If you and
17 I disagree, I've always been of the principle that
18 we can disagree without being disagreeable. But
19 if you choose to bring personalities into the
20 issue, that's your prerogative. I'm a big girl.
21 I can handle the slings and arrows.

22 So September 15th, I'm sure Mr. Bella will
23 check their calendars since you'll be going to
24 their arranged meeting which will be after ours,
25 and after we close the public portion, I will be

1 speaking to my fellow colleagues about an
2 invitation to go to Woodland Park.

3 So right now I have Carol Van Savage --
4 sorry, Mr. Linteris.

5 MR. LINTERIS: Good afternoon. My name is
6 Bill Linteris. I'm President of Passaic County
7 Board of Realtors. My statement will be brief
8 today.

9 As you know, Passaic County Board of
10 Realtors has been attending these meetings and
11 informing the public for several months regarding
12 the situation surrounding the planned draining of
13 Great Notch, New Street, and Levine Reservoirs and
14 replacement of those reservoirs with concrete
15 tanks.

16 Today I'm here to followup with the
17 statement made by the New Jersey Community
18 Development Corporation that they will hold an
19 evening informational session on this plan next
20 month on September 15th at 6:30 at the Paterson
21 Museum so that residents who would like to learn
22 more, have concerns with, or express their
23 opinions about this plan will have the opportunity
24 to do so during the evening hours.

25 Passaic County Board of Realtors will be

1 participating in this event which I would like to
2 thank the NJ CDC for hosting. I would like to
3 followup on NJ CDC's invitation and hope that
4 representatives of this Commission will consider
5 attending this meeting as well to formally present
6 plans approved in 2012 and the updates that they
7 have to any members of the public with interest in
8 it.

9 While I realize Passaic Valley Water
10 Commission is looking at possible off-site
11 locations for the Levine Reservoir which we
12 believe is a positive step and will hopefully be
13 considered for Great Notch and New Street as well.
14 We also believe it is extremely important for the
15 public to be given an update directly from Passaic
16 Valley Water Commission about those plans.

17 I thank you, as always, for taking the
18 time to hear from us and we look forward to
19 hopefully seeing you at the informational session
20 on September 15th at 6:30 at the Paterson Museum.

21 I would also like to at least -- I see
22 that we had the additional opportunities to look
23 at other areas and we had the cost and I believe
24 the initial report may have had the other
25 alternatives, as far as the cost factors, covering

1 it and then the UV inline. I think that that
2 might be explored a little better within the
3 Commission or your consultant because I feel that
4 the UV has been used at other water suppliers and
5 is something that can be done. And I believe that
6 one problem with that was that there's a
7 limitation on how many gallons they can do. My
8 thought is that you can have the capacity and have
9 multiple lines to cover that limitation. I'm not
10 sure if that's been looked at or if that's a
11 possibility, but I very much like it to be an
12 option to look at in addition to the other sites.

13 Thank you very much.

14 PRESIDENT KOLODZIEJ: Let me just
15 backtrack on that. I appreciate the positive
16 nature of your concerns.

17 So you're going to do a joint venture on
18 the 15th.

19 Before we leave the meeting today, I would
20 like to have three volunteers from my colleagues
21 to be present at that meeting. So if anybody can
22 have that date free and would like to represent
23 the policymakers, I would appreciate it.

24 Mr. Bella, of course, you know, you'll
25 coordinate your staff to be there to do the

1 presentation. And I'm assuming that they have a
2 the facilities that the International School has
3 to be able to project all of this. Correct?

4 MR. WEINBERG: Yes. We have a projector.

5 PRESIDENT KOLODZIEJ: All right. Good.
6 Good. You'll touch base.

7 MR. WEINBERG: They presented there
8 before.

9 PRESIDENT KOLODZIEJ: Okay. So they're
10 good.

11 Can I just followup on this before I
12 forget? I'm getting old.

13 Mr. Notte, it has been suggested because
14 we're all familiar as to why the other
15 alternatives were rejected and we singled in on
16 the tanks. But it's a point well taken. You
17 don't have all of that preliminary information --

18 MR. LINTERIS: Tell him to send us
19 reports --

20 PRESIDENT KOLODZIEJ: And you're clear on
21 his concern about the UV, you know, what he's
22 saying. I don't expect an answer today, but
23 certainly by the 10th. Certainly, by the 15th you
24 can address that fully. Correct?

25 MR. NOTTE: I -- yes.

1 PRESIDENT KOLODZIEJ: Unless you want to
2 address it now.

3 MR. NOTTE: I cannot -- you know, we
4 didn't do that evaluation but we certainly can
5 review the information and put together a concise
6 synopsis.

7 MR. LINTERIS: I'd like the best of all
8 worlds, if it's at all possible.

9
10 (Whereupon, Commissioner Sanchez is
11 present at 1:11 p.m.)

12
13 PRESIDENT KOLODZIEJ: So he's saying that
14 he did not do that hands on report. Am I correct
15 in assuming it's from the Medina report?

16 MR. BELLA: Yes.

17 PRESIDENT KOLODZIEJ: All right. So it's
18 from the Medina report and you're going to touch
19 base or you want to comment on that?

20 MR. BELLA: We'll get together with them
21 and they can do a review of that report in terms
22 of UV.

23 PRESIDENT KOLODZIEJ: Right. But to
24 present it at the public portion I think is your
25 point. In other words, just because you get the

1 information, you want that information shared is
2 what you're saying.

3 MR. LINTERIS: I'd actually like to have
4 the opportunity of the Commission to review it, to
5 understand it, to know that it is a viable
6 alternative. It could be the best of all worlds
7 were to keep the reservoirs due to treatment
8 before it goes into the public piping and it will
9 be safe. And I don't believe that the cost is
10 going to be that terribly prohibitive in lieu of
11 what we're looking for at a hundred percent
12 increase in the facilities that you're looking at
13 as other options.

14 PRESIDENT KOLODZIEJ: All right. Do we
15 have time to do that before these two public
16 hearings, Mr. Bella?

17 MR. BELLA: It will be close, but I think
18 we can get some general details.

19 PRESIDENT KOLODZIEJ: All right. With
20 more information to follow. Because I think what
21 the public is driving at here is: This just
22 addresses Levine. It does not address New Street;
23 it does not address, you know, Great Notch. So,
24 obviously, these alternatives are something that
25 everybody wants to understand better.

1 You've been very patient, Commissioner
2 Levine.

3 COMMISSIONER LEVINE: Let me ask you a
4 question. What's your first name? I'm sorry.

5 MR. NOTTE: Jerry.

6 COMMISSIONER LEVINE: Jerry, if you could
7 review whole, actually, when we first started,
8 Medina gave the big packet and stuff with other
9 options, maybe they weren't cost effective. Is
10 that for you to, you could look at it and review
11 it just to make sure? Things, how they changed in
12 the last two years, cost changes, things change,
13 to see and maybe one of the other options might be
14 viable right now for us two years later. I mean,
15 if you can take a look at that.

16 I don't know if our President would rather
17 give the report to us or the Board as a whole or
18 whatever, but me personally, I'd be interested in
19 you to look at that and make sure that certain
20 projects still are 50 million more, you know, just
21 to review it and see if anything's changed in the
22 last two years.

23 MR. NOTTE: We'll take a cursory review of
24 --

25 COMMISSIONER LEVINE: Or if there's

1 another option that's not in there you might think
2 that it might work putting, you know, two, two of
3 those ideas together maybe to form a new idea.
4 I'd like another person to review it and look at
5 it and see.

6 MR. NOTTE: Sure. We'll work with staff
7 to put something together.

8 COMMISSIONER LEVINE: I'm not sure where
9 you give the results.

10 PRESIDENT KOLODZIEJ: Comes to the Board
11 first.

12 COMMISSIONER LEVINE: The Board first.

13 PRESIDENT KOLODZIEJ: If there's no
14 objection to us taking that direction. Right?
15 Everybody's solid. Right? 6-0?

16 Okay.

17 COMMISSIONER BAZIAN: Just a question,
18 Madam President.

19 PRESIDENT KOLODZIEJ: Yes.

20 COMMISSIONER BAZIAN: We are holding an
21 open meeting on September 10th?

22 PRESIDENT KOLODZIEJ: Correct.

23 COMMISSIONER BAZIAN: And the NJ CDC is
24 holding one on the 15th?

25 PRESIDENT KOLODZIEJ: Correct.

1 COMMISSIONER BAZIAN: Would they be
2 duplicative?

3 PRESIDENT KOLODZIEJ: I don't think so,
4 because my experience with people, whichever one
5 is closest, whichever one fits in my calender,
6 that's the one I'm going to. And if the goal is
7 to reach as many people as possible, sounds good
8 to me.

9 COMMISSIONER BAZIAN: So we should
10 actually have representatives at both meetings.

11 PRESIDENT KOLODZIEJ: Absolutely. So
12 those of you who have those dates open on your
13 calendar, I appreciate having that information. I
14 need three of you for each of those dates.

15 I see Commissioner DeVita is going to be
16 one of them.

17 Now, I think I'm on Carol Van Savage. I
18 think I'm back on track.

19 MS. VAN SAVAGE: I am a resident of
20 Clifton. I am for 32 years. I'm a realtor for 26
21 years. I sell in our local areas. I am obviously
22 a ratepayer, so I had great interest in this.

23 I would ask what is the capacity of the
24 meeting for September 10th? I'm not familiar with
25 the location.

1 PRESIDENT KOLODZIEJ: Commissioner Cleaves
2 is very familiar with those things.

3 COMMISSIONER CLEAVES: It's at
4 International High School, so it will be at the
5 auditorium.

6 MS. VAN SAVAGE: So it's large?

7 COMMISSIONER CLEAVES: Yes, it's large.
8 It's on Grand Street.

9 MS. VAN SAVAGE: Oh, I know where it is.

10 COMMISSIONER CLEAVES: Oh. So it's a
11 school auditorium.

12 MS. VAN SAVAGE: Right up against Route
13 80.

14 COMMISSIONER CLEAVES: It's right across
15 from the Levine Reservoir, actually.

16 MS. VAN SAVAGE: That's all.

17 PRESIDENT KOLODZIEJ: All right. Thank
18 you.

19 Miss Shapiro -- oh, Mr. Sorry. Sorry.

20 MR. SHAPIRO: No comments.

21 Chicken scratch handwriting.

22 PRESIDENT KOLODZIEJ: That's all right.

23 Okay. Miss Murko.

24 MS. MURKO: Believe it or not, I have
25 nothing to say today.

1 PRESIDENT KOLODZIEJ: Hopefully, you're
2 digesting all of the information and you'll have
3 more to say on the 10th and 15th.

4 MS. MURKO: Oh, yes.

5 PRESIDENT KOLODZIEJ: Mr. Koch.

6 MR. KOCH: I'm new to this because I
7 wasn't aware this was going on. I'm finally
8 getting something in the newspaper.

9 One of the things that I was going to
10 bring up today was already answered: What are the
11 other alternatives to some of the tanks? It just
12 seems to me this is not a good solution.

13 Other than that, I'll be happy to attend
14 those public meetings as they occur.

15 PRESIDENT KOLODZIEJ: And you realize that
16 those public meetings will be centered on the
17 Levine Reservoir. And all the mistakes we have
18 made, which have been pointed out very clearly,
19 will be avoided when we deal with New Street and
20 we deal with Great Notch. So we're learning as we
21 go along.

22 Catherine Best.

23 MS. BEST: No comment, Commissioner.

24 PRESIDENT KOLODZIEJ: Thank you.

25 I guess that's you, our next to last

1 before Mr. Soo.

2 Deroche.

3 All right.

4 MS. DEROCHE: Hi, I'm Gena Deroche. I
5 live in Paterson. I appreciate all of the
6 comments that my colleagues have made today. I
7 think they were right on. I can't imagine all of
8 the research that you've done to come up with some
9 of the many, many statements that have been
10 uttered by members of this Board.

11 But I do have one question about the
12 reservoirs. What is the cost for treating the
13 water after it leaves the Levine Reservoir?

14 We have talked endlessly about these, the
15 conversion of these beautiful reservoirs into
16 gigantic concrete tank farms. There has been
17 mention of the absurdity of covering these
18 reservoirs, but I haven't yet and this process has
19 been in gear for years now, I haven't yet seen the
20 cost estimates for treating the water after it
21 leaves the Levine Reservoir.

22 I would hope that this is information that
23 can be presented to the public at the
24 September 10th meeting. I think that would be
25 enlightening.

1 I would also like to say, for the record,
2 that I am not a dissident; I am not a deceptor. I
3 would say shame on any former mayor for uttering
4 such statements about the ratepayers; payers of
5 your Commissioners' salaries, I might add.

6 Ladies and gentlemen, we are not the
7 enemy. Let me repeat that. Ladies and gentlemen,
8 we are not the enemy. We are concerned citizens
9 with heart about the effort to railroad this
10 absurd project through.

11 From the bottom of my heart, I want to
12 thank those brave Commissioners who have been
13 courageous enough to voice their concerns about
14 shutting out the public until all decisions were
15 made by the Passaic Valley Water Commission.

16 Thank you for your time.

17 PRESIDENT KOLODZIEJ: All right. Mr.
18 Bella, the information that's being requested for,
19 I appreciate the fact that you don't expect him to
20 answer on the spot, but can you furnish that as
21 part of our presentation on the 10th, which is I
22 guess an explanation of what the Levine Reservoir,
23 how it works now, what the cost of this is now,
24 and you know, we are privy to how the new project,
25 whatever it's going to be, will include that. But

1 until you have the same information that we do as
2 to the current cost in the form that it exists
3 now, you will not have the proper information to
4 base your next, you know, step on.

5 So can you make sure that we have the -- I
6 guess if I have the question right, the cost of
7 treating the water after it leaves the Levine
8 Reservoir.

9 MR. BELLA: We can.

10 PRESIDENT KOLODZIEJ: You'll have a slide
11 or a --

12 MR. BELLA: Yes, we do.

13 PRESIDENT KOLODZIEJ: All right.

14 COMMISSIONER LEVINE: You also bring, Joe,
15 you know, I'd like the start from scratch, and
16 bring where we started with the five, the six
17 other options that were viable. I think that was
18 in the Medina report. Is that correct?

19 MR. BELLA: That's correct.

20 COMMISSIONER LEVINE: The one that Jerry's
21 going to review and look over and see if there's
22 any other options for that. I want to start with
23 there, actually showing the public what the first
24 five options that we know of that are available
25 and what their costs are and let them maybe

1 elaborate. Maybe they could -- and, Jerry, are
2 you going to be at these meetings?

3 MR. NOTTE: I will be, yes.

4 PRESIDENT KOLODZIEJ: And it's customary
5 for us to bring a representative of the State,
6 because the State person addresses all --

7 COMMISSIONER LEVINE: The mandate, right?
8 That was my next question.

9 PRESIDENT KOLODZIEJ: Exactly. Exactly.
10 So the State has been very, very forthright in
11 giving us every single time we've gone there.

12 COMMISSIONER LEVINE: So maybe then after
13 the meeting, if the State could listen they're
14 going to actually hear what the mandate is,
15 correct?

16 PRESIDENT KOLODZIEJ: The State has been
17 listening.

18 COMMISSIONER LEVINE: No, no. They're
19 going to address the public about the mandate.

20 PRESIDENT KOLODZIEJ: The State will
21 answer any question that's addressed to them about
22 the mandate.

23 COMMISSIONER LEVINE: Okay.

24 PRESIDENT KOLODZIEJ: If you were there in
25 the historical commission presentation, you will

1 see that. You will see that.

2 COMMISSIONER LEVINE: Okay.

3 PRESIDENT KOLODZIEJ: All right.

4 Commissioner DeVita.

5 COMMISSIONER DeVITA: Is that available --

6 MR. BELLA: It's online. It's online.

7 PRESIDENT KOLODZIEJ: And you will check,

8 I know Commissioner Bazian is already checking

9 into that as to why that link is not working.

10 Commissioner DeVita.

11 COMMISSIONER DeVITA: September 10th is
12 our meeting to present everything to the public,
13 what we considered.

14 PRESIDENT KOLODZIEJ: That is our
15 informational session that we finally got it
16 together to be able to do that.

17 COMMISSIONER DeVITA: All our back
18 information, all our consideration, all our
19 reports considered will be --

20 PRESIDENT KOLODZIEJ: Correct, correct.
21 And we will do the exact same thing on
22 September 15th in a different location.

23 COMMISSIONER DeVITA: Is that going to be
24 our meeting the 15th or --

25 PRESIDENT KOLODZIEJ: No, that's their

1 meeting on the 15th. Ours is on the 10th. This
2 is ours. And it's being held in Paterson as
3 requested. And we'll go from there.

4 Mr. Soo, you're going to wrap up for us, I
5 hope.

6 Is there anybody else speaking after Mr.
7 Soo?

8 No. Okay.

9 MR. SOO: Thank you, Madam Chair,
10 Commissioners, everybody else.

11 I want to try and create a little context
12 here. And I certainly heard the big gulp when the
13 number came out for the cost of moving the tanks
14 to the alternative site. But it's all a matter of
15 what you're getting for your money and what it
16 really means to the community.

17 So in this case, the real issue is
18 historic preservation and balanced against the
19 need for the tanks.

20 Now, particularly here we're talking about
21 a national park which is zero lot line to the
22 Levine property and the reservoir's situation
23 within a national landmark historic district.

24 So let's get a little context there.
25 We're talking about a national park and a national

1 landmark historic district. In that category, we
2 have Arlington National Cemetery. We have Mt.
3 Vernon. Gettysburg Battlefield. We have
4 Yellowstone National Park. The Grand Canyon. The
5 Statue of Liberty. Jamestown. The Whitehouse.
6 The Senate. The Lincoln Memorial. These are all
7 at that same level of legislative and executive
8 approval.

9 And in the context of Paterson, we're
10 talking about a National Landmark Historic
11 District where the President of the United States,
12 Gerald Ford, came to Paterson to sign it into
13 legislation. Two years ago or three years ago,
14 President Obama, based on an act of Congress,
15 signed this national park into legislation.

16 So you talk about some millions of
17 dollars, come on, come on. If this was Jamestown
18 or the Lincoln Memorial or Grand Canyon or
19 Yellowstone National Park, you'd be laughed out of
20 the room for talking about these tanks. It would
21 be a joke. It would be an absolute, an utterable
22 joke. And you would go down in history in great
23 shame as the people that would try and put
24 concrete tanks in a national landmark historic
25 district directly adjacent to a national park.

1 It's ridiculous.

2 So 20, 30 millions dollars I say you have
3 to really think seriously about this. And your
4 October deadline, that needs to be pushed way
5 back, way back.

6 The national park is establishing what the
7 uses of the park areas will be through a general
8 management plan. That plan is not yet complete.
9 We don't know exactly what this area of the
10 national park is going to be utilized for, so
11 until the GMP is completed, this should not even
12 be a discussion because you're not understanding
13 the full consequences of your actions.

14 Now, I'm trying to create context here
15 because having served on a number of governmental
16 bodies, your perspective is water quality and
17 providing water services for the community. And
18 that is allowable. But there are other issues at
19 stake at this site and at the other sites. But
20 particularly, we're talking about Levine today.
21 So when the word comes down from the State
22 Historic Preservation Office and the National Park
23 Service and the President's Advisory Council on
24 historic preservation and they say: Don't do it.
25 Because in my opinion, they're going to say:

1 Don't do it. It's an adverse effect. They
2 already said it's an adverse effect, both for the
3 installation of the tanks and the loss of the
4 reservoir. That means you have to look to their
5 guidance, what they're saying must be done to
6 preserve the integrity of this site, the park, and
7 the landmark historic district. That's the
8 standard.

9 That's not necessarily a decision that
10 this body is focused on; historic preservation and
11 these parks and this district. But it's time to
12 really understand it. That's what this discussion
13 is about. That's why we're talking about
14 alternative sites. And that's what's really at
15 stake.

16 And a national park can mean hundreds and
17 hundreds of millions of dollars of development for
18 a community and for this region.

19 So if you want to just throw these tanks
20 in there and push in that direction and just dump
21 on our national park and dump on our national
22 landmark, you know, go for it. If that's what you
23 really want to try and do. But you will be
24 dumping on the community. There's just no other
25 way to look at it.

1 So it's an egregious mistake to go forward
2 with this. I think you should just cancel the
3 whole discussion of doing anything else but an
4 alternative site. It's preposterous. Nobody here
5 in this room -- I'd like to hear the Commissioner
6 in this room that would say: I want these tanks
7 right next to my house where I live. You wouldn't
8 want it there. Nobody would. Nobody would. It's
9 a mistake.

10 So let's stop running around in circles.
11 Let's deal with the fact that this location for
12 these tanks is a mistake. You have an alternative
13 site. Let's talk about how to make that site
14 completely viable, because this option is absurd.

15 Thank you very much. I hope you
16 appreciate my comments and I hope you don't mind
17 my passionness.

18 PRESIDENT KOLODZIEJ: Any other speakers
19 that I've overlooked?

20 Hearing none, can I have a motion to close
21 the public hearing?

22 COMMISSIONER BAZIAN: Move it.

23 COMMISSIONER CLEAVES: Second.

24 PRESIDENT KOLODZIEJ: Let's have a five
25 minute recess. We'll give some of the public a

1 chance to address some of the Commissioners and
2 give us a chance to regroup.

3
4 (Recess)

5
6 PRESIDENT KOLODZIEJ: We have a quorum.
7 We're going to go right to the Comptroller's
8 report.

9 MR. WEISS: Cash on hand is 14.1 million.
10 Accounts payable is 5 million.
11 Our accounts receivable is at
12 13.3 million. Our 30 days or less accounts
13 receivable is 12.9 million which is 97 percent.
14 Collections are strong.

15 The budget process has begun. We
16 developed a timeline in the finance committee.
17 I'm sure you'll hear the details with the finance
18 committee reports. I'll leave that off right now.

19 Just to give you a quick, again, this is
20 our software project is also on target. We just
21 did a second data cut. We're beginning --

22 COMMISSIONER BAZIAN: I'm sorry, I'm
23 having some problems hearing.

24 MR. WEISS: We're doing functional
25 testing. We'll actually have some staff from CIS,

1 our software company will be here next week and
2 we're going to be continuing testing. And so far
3 things are growing together.

4 PRESIDENT KOLODZIEJ: Any questions?

5 Okay.

6 COMMISSIONER BAZIAN: We're still on
7 target for deployment next year?

8 MR. WEISS: Yes. Yes, end of March.

9 COMMISSIONER BAZIAN: End of March.

10 MR. AMODIO: Back up to committee reports.
11 Personnel.

12 COMMISSIONER CLEAVES: Personnel didn't
13 meet, so I guess we'll be meeting in the next
14 couple of weeks. We didn't have a meeting.

15 PRESIDENT KOLODZIEJ: You all received the
16 notice that our policy in regard to summer help
17 and interns is set. You guys did a wonderful job
18 and you made Mr. Gallagher's life a lot easier for
19 those people that didn't read their minutes or
20 didn't know what's happening.

21 COMMISSIONER SANCHEZ: May I make a
22 comment on that?

23 I think when we have a clear policy, it
24 makes it so easy for everybody. I think finally
25 we're getting a clear policy when it comes to

1 asked.

2 MR. AMODIO: They received that.

3 PRESIDENT KOLODZIEJ: And there's some
4 additional information that even Mr. Gallagher
5 didn't know that you guys are going to get first
6 look at.

7 COMMISSIONER SANCHEZ: They got.

8 PRESIDENT KOLODZIEJ: I appreciate that
9 because when we finally refine it, it will be done
10 exactly right.

11 All right. Finance. I know Commissioner
12 Bazian is ready.

13 COMMISSIONER BAZIAN: Yes, ma'am. Thank
14 you.

15 We've begun the budget process. We will
16 be having a budget meeting. I don't remember the
17 exact date, but we have a special meeting to set
18 up to discuss the budget.

19 We are, as of right now, on target to get
20 the budget before the Commission on time. We had
21 a discussion with regards to an issue, I'll just
22 mention it briefly now, but it's going to have to
23 go into closed session. The IT contract there was
24 some questions vis-à-vis some payments made.
25 Again, I'm just going to leave it at that. I'm

1 under advice of Counsel that the actual details
2 have to be discussed in closed session. And
3 that's pretty -- did I miss saying?

4 COMMISSIONER LEVINE: You didn't miss
5 anything.

6 PRESIDENT KOLODZIEJ: And that also covers
7 IT. Right?

8 COMMISSIONER BAZIAN: That covers IT.

9 PRESIDENT KOLODZIEJ: So we're good.
10 Legal affairs.

11 COMMISSIONER DeVITA: We didn't have a
12 meeting, but just remember that in September
13 before our regular meeting, we have an ethics
14 presentation for the Commissioners.

15 MR. AMODIO: 10:30.

16 COMMISSIONER DeVITA: At 10:30. So we're
17 going to have it for the benefit of all of you by
18 one of our insurance people who works with JIF and
19 all that.

20 The staff also is working on getting some
21 information concerning some of our litigation with
22 respect to attorneys which we're not going to go
23 into, but we're working on that.

24 That's it.

25 PRESIDENT KOLODZIEJ: Sounds good.

1 Joe, we're up to the Executive Director's
2 report.

3 MR. BELLA: I got to tell you, actually,
4 one of the things we are finding this summer is
5 that the sales ultimately is much lower this year
6 than the past because of the weather.

7 Cleaning lining projects are going very
8 well. They're on time. We don't seem to have any
9 problems whatsoever with them.

10 The project at the plant for the
11 modernization or the upgrade of the liquid oxygen
12 is going very well and the software is also. That
13 whole process is working very well.

14 So other than that, we're moving along.

15 Engineering is really turning out the
16 projects and we're moving along.

17 COMMISSIONER SANCHEZ: Joe, we had a
18 special project meeting the other day. I just
19 want to have on the record, I'd like to see and I
20 think Commissioner Kolodziej expresses the same
21 interest, that we want to see some type of monitor
22 here where you can show us projects, you know, I
23 don't know...

24 MR. BELLA: We're in the process.

25 COMMISSIONER SANCHEZ: We need to do

1 something here so you can make presentations.

2 MR. BELLA: No problem.

3 COMMISSIONER SANCHEZ: The cleaning lining
4 project. All the stuff you have upstairs, we'd
5 like to see it down here too.

6 PRESIDENT KOLODZIEJ: We already
7 authorized that. It's just a matter, they
8 couldn't turn around the purchase and get it
9 installed fast enough.

10 COMMISSIONER SANCHEZ: I just want to --

11 PRESIDENT KOLODZIEJ: By the next meeting
12 we should see that. So say good-bye to your
13 pictures and you're going to see the screen up
14 there, right?

15 MR. BELLA: That's right.

16 You're authorizing me to do that?

17 PRESIDENT KOLODZIEJ: I'm authorizing you
18 to take down our pictures so when they want to
19 throw darts, at least mine isn't there.

20 MR. BELLA: And the monitor.

21 COMMISSIONER SANCHEZ: Yes, I'd personally
22 like to see that.

23 PRESIDENT KOLODZIEJ: We already
24 authorized it.

25 COMMISSIONER BAZIAN: I just have one

1 question. Will it get HBO?

2 COMMISSIONER SANCHEZ: Now you're going
3 too far...

4 PRESIDENT KOLODZIEJ: Joe really triggered
5 something we did talk about in finance which I
6 think is important. I mean, our revenues depends
7 so much on the weather that it's awfully hard to
8 predict how our revenues are going to be when
9 you're looking at budget. So Commissioner Bazian,
10 smart man that he is, said that we will continue
11 to look at that to see if we might have to do
12 something differently in regard to -- we're pretty
13 much, and thanks to Commissioner Levine, we've got
14 the overtime under control. We've got the work
15 force reduced. So the hard part is dealing with a
16 stable number that when you're projecting ahead,
17 what's the best route to take. So I just want you
18 to know that we're -- you're on that committee, so
19 you'll be there to debate that.

20 We had the Controller's Report, so I guess
21 we're ready for --

22 MR. AMODIO: Closed session.

23 COMMISSIONER LEVINE: I got to get out of
24 here soon because I have to pick up my daughter.
25 I just want to know if I could just say something

1 on the record.

2 PRESIDENT KOLODZIEJ: Go ahead. Go ahead.

3 COMMISSIONER LEVINE: I mean, I'd like to,
4 you know, ask, I don't know if any of the other
5 Commissioners, somehow the law department ask for
6 an extension. They already gave us the extension
7 for the deadline. Just so we can digest after the
8 meetings what transpires from October. The worst
9 they can say is no. And ask for, I don't know,
10 another three months and tell the reason why: We
11 have public meetings being held. Because
12 October 1st I think is a little too soon. That's
13 just my own.

14 I got to get out of here to pick up my
15 daughter.

16 So I'd like to make a motion to see if
17 anybody agrees. Try to send a letter, the
18 lawyers, to ask for an extension.

19 PRESIDENT KOLODZIEJ: Do I have a second
20 to that motion?

21 COMMISSIONER DeVITA: I'll second it.

22 PRESIDENT KOLODZIEJ: Second.

23 Discussion on the motion?

24 Joe, can you just clarify for me exactly
25 what the State said to you when we went there

1 three months ago to ask for this extension so we
2 can do this \$70,000 review.

3 You have to wait, sorry.

4 COMMISSIONER LEVINE: Oh, okay.

5 MR. BELLA: They were interested in us
6 looking at alternatives, no doubt about it. They
7 would not commit to anything else. I can't speak
8 for them.

9 COMMISSIONER LEVINE: We just got the
10 study in today.

11 PRESIDENT KOLODZIEJ: Joe's the messenger.

12 COMMISSIONER LEVINE: I understand.

13 PRESIDENT KOLODZIEJ: So I'm asking him
14 what message he got.

15 They gave us the extension, meaning they
16 would not commit to anything else, meaning going
17 beyond that. So my choice today is to ask for an
18 additional timeframe, if I think that that's the
19 way to go. Or to stay on the timeline that the
20 State gave us. That's my choice as an individual
21 Commissioner.

22 MR. BELLA: That's right. Or the other
23 option, we can make that request, see what happens
24 at the next meeting. Because that will come after
25 these two meetings. And decide what to do.

1 PRESIDENT KOLODZIEJ: All right. Any
2 further discussion?

3 COMMISSIONER BAZIAN: Yes, Madam
4 President. I think asking for an extension
5 doesn't mean that we have to take it. If we ask
6 for an extension, they give us three months and
7 we're done in October and we can get started in
8 October, there's nothing that stops us from doing
9 that. I don't see any harm in asking the
10 question, that's all I'm saying.

11 PRESIDENT KOLODZIEJ: And there's no harm,
12 because just as we had the first time around, the
13 State could absolutely say: No. We've given you
14 enough. And they're going to make their decision.

15 COMMISSIONER LEVINE: Then we have to
16 adhere to it.

17 PRESIDENT KOLODZIEJ: So then I hear no
18 objections, so we will send forward a request to
19 the State indicating to the State that we will be
20 holding two public sessions: One on the 10th,
21 which is done by us. And then one on the 15th,
22 which is done in conjunction with the realtors and
23 the CDC.

24 I also while we're at it -- the vote's
25 already been taken --

1 COMMISSIONER LEVINE: I think it will
2 help --

3 PRESIDENT KOLODZIEJ: You can go. It's
4 already taken.

5 COMMISSIONER CLEAVES: When they review
6 the minutes, they will see that we're --

7 COMMISSIONER LEVINE: That we're trying.

8 COMMISSIONER CLEAVES: That we're
9 listening to them.

10 COMMISSIONER LEVINE: Thank you.

11 PRESIDENT KOLODZIEJ: The other thing is:
12 We are going to have a meeting with Woodland Park.
13 I'm going to specifically ask for a work session
14 meeting like we did in Clifton and I'm going to
15 need two other volunteers to go with me to
16 Woodland Park for their presentation before their
17 Mayor and Council.

18 We don't have any dates yet, so as soon as
19 I get them and before I leave today, I need three
20 volunteers for both sessions in Paterson.

21 COMMISSIONER SANCHEZ: Madam President,
22 what are the marching orders? Who's going to
23 request the extension? Joe?

24 PRESIDENT KOLODZIEJ: Through Joe.
25 And we're presenting the reasons,

1 Commissioner Sanchez, which I think are important
2 that we have those two public sessions coming up.
3 So, obviously, you know, they can say no. They
4 can do whatever they want to do. But we're
5 asking, you know, to have an extension based on
6 those two public hearings which are going to be in
7 the City of Paterson.

8 COMMISSIONER SANCHEZ: Just so we're
9 clear, Joe was going to be asking for it?

10 PRESIDENT KOLODZIEJ: Absolutely.
11 Absolutely. He's the point man on that.

12 All right. So we're good.

13 Louis, closed session.

14 MR. AMODIO: Do I have a motion?

15 COMMISSIONER BAZIAN: Move it.

16 COMMISSIONER SANCHEZ: Second.

17 MR. AMODIO: Motion by Commissioner
18 Bazian.

19 Second by Sanchez.

20 WHEREAS, Section 8 of the Open Public
21 Meetings Act, permits the exclusion of the public
22 from a meeting in certain circumstances; and

23 WHEREAS, the public body's of the opinion
24 that such circumstances presently exist;

25 NOW, THEREFORE, BE IT RESOLVED, by the

1 Commissioners of the Passaic Valley Water
2 Commission:

3 1. The public shall be excluded from the
4 discussion of hereinafter specified subject
5 matters; the general nature of the subject matters
6 being: Financial, Insurance, Personnel,
7 Contracts, Negotiations, Security, and Law.

8 We have Summary/Aging reports. JAK
9 Diamond, confined spaces, and IT services contract
10 and any other matter as may be discussed in
11 camera.

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

17 This Resolution shall take effect
18 immediately.

19 Second by Commissioner Sanchez.

20 On the roll.

21 Commissioners Graddy and Levine are
22 absent.

23
24 (Roll call was taken, all Commissioners
25 present respond in the affirmative. Commissioners

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Graddy and Levine are absent)

MR. AMODIO: You have a quorum.

The time is 2:12.

PRESIDENT KOLODZIEJ: I guess we can go
right into the Consent Agenda.

MR. AMODIO: We'll start with the minutes
of Passaic Valley Water Commission in camera and
Regular Session Meetings held on July 22nd, 2014.

Do I have a motion?

COMMISSIONER SANCHEZ: So moved.

MR. AMODIO: By Commissioner Sanchez.

COMMISSIONER CLEAVES: Second.

MR. AMODIO: Second by Commissioner
Cleaves.

Thank you.

Commissioners Levine and Graddy are
absent.

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

1 MR. AMODIO: Thank you.

2 Does the Chair accept, receive, and file
3 miscellaneous purchase orders by the Purchasing
4 Agent Linda Beckering for the period of July 7,
5 2014 August 10th, 2014?

6 PRESIDENT KOLODZIEJ: Yes.

7 MR. AMODIO: Thank you.

8 We have three contracts if you'd like to
9 do one consent.

10 COMMISSIONER DeVITA: Can we take them
11 all?

12 MR. AMODIO: If you give me an
13 opportunity, I'll recite them.

14 Contract #14-B-12 "Furnish and Deliver
15 Valves and Tapping Sleeves" Recommendations to
16 award a two-year contract to HD Supply Waterworks,
17 LTD of Edison, New Jersey for bid items 1 through
18 36 and 43 through 60, inclusive, in the net amount
19 of \$512,511, and Brent Material Company of Florham
20 Park, New Jersey for bid items 37 through 42,
21 inclusive, in the amount of \$7,509.06.

22 Next we have Contract #14-B-28 "Support
23 Services for Customer Service and Billing"
24 Recommendations to award a one-year contract to
25 Uniforce Staffing Solutions of Paramus, New Jersey

1 in the amount of \$91,960.

2 Last contract, Contract #14-B-33 "Water
3 System Installation and Repair Services"
4 Recommendations to award a two-year contract to
5 Montana Construction Corporation of Lodi, New
6 Jersey in the amount of \$2,543,531.25.

7 Discussion?

8 COMMISSIONER BAZIAN: Move it.

9 MR. AMODIO: Second?

10 COMMISSIONER DeVITA: Second.

11 MR. AMODIO: On the roll.

12

13 (Roll call was taken, all Commissioners
14 present respond in the affirmative. Commissioner
15 Sanchez abstained on Montana Construction
16 Corporation and Commissioners Levine and Graddy
17 are absent.)

18

19 COMMISSIONER SANCHEZ: Abstain on Montana.

20 MR. AMODIO: Motion approved.

21 Next: We have New Business. Summary of
22 disbursements and payrolls through August 20th,
23 2014, in the amount of \$7,254,133.54.

24 Would the Treasurer like to make a motion?

25 COMMISSIONER BAZIAN: Move it.

1 MR. AMODIO: By Commissioner Bazian.

2 Do I have a second?

3 COMMISSIONER SANCHEZ: Second.

4 MR. AMODIO: Second by Commissioner
5 Sanchez.

6 Commissioners Levine and Graddy are
7 absent.

8 COMMISSIONER DeVITA: Abstain on Rachles
9 Michele.

10

11 (Roll call was taken, all Commissioners
12 present respond in the affirmative. Commissioners
13 Levine and Graddy are absent)

14

15 MR. AMODIO: There are no recommendations
16 from Executive Session.

17 Anything under Good and Welfare?

18 COMMISSIONER DeVITA: Yes, I have one
19 thing.

20 This Pipeline.

21 PRESIDENT KOLODZIEJ: I love it. Yup.

22 COMMISSIONER DeVITA: I think this is a
23 great thing the employees put out. A lot of
24 useful information.

25 PRESIDENT KOLODZIEJ: And so upbeat. It's

1 so upbeat.

2 COMMISSIONER DeVITA: The people that do
3 it, I don't know if they're all in the back, Andy
4 Bisesi, Maria Malfa, Marisah Potkalesky, and
5 Crystal Morelas.

6 PRESIDENT KOLODZIEJ: We already put a
7 letter in their personnel file.

8 MR. AMODIO: That's quarterly.

9 PRESIDENT KOLODZIEJ: Just let them know
10 that the feedback from the Commissioners is very,
11 very positive.

12 Commissioner Bazian has a --

13 COMMISSIONER BAZIAN: Yeah, it was
14 actually, I'm not sure if this is Good and Welfare
15 or New Business but I did a have question.

16 There was an article in the
17 northjersey.com. I don't know if it's the Herald
18 News. An associated press article with regard to
19 this 1.3 billion in funds available and we're
20 mentioned, I think it was, what, \$23 million?

21 PRESIDENT KOLODZIEJ: Something like that.

22 COMMISSIONER DeVITA: We weren't listed in
23 getting any money in the second page.

24 COMMISSIONER BAZIAN: Could you just fill
25 us in?

1 MR. BELLA: I read it. I didn't fully
2 understand it. Part of the reason I think we're
3 listed there, we're all in the chew for an SRF
4 fund going forward. And part of that would be
5 interest forgiveness and that kind of thing.
6 That's what I believe.

7 COMMISSIONER BAZIAN: Could we reach out
8 to the State and please report back to the finance
9 committee on this?

10 MR. BELLA: Don't always believe what you
11 read in the newspaper.

12 PRESIDENT KOLODZIEJ: Thank you, Joe. I
13 appreciate that.

14 COMMISSIONER BAZIAN: Joe, seriously,
15 though, I mean, if you could get back to the
16 finance committee on that, I would appreciate it.

17 MR. BELLA: Okay.

18 COMMISSIONER BAZIAN: That's all I have.

19 MR. AMODIO: Just one last thing, once
20 again, as Commissioner DeVita mentioned before, we
21 will have an ethics presentation before the
22 September 20th meeting that will be held at
23 10:30 a.m. for all Commissioners. Please mark
24 that down. You will get a notification from me,
25 but please mark that down in your book.

1 George, that's September 20th at 10:30.

2 COMMISSIONER CLEAVES: September 20th is a
3 Saturday.

4 MR. AMODIO: I'm sorry, 17th,
5 September 17th.

6 PRESIDENT KOLODZIEJ: And don't forget, I
7 need three volunteers for the two Paterson
8 meetings. You can call Louie and let him know if
9 you're one of those volunteers.

10 And I need two besides myself for Woodland
11 Park, but I'll let you know what the date is.

12 MR. HANLEY: I may have missed it, you're
13 going -- because there may be more than three
14 Commissioners at that meeting --

15 PRESIDENT KOLODZIEJ: No, there won't be,
16 that's why I'm asking for three --

17 MR. AMODIO: No, no, no. He's talking
18 about the ethics.

19 PRESIDENT KOLODZIEJ: Oh, you're
20 absolutely right.

21 MR. HANLEY: You're going to give formal
22 notice?

23 MR. AMODIO: Yeah, I think we'll do it as
24 a workshop.

25 PRESIDENT KOLODZIEJ: A workshop, right,

1 Commissioner DeVita? You handled the details.

2 COMMISSIONER DeVITA: Workshop.

3 MR. HANLEY: Give me a format -- I mean, a
4 form and I'll review it.

5 MR. AMODIO: You got it.

6 PRESIDENT KOLODZIEJ: A workshop will
7 concentrate on us and our learning experience and
8 our questions and getting answers to our
9 questions. And that's why I say it's a workshop.

10 All right. Motion to adjourn?

11 COMMISSIONER BAZIAN: Move it.

12 MR. AMODIO: Motion by Commissioner
13 Bazian.

14 Do I have a second?

15 COMMISSIONER CLEAVES: Second.

16 MR. AMODIO: By Commissioner Cleaves.

17

18 (Roll call was taken, all Commissioners
19 present respond in the affirmative. Commissioners
20 Levine and Graddy are absent)

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22 MR. AMODIO: Thank you.

23 The time is 2:18.

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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