

PASSAIC VALLEY WATER COMMISSION MEETING OF  
SEPTEMBER 11, 2013  
(OPEN SESSION)

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

RIGO SANCHEZ, President

JEFFREY LEVINE, Vice-President

MENACHEM BAZIAN, Treasurer (Absent)

GLORIA KOLODZIEJ, Secretary

THOMAS P. DeVITA

ROBERT VANNOY

CHRYSTAL A. CLEAVES

A L S O        P R E S E N T :

JOSEPH A. BELLA, Executive Director

GEORGE T. HANLEY, Counsel

JAMES G. DUPREY, Director of Engineering

JAMES J. GALLAGHER, Personnel Director

YITZ WEISS, Comptroller (Absent)

LOUIS AMODIO, Administrative Secretary

1 MR. AMODIO: Roll call.

2 Commissioner Bazian is absent.

3 Commissioners Vannoy and Levine are not  
4 here yet.

5

6 (Roll call was taken, all Commissioners  
7 present respond in the affirmative. Commissioner  
8 Bazian is absent. Commissioners Vannoy and Levine  
9 are not present yet)

10

11 MR. AMODIO: Thank you.

12 The time is 9:34 a.m.

13 You have a quorum.

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 DeVita.

24 PRESIDENT SANCHEZ: Can we please have a  
25 moment of silence.

1 (Whereupon, Commissioner Levine is present  
2 at 9:35 a.m.)

3  
4 MR. AMODIO: Counsel, would you like to go  
5 in closed session? We have a number of attorneys.

6 PRESIDENT SANCHEZ: What I'd like to do  
7 is: We have some attorneys here; with the  
8 permission of the fellow Commissioners, I'd like  
9 to do this attorney first. I don't know if we can  
10 go into closed session for all of them.

11 MR. HANLEY: We do, unfortunately.

12 PRESIDENT SANCHEZ: Is there anybody from  
13 the public here that would like to address the  
14 Commission besides the attorney?

15 MR. AMODIO: This gentleman in the back.

16 PRESIDENT SANCHEZ: Who's that? You are?

17 MR. DeFILIPPIS: Good morning, everyone.  
18 My name is Kevin DeFilippis. I'm from the law  
19 firm Hassing & DeFilippis. I represent Accurate  
20 Waste Removal Services. To my left is Steve  
21 Hunkle, President and to his left is Jim Gilmore  
22 from Bollinger Insurance. We're here to discuss  
23 the liquid residuals contract.

24 MR. HANLEY: We're going to discuss that  
25 in closed session and then when we come out, you

1 can address the Commission about that.

2 PRESIDENT SANCHEZ: Would you please do us  
3 a favor? We're going to go into closed.

4 COMMISSIONER KOLODZIEJ: I just want to be  
5 sure what we're going into closed session for is  
6 to take the attorney who's here for our business  
7 and the attorney who's here to do that and then we  
8 will come back, because if there's any other  
9 closed session items, which there will be, we're  
10 not going to do them. We'll come out and then  
11 come back.

12 PRESIDENT SANCHEZ: I don't have a problem  
13 with that.

14 Okay. Tom, do I hear a motion from you?

15 COMMISSIONER KOLODZIEJ: Second.

16 MR. AMODIO: Motion by Commissioner  
17 DeVita.

18 Second by Commissioner Kolodziej.

19  
20 (Roll call was taken, all Commissioners  
21 present respond in the affirmative. Commissioner  
22 Bazian is absent. Commissioner Vannoy is not  
23 present yet. Commissioner Levine is not in the  
24 room)

25

1 MR. AMODIO: WHEREAS, Section 8 of the  
2 Open Public Meetings Act, permits the exclusion of  
3 the public from a meeting in certain  
4 circumstances; and

5 WHEREAS, the public body is of the opinion  
6 that such circumstances presently exist;

7 NOW, THEREFORE, BE IT RESOLVED, by the  
8 Commissioners of Passaic Valley Water Commission  
9 that:

10 1. The public shall be excluded from  
11 discussion of the hereinafter specified subject  
12 matters; the general nature of the subject matters  
13 being: Financial, Insurance, Personnel,  
14 Contracts, Negotiation, Security and Law.

15 Counsel, we're going to do which?

16  
17 (Commissioner Vannoy is present at 9:37  
18 a.m.)

19  
20 MR. HANLEY: We're going to do liquid  
21 residuals. We're going to do the Peachtree versus  
22 PVWC. And North Arlington litigation. And I  
23 think the others can wait.

24 MR. AMODIO: Okay.

25 PRESIDENT SANCHEZ: Where do you want to

1 start, George?

2 MR. AMODIO: Let me finish.

3 And any other as may be discussed in  
4 camera.

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

10 This Resolution shall take effect  
11 immediately.

12

13 \*\*\*

14

15 MR. AMODIO: On the roll.

16 Commissioner Bazian is absent.

17

18 (Roll call was taken, all Commissioners  
19 present respond in the affirmative. Commissioner  
20 Bazian is absent)

21

22 MR. AMODIO: The time is 10:29 a.m.

23 You have a quorum.

24 MR. HANLEY: Mr. DeFilippis, I discussed  
25 these matters in closed session under the

1           exception of potential litigation and contractual  
2           matters, and I recommended to the Commission that  
3           we take no action today.

4                   I indicated to them that you had filed a  
5           letter with us seeking a hearing and that we will  
6           hold that hearing.

7                   And, Jim, I think you have the date that  
8           we've set which is?

9                   MR. DUPREY: Yeah. I believe it's the  
10          26th.

11                  MR. HANLEY: Yes. Go make sure.

12                  MR. DUPREY: Let me go check right now.

13                  MR. HANLEY: He'll indicate that date,  
14          specifically.

15                   And the way we do this is we'll formally  
16          notify you as well as the other bidders. All of  
17          you will have an opportunity to come in and  
18          present your positions, whatever they might be. I  
19          will be the hearing officer. And you could submit  
20          any papers you wish ahead of time so long as you  
21          copy all the other bidders on those papers so  
22          everybody has the same information. We'll hold  
23          the hearing and then I will make a recommendation  
24          to the Commission, probably, hopefully, at the  
25          October meeting.

1                   You'll, obviously, be able to participate  
2                   fully at the hearing and you'll have the same  
3                   opportunity of being heard.

4                   COMMISSIONER VANNOY:   October 16th.

5                   MR. HANLEY:   I think it's essentially a  
6                   legal issue.

7                   MR. DUPREY:   Thursday, September 26th at  
8                   10:00 a.m. here in this boardroom.

9                   MR. DeFILIPPIS:   And at that hearing,  
10                  we'll be allowed to present witnesses, if  
11                  required?   And there's a court reporter?

12                  MR. HANLEY:   We'll have a court reporter.  
13                  I mean, it's not highly formal.   We don't follow  
14                  the strict rules of evidence, but we try to keep  
15                  order.

16                  MR. DeFILIPPIS:   Understood.   Understood.

17                  PRESIDENT SANCHEZ:   Does that answer your  
18                  question today?

19                  MR. DeFILIPPIS:   Yes.

20                  So there's no action and we'll have a  
21                  hearing on the 26th.

22                  PRESIDENT SANCHEZ:   Thank you.

23                  MR. AMODIO:   Can we go to committee  
24                  reports?   Commissioners, committee reports.

25                  Personnel.



1 PRESIDENT SANCHEZ: I'll let Tom do the  
2 talking.

3 COMMISSIONER DeVITA: We had a rather  
4 lengthy personnel meeting. You see a lot of stuff  
5 on the agenda. Truthfully, most of the promotions  
6 we listed and put off ending resolution of the  
7 union issues. We felt that enough time has  
8 transpired. The people that are involved in the  
9 promotions deserve all the promotions. Many of  
10 them are already working in those positions. So  
11 we felt it would be best to proceed at this time  
12 with all the people listed.

13 COMMISSIONER VANNOY: One other thing in  
14 reference to the promotions, there's still a lot  
15 more that Joe has discussed that people need to be  
16 promoted and, you know.

17 COMMISSIONER DeVITA: We're holding off.  
18 We can also report later on the union.

19 PRESIDENT SANCHEZ: Can I say something?  
20 And I kind of look at it from two point of views.

21 Joe needs to make sure that the group we  
22 have, they stay, because some of them, they're  
23 doing work out of title. They need the proper  
24 title. Joe needs those people to be promoted and  
25 feel that they have the title to what they're

1           doing.

2                   My second concern was that since we're in  
3 union negotiations and everything else, I was kind  
4 of concerned about doing promotions, but sitting  
5 down with Joe and taking his frustration of some  
6 of the people not happy with the things going on,  
7 I think we need to go ahead and do the people and  
8 listen to the people.

9                   I think we had this on hold for awhile and  
10 just to let my fellow Commissioners know, we got  
11 to do what we got to do.

12                   COMMISSIONER KOLODZIEJ: You better circle  
13 this day on your calendar, because I agree with  
14 you a hundred percent again. That's three times  
15 in one meeting, Commissioner.

16                   PRESIDENT SANCHEZ: We should go on a  
17 date.

18                   COMMISSIONER KOLODZIEJ: You're one  
19 hundred percent right. My concern is not with the  
20 promotions, I think morale is important and your  
21 committee is to be commended for really pushing us  
22 to address that.

23                   My concern, again, is with the entry level  
24 laborer positions. I actually came here a few  
25 weeks ago and read through every single

1 application that's in our organization. I'm sure  
2 personnel committee doesn't know that there's  
3 three veterans' applications sitting there on our  
4 file. They've been there for months, because it's  
5 dated when they send that. And I've always been a  
6 firm believer that actions speak louder than  
7 words. I appreciate the fact that we had a moment  
8 of silence, but I find it very offensive that  
9 those three veterans that were in our file were  
10 not even given the opportunity to appear before  
11 the committee to see if they would fit these entry  
12 level positions. And I'm hoping that before we  
13 leave today, I can get one hundred percent  
14 participation that in the future that we would  
15 certainly give any veteran that's on there the  
16 courtesy of an interview before the personnel  
17 committee. That's all I'm asking. If they don't  
18 fit the position, then they don't belong being  
19 hired.

20 And then the second thing I'm going to be  
21 asking before we leave today is that we put these  
22 advertisements out all over. But I am sure, Mr.  
23 Hanley, that there is a site, I see it all the  
24 time on TV, where forward thinking companies are  
25 contacting those sites where veterans are coming

1 from Iraq and Afghanistan are posted as to  
2 qualifications and looking for a job.

3 So at the minimum, we should be at least  
4 putting out that we are hiring X number of people  
5 here; send your applications to our Personnel  
6 Director.

7 Two simple little things that put actions  
8 behind the deed, you know, the symbol that we just  
9 did at our meeting.

10 That has nothing to do... I'm going to be  
11 okay with voting for this, but I said that last  
12 time. So today's my line in the sand. If we, as  
13 an organization, cannot take those two simple  
14 little steps, shame on us, in my opinion.

15 So that's my thing, but I guess we do that  
16 later on in the meeting.

17 The only other thing was the late item  
18 that came before us with the hiring of a plumber.  
19 I'm assuming you discussed this, Mr. DeVita, and  
20 we need a plumber?

21 COMMISSIONER DeVITA: Yes.

22 COMMISSIONER KOLODZIEJ: My concern is why  
23 are we starting somebody out -- new hires we start  
24 are never started at top salary. Believe it or  
25 not, there were plumbers on that list that I read

1 through that had better licenses than this person.  
2 But I'm assuming that the committee thought this  
3 person was the right person to be hired.

4 COMMISSIONER LEVINE: What's the salary?

5 COMMISSIONER DeVITA: It says starting at  
6 54,9. Did we have another plumber?

7 COMMISSIONER KOLODZIEJ: What is he  
8 making?

9 MR. GALLAGHER: He's at the top of the  
10 range. He's been here.

11 COMMISSIONER KOLODZIEJ: What is the top  
12 of the range?

13 MR. GALLAGHER: Sixty-six thousand two  
14 hundred thirty-nine.

15 COMMISSIONER DeVITA: This guy we're  
16 hiring at 54,9. In looking in the application,  
17 his qualifications, I mean, the guy seems to have  
18 a lot of experience.

19 COMMISSIONER VANNOY: This guy has done  
20 work here too.

21 COMMISSIONER KOLODZIEJ: I understand  
22 that.

23 COMMISSIONER DeVITA: He seemed  
24 experienced.

25 COMMISSIONER LEVINE: What do you feel is

1 fair?

2 COMMISSIONER KOLODZIEJ: We usually start  
3 them halfway between the starting and top.

4 PRESIDENT SANCHEZ: What is the number?

5 COMMISSIONER KOLODZIEJ: I don't know;  
6 halfway.

7 COMMISSIONER VANNOY: The bottom is 17.

8 PRESIDENT SANCHEZ: Jim, you're the  
9 Personnel Director.

10 MR. GALLAGHER: Commissioners, one of the  
11 things I will tell you and this is something that  
12 we're starting to see a trend in, because of the  
13 health benefit cost, in order to get qualified  
14 candidates, you're going to start seeing we have  
15 to offer more to be competitive in the  
16 marketplace.

17 We lost our huge advantage which was the  
18 health benefits being at no cost to the employee.  
19 Well, now we're making up that. Not to make this  
20 a political statement, but, you know, the Governor  
21 had a statement made, we're now paying on a  
22 different side because you're going to have to  
23 start paying more to get really, good qualified  
24 candidates. We're losing a candidate, one of the  
25 people on the list is leaving his position here.

1 COMMISSIONER DeVITA: Is 54,9 realistic?

2 MR. GALLAGHER: I believe it is for the  
3 amount of time he has, the amount of experience he  
4 has. He's been doing plumbing for a number of  
5 years. I mean, it's not someone just coming out  
6 of school.

7 COMMISSIONER DeVITA: He has a lot of  
8 experience. You can see that.

9 MR. GALLAGHER: If he was just coming out  
10 of school, I would definitely lower the number.  
11 But this is someone who has a significant amount  
12 of experience.

13 COMMISSIONER KOLODZIEJ: Having looked  
14 through that list in your office, there must be  
15 five other plumbers on that list and I'm not  
16 refuting your argument, but most people that I  
17 talked to, especially, in places where they have  
18 job security like city government, realize that  
19 they're lucky to have a job. I'm thinking that if  
20 you lower this starting salary, this person is  
21 going to be very happy to take this job.

22 COMMISSIONER LEVINE: What are you looking  
23 for to lower?

24 PRESIDENT SANCHEZ: What is the number?

25 COMMISSIONER KOLODZIEJ: I didn't actually

1 look at a number. But I don't know of any new  
2 person that we hired -- you guys talked about this  
3 at committee level.

4 MR. GALLAGHER: Commissioner, just so we  
5 understand, you're hiring him temporarily.  
6 There's going to be a Civil Service examination.

7 COMMISSIONER KOLODZIEJ: That makes it  
8 even better, because I will be posting what that  
9 starting salary is so you're going to get people  
10 applying for that.

11 MR. GALLAGHER: They're going to post the  
12 salary range and the salary range is going --

13 COMMISSIONER KOLODZIEJ: They're also  
14 going to know that I just hired somebody  
15 temporarily, which I don't have a problem doing,  
16 but it is temporary and it is, again, if his  
17 credentials were so much better than the other  
18 plumbers that I looked at, you wouldn't even be  
19 hearing me talk like this.

20 PRESIDENT SANCHEZ: Jim, Commissioner has  
21 a concern. What's the lower number? The health  
22 costs is not our fault.

23 COMMISSIONER KOLODZIEJ: I don't want to  
24 start at the bottom. I don't want to start at the  
25 bottom. That's ridiculous.



1 MR. GALLAGHER: I think it's a reasonable  
2 number.

3 PRESIDENT SANCHEZ: That's not what the  
4 Commissioner said. What's a number between that  
5 we can work with?

6 MR. GALLAGHER: You can lower it to the  
7 low 50s, if you wanted to.

8 COMMISSIONER LEVINE: Fifty-one?  
9 Fifty-two? Something like that?

10 COMMISSIONER KOLODZIEJ: You guys talk  
11 about this. Throw me a number I can live with.

12 COMMISSIONER LEVINE: Can you live with  
13 51?

14 MR. GALLAGHER: I rather you tell me what  
15 number.

16 COMMISSIONER KOLODZIEJ: All right. You  
17 sat on committee, would 51 do it? Because then  
18 we're sending to the applicants coming in that are  
19 taking the test, this is the entry salary.

20 COMMISSIONER CLEAVES: I have a question.  
21 This was discussed in committee?

22 COMMISSIONER DeVITA: Yes.

23 COMMISSIONER CLEAVES: And the committee  
24 vetted this out and came to this agreement of  
25 54,9?

1 COMMISSIONER DeVITA: Yes.

2 COMMISSIONER CLEAVES: Then I have to  
3 support what committee brings to me, because you  
4 guys had the in-depth conversation about this. So  
5 I'm satisfied if this is coming from committee, to  
6 support what committee has discussed because I  
7 wasn't part of that discussion.

8 PRESIDENT SANCHEZ: Well, I was in  
9 committee. I didn't look at the number.

10 COMMISSIONER VANNOY: Well, I actually sat  
11 in committee and I know we asked and that was a  
12 number. But I don't have a problem, if we want to  
13 do 51, 52. I want to make sure my fellow  
14 Commissioner is okay.

15 PRESIDENT SANCHEZ: I feel like to take it  
16 into consideration again, but 51 is the number.

17 COMMISSIONER DeVITA: Modify to 51.

18 PRESIDENT SANCHEZ: Fifty-one is the  
19 number.

20 COMMISSIONER KOLODZIEJ: All right. Then  
21 when we are getting to the point where the test is  
22 going to be called for, can we at least direct our  
23 Personnel Officer to be sure that he put that on  
24 the sites for veterans looking for jobs.

25 MR. GALLAGHER: Just so you know, when you

1 go on Civil Service, it goes to veterans.

2 COMMISSIONER KOLODZIEJ: All right. Can I  
3 have a list of those automatic ones? Because  
4 there may be some other good ones. And I've been  
5 so aware of this lately because it's all over the  
6 media now.

7 PRESIDENT SANCHEZ: Joe, this is  
8 pipefitter, plumber, everything?

9 MR. BELLA: Yeah. He's going to do  
10 pipefitting.

11 PRESIDENT SANCHEZ: What happened was, it  
12 was recommended. Jim forgot to put it on the  
13 agenda. I'm looking at you. That was the case,  
14 right?

15 COMMISSIONER VANNOY: Most definitely. I  
16 actually brought it to his attention.

17 PRESIDENT SANCHEZ: He forgot to do it.

18 COMMISSIONER KOLODZIEJ: No problem. We  
19 need another plumber.

20 PRESIDENT SANCHEZ: All right. So can I  
21 get a consent agenda on contracts and everything  
22 else so we can vote on it as one agenda, please?

23 MR. HANLEY: Can we separate them out in  
24 the subject matter.

25 PRESIDENT SANCHEZ: Yes, we can do that.

1 COMMISSIONER DeVITA: You want to do  
2 Personnel first.

3 MR. AMODIO: You don't want to go back  
4 into closed session?

5 MR. HANLEY: We're going to go later.

6 PRESIDENT SANCHEZ: Now we have this. Can  
7 we do this?

8 MR. AMODIO: Hold on.

9 PRESIDENT SANCHEZ: Commissioner  
10 Kolodziej, we're going to vote on Personnel now.

11 COMMISSIONER KOLODZIEJ: I'm fine. I'm  
12 fine.

13 MR. AMODIO: We're going to vote on  
14 Personnel. I'll recite them.

15 We have promotions of:

16 Melvin Rivera - Senior Drafting  
17 Technician/TA.

18 Proposed Salary: \$63,000.

19 Proposed Range: \$30,000 to \$65,000.

20 Edgar M. Alicia - Senior Laboratory  
21 Technician-Water Analysis/TA.

22 Proposed Salary: \$61,489.

23 Proposed Range: \$18,357 to \$61,489.

24 Andrew C. Saskowitz - Senior Laboratory  
25 Technician-Water Analysis/TA is being taken off

1 this.

2 MR. BELLA: He's coming off the list.

3 MR. GALLAGHER: He's resigning. He's  
4 taking another job.

5 COMMISSIONER DeVITA: Why are we promoting  
6 him?

7 MR. GALLAGHER: Why are we promoting him?  
8 Because I'm meeting with him this afternoon to see  
9 if we can come up with some terms to keep him.  
10 He's a very good employee.

11 MR. AMODIO: All right. So we'll put  
12 Andrew Saskowitz - Senior Laboratory Technician-  
13 Water Analysis/TA.

14 Proposed Salary: \$61,489.

15 Proposed Range: \$18,357 to \$61,498.

16 Celenia Fernandez - Keyboarding Clerk 2-  
17 Bi-lingual/TA.

18 Proposed Salary: \$52,735.

19 Proposed Range: \$16,491 to \$54,754.

20 Gary Robinson and Joseph Martinez - Heavy  
21 Equipment Operators.

22 Gary Robinson:

23 Proposed salary: \$47,732.

24 Joe Martinez:

25 Proposed salary: \$52,575.

1 And their range is \$18357 to \$61,390.

2 Jonathan Moraga - Water Treatment Plant  
3 Repairer/TA.

4 Proposed Salary: \$54,487.

5 Proposed Range: \$16,785 to \$55,854.

6 We have New Hires:

7 Otilia Espino - Keyboarding Clerk 1/TA.

8 Proposed Salary: \$32,000.

9 Proposed Range: \$15,023 to \$50,715.

10 Next we have: Freddie L. Frazier, Jr.,  
11 Juan Genao, Kevin McKay - Laborers.

12 Proposed Salary: 32,000.

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

14 Next we have Hanif Dwyer - Laboratory  
15 Technician, Water Analysis.

16 Proposed Salary: \$38,000.

17 Proposed Range: \$25,000 to \$57,616.

18 And then we have Ignaz Iurato - Plumber.

19 Proposed Salary: \$51,000.

20 Proposed Range: \$17,809 to \$66,239.

21 Do I have a motion?

22 COMMISSIONER DeVITA: So moved.

23 COMMISSIONER VANNOY: Second.

24 MR. AMODIO: Do I have a second?

25 COMMISSIONER VANNOY: I seconded.

1 MR. AMODIO: Thank you.

2 On the roll.

3

4 (Roll call was taken, all Commissioners  
5 present respond in the affirmative. Commissioner  
6 Bazian is absent)

7

8 MR. AMODIO: Motion approved.

9 PRESIDENT SANCHEZ: Do you want to do the  
10 contracts too now?

11 MR. HANLEY: Fine with me.

12 PRESIDENT SANCHEZ: Let's do them.

13 COMMISSIONER LEVINE: Let me ask something  
14 because it has to do with Personnel, actually.

15 Jim, I remember we did the health  
16 insurance and employees' kickback in. We had a  
17 separate fund that they were allowed to use? Did  
18 that die? Did that come back? How'd that die?  
19 It never came back to the Board meeting.

20 MR. GALLAGHER: It was only for one year.

21 COMMISSIONER LEVINE: Wasn't that supposed  
22 to come back before us to decide if we were going  
23 to do it?

24 MR. GALLAGHER: The personnel committee  
25 from last year, they didn't want to renew it.

1                   COMMISSIONER LEVINE:    Didn't that have to  
2                   come before the Board?

3                   COMMISSIONER KOLODZIEJ:   How many people  
4                   used it?

5                   MR. GALLAGHER:   Probably about 80 percent  
6                   of the funds were used.

7                   COMMISSIONER KOLODZIEJ:   I like the idea.

8                   COMMISSIONER LEVINE:    I like it too.  That  
9                   brings up morale.  That's what's bringing down  
10                  morale right now.

11                  COMMISSIONER KOLODZIEJ:   You got it.

12                  COMMISSIONER LEVINE:    That has to come  
13                  before our Board.  What I remember, Menachem was  
14                  against it and it died out, Commissioner Bazian.  
15                  That has to come before our full Board.  That  
16                  can't just go before personnel is what I'm saying.

17                  MR. GALLAGHER:    It was only for one year.

18                  COMMISSIONER LEVINE:    Even when it  
19                  extended, the whole thing has to come back before  
20                  our Board for the second year for us to vote on  
21                  it.  The personnel committee doesn't have a right  
22                  to say we're going to terminate that.

23                  COMMISSIONER VANNOY:    I was on personnel.  
24                  I don't remember that.

25                  COMMISSIONER KOLODZIEJ:   The bottom line



1 is we'll send it to the personnel committee for a  
2 recommendation for next meeting.

3 COMMISSIONER LEVINE: Because, I mean,  
4 that's something --

5 COMMISSIONER KOLODZIEJ: You're right.

6 COMMISSIONER LEVINE: That brings down  
7 total morale. We're taking the money from them  
8 but now they're still paying for deductibles --

9 COMMISSIONER KOLODZIEJ: You better circle  
10 this day too, Commissioner. Right around the  
11 table.

12 COMMISSIONER LEVINE: Put that on the  
13 agenda for next meeting. Let me ask you whether  
14 or not the Commission will be voting on if we're  
15 going to be doing it?

16 COMMISSIONER VANNOY: It has to go to  
17 personnel. You're on personnel.

18 COMMISSIONER KOLODZIEJ: Discuss it and  
19 bring it back for final recommendation.

20 PRESIDENT SANCHEZ: Let's get going.

21 MR. AMODIO: We have Consent Agenda.

22 Change Orders: Project 10-P-25

23 "Professional Engineering Services for Supervisory  
24 Control and Data Acquisition (SCADA) Optimization  
25 and Related Matters" awarded to Hatch, Mott with

1 an increased amount of \$30,300 and Project 12-P-45  
2 "Professional Engineering Services for SCADA  
3 Upgrade, Remote System SCADA and Implementation  
4 and Related Matters" awarded to DLB Associates of  
5 Eatontown, NJ with an increased amount of \$19,000.

6 Item 7. Project 13-P-2 (Re-Solicitation)  
7 "Professional Services (New Jersey Licensed Title  
8 Company) for Title Searches and Related Matters"  
9 Recommendation to award to Passaic Valley Title  
10 Service of Clifton, New Jersey at a rate of \$135  
11 per hour.

12 Contract #13-B-12 "Furnish and Deliver  
13 Iron Pipe and Fittings" Recommendations to award a  
14 two-year contract to Capital Supply Construction  
15 Products, Inc., of Denville, New Jersey in the  
16 amount of \$420,549.34.

17 Item 9. Contract #13-B-13 "Bituminous  
18 Materials" Recommendation to award a two-year  
19 contract to Tilcon, New York, Inc., of Wharton,  
20 New Jersey in the amount of \$311,125.

21 Item 10. Contract #13-B-14 "Furnish and  
22 Deliver Fire Hydrants" Recommendations to award a  
23 two-year contract to Water Works Supply Company,  
24 Inc., of Pompton Plains, New Jersey in the amount  
25 of \$1,731,275.40.

1                   Item 11. Contract #13-B-15 "Sodium  
2 Hypochlorite" Recommendations to award a two-year  
3 contract to JCI Jones Chemicals, Inc., of Warwick,  
4 New York in the amount of \$904,500.

5                   Item 12. Contract #13-B-16 "Corrosion  
6 Inhibitor" Recommendations to award a two-year  
7 contract to Shannon Chemical Corp. of Exton, PA in  
8 the amount of \$121,750.

9                   Contract #13-B-18 "Removal and Disposal of  
10 Process Residuals" Recommendations to reject and  
11 Re-bid.

12                   14. Contract #13-B-21 "Electronic Payment  
13 System (Including Credit Card/Debit Cards and  
14 E-Commerce) for the Commission's Billing and  
15 Collection System" Recommendations to award a  
16 two-year contract to Card Choice Merchant  
17 Services, LLC of Fairfield, New Jersey in the  
18 amount of \$96,600.

19                   15. Contract #13-B-7 "Furnish and Deliver  
20 No Lead Type Brass Water Service Line Fittings"  
21 Recommendations to award a two-year contract to  
22 Waterworks Supply Company of Pompton Plains New  
23 Jersey, for items number 1 through 21 and 23  
24 through 39 in the amount of \$113,048.55. And  
25 Capital Supply Construction Products, Inc. of

1 Denville, New Jersey for items number 40 through  
2 149 in the amount of \$78,419.40.

3 Contract #13-B-22 "Trench Spoils, Asphalt  
4 and Concrete Removal and Disposal Services"  
5 Recommendations to award a two-year contract to  
6 J.R. Haftek Company of Paterson, New Jersey in the  
7 amount of \$672,000.

8 17. Hold. Contract #13-B-23 "Liquid  
9 Residuals Hauling Services."

10 Project #13-P-48 "Professional Services  
11 for W-4 Licensed Operator" Recommendations for  
12 modifications of increasing Superior Services, LLC  
13 previously awarded contract of \$41,600 to \$60,850,  
14 a total increase of \$19,250.

15 We have a Resolution of Passaic Valley  
16 Water Commission authorizing the use of  
17 Competitive Contracting Pursuant to NJSA 40A:  
18 11-1 et seq. to solicit and procure goods and  
19 services to update PVWC's web site.

20 Do I have a motion?

21 COMMISSIONER VANNOY: So moved.

22 MR. AMODIO: Motion by Commission Vannoy.

23 COMMISSIONER KOLODZIEJ: Second.

24 MR. AMODIO: By Commissioner Kolodziej.

25 On the roll.

1  
2 (Roll call was taken, all Commissioners  
3 present respond in the affirmative. Commissioner  
4 Bazian is absent)

5  
6 MR. AMODIO: Real quick, we have two other  
7 Resolutions I'm going to pass around to sign.  
8 Just a Resolution acknowledging the retirement of  
9 Nerum Malyar serving for a period of 34 years and  
10 ten months. And Bart Corradino, serving 26 years  
11 and four months.

12 I will pass that around. Please sign it.

13 PRESIDENT SANCHEZ: You want to do the  
14 rest?

15 MR. AMODIO: We'll go to Consent Agenda.

16 Okay. We have the minutes of PVWC in  
17 camera and Regular sessions of the July 17th and  
18 23rd meetings.

19 Do I have a motion?

20 COMMISSIONER KOLODZIEJ: So move.

21 MR. AMODIO: By Commissioner Kolodziej.

22 COMMISSIONER VANNOY: Second.

23 MR. AMODIO: By Commissioner Vannoy.

24 On the roll.  
25

1 (Roll call was taken, all Commissioners  
2 present respond in the affirmative. Commissioner  
3 Bazian is absent)

4  
5 MR. AMODIO: Next, does the Chair accept,  
6 receive, and file Miscellaneous Purchase Orders  
7 from Linda Beckering, Purchasing Agent, for the  
8 period July 8, 2013, to August 7, 2013, and  
9 August 8, 2013, to September 1, 2013.

10 Summary of Disbursements and Payrolls  
11 through August 21, 2013 in the amount of  
12 \$8,461,406.43 and through September 11th in the  
13 amount of \$4,083,546.26.

14 Do I have a motion?

15 COMMISSIONER VANNOY: So moved.

16 COMMISSIONER KOLODZIEJ: Second.

17 MR. AMODIO: Moved by Commissioner Vannoy.  
18 Second by Commissioner Kolodziej.

19 On the roll.

20  
21 (Roll call was taken, all Commissioners  
22 present respond in the affirmative. Commissioner  
23 Bazian is absent)

24  
25 COMMISSIONER VANNOY: Abstain on Damico,

1 Del Sardo and American Hose.

2 COMMISSIONER DeVITA: Abstain on Vito's  
3 Towing and Rachles Michele.

4 MR. AMODIO: I guess we could go back to  
5 closed session.

6 Wait, before we do that. We do have a  
7 couple.

8 We have the Executive Director's report.  
9 Any questions on that?

10 MR. BELLA: I have a couple of things for  
11 you.

12 One is we're in the process of completing  
13 a big rehabilitation, actually, in Harrison. Very  
14 complicated big job, but the Engineering  
15 Department is doing a great job getting that  
16 managing too. That's almost done.

17 The second thing I want to say is we had a  
18 rash of problems in Clifton in our 425 gradient.  
19 We believe that part of the problem was caused by  
20 our contractors holding up our construction  
21 project over there. So this has been going on for  
22 awhile. It's ongoing. So it's kind of like he  
23 started the problem, then try to correct, then the  
24 next night go out again and try to correct it. It  
25 was kind of a snowballing thing. I think we got

1           it calmed down. Certainly, the reservoir project  
2           will help that area in a big way. We'll make a  
3           lot of changes. It caused some real problems for  
4           some people. We're aware of that and we're doing  
5           everything to fix it.

6                        COMMISSIONER KOLODZIEJ: You perked my  
7           ears up when you said: Contractors. Is there  
8           anything that we need to be talking to about  
9           anything, this happens to be Clifton's problem,  
10          about the way we need to change things so  
11          contractors are held more responsible, because I  
12          don't want to have to keep cleaning up after a  
13          contractor.

14                      MR. BELLA: Every year we meet with the  
15          fire chiefs. I think this year we're going to  
16          meet with the fire chiefs and try to get the  
17          police chiefs and emphasize that.

18                      COMMISSIONER KOLODZIEJ: Okay.

19                      MR. BELLA: You see on the hydrants, we're  
20          putting rings. So you're not supposed to use  
21          them.

22                      COMMISSIONER KOLODZIEJ: Yes, exactly.

23                      MR. BELLA: We're still making progress.  
24          It's the cities' inspectors, so that will help us  
25          too. We're also thinking about changing an



1 ordinance saying it's illegal to use this.

2 COMMISSIONER KOLODZIEJ: That's my point,  
3 because if somebody needs to use this and we give  
4 permission and hold harmless, I'm okay with it.  
5 But when you help yourself to whatever and then,  
6 you know, the residents of the particular city are  
7 going to have to pay the price, that's not right.

8 MR. AMODIO: Any other questions?

9 Okay. We can move on.

10 We have three requests to advertise.

11 The first one is Contract #13-B-39  
12 "Furnish and Install Replacement Polyaluminum  
13 Chloride (PACL) Storage and Feed Facilities."

14 Next Contract #13-B-41 "Furnish and  
15 Deliver Trailer-Mounted Vacuum Excavation  
16 Equipment.

17 And third is Contract #13-B-20 "Furnish  
18 and Install New Ambient Air Vaporizer System at  
19 the Little Falls Plant."

20 We also have County of Passaic-Request use  
21 of the Point View Reservoir on Wednesday,  
22 October 2nd through Tuesday, October 8th and  
23 October 15th through the 21st from 7:30 a.m. to  
24 3:30 p.m.

25 Any questions?

1 MR. DUPREY: Just one quick thing. On  
2 13-B-20 for Furnish and Install New Ambient  
3 Vaporizer System, we got an opinion for probable  
4 cost for the construction, which was a million and  
5 a half dollars and we only have 500,000 listed,  
6 \$500,000. It's anticipated it's really going to  
7 be a million and a half, so we're going to hold  
8 that until we have the funds available, as soon as  
9 we have the funds available. That's 13-B-20.

10 MR. BELLA: We're going to change the  
11 capital budget to reflect that.

12 MR. DUPREY: I want to make everyone aware  
13 of that.

14 MR. AMODIO: Any other questions?

15 Do I have a motion?

16 COMMISSIONER KOLODZIEJ: So moved.

17 COMMISSIONER CLEAVES: Second.

18 MR. AMODIO: Motion by Commissioner  
19 Kolodziej.

20 Second by Commissioner Cleaves.

21 On the roll.

22  
23 (Roll call was taken, all Commissioners  
24 present respond in the affirmative. Commissioner  
25 Bazian is absent)

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COMMISSIONER DeVITA: Yes.

I have a question: Are we not voting on D  
now?

MR. AMODIO: The request is still being  
made, right?

MR. DUPREY: Yes. If you granted  
permission, we didn't want to say --

COMMISSIONER DeVITA: You didn't want to  
hold it up. I got you. Okay. Yes.

MR. AMODIO: Motion approved. Okay.

I believe we're ready for Mr. Brause.

Do I have a motion?

COMMISSIONER KOLODZIEJ: To do Mr. Brause  
and to talk about negotiations?

MR. AMODIO: Correct.

MR. HANLEY: And also talk about the  
Hydrogen Peroxide issue and Dial Corp.

MR. AMODIO: That's the same issue,  
though.

MR. HANLEY: No.

MR. AMODIO: They're two different. Dial  
Corp.

Commissioner Kolodziej offers the  
following Resolution for adoption:

1                   WHEREAS, Section 8 of the Open Public  
2 Meetings Act permits the exclusion of the public  
3 from a meeting in certain circumstances; and.

4                   WHEREAS, the public body is of the opinion  
5 that such circumstances presently exist;

6                   NOW, THEREFORE, BE IT RESOLVED, by the  
7 Commissioners of Passaic Valley Water Commission:

8                   1. The public shall be excluded from the  
9 discussion of the hereinafter specified matters;  
10 the general nature of the subject matters being:  
11 Financial, Insurance, Personnel, Contracts,  
12 Negotiations, Security, Law: Summary/Aging  
13 Reports, Hydrogen Peroxide leak in the Little  
14 Falls Plant, matter of Dial Corporation and union  
15 negotiations, and any other matter as may be  
16 discussed in camera.

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

22                   We also have Mr. Brause here for Workers'  
23 Comp. cases. Please add that.

24                   3. This Resolution shall take effect  
25 immediately.

1 Second by Commissioner Vannoy.

2 On the roll.

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4 (Roll call was taken, all Commissioners  
5 present respond in the affirmative. Commissioner  
6 Bazian is absent)

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10 (Roll call was taken, all Commissioners  
11 present respond in the affirmative. Commissioner  
12 Bazian is absent)

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14

MR. AMODIO: You have a quorum.

15

The time is 11:21.

16

17

Commissioner Kolodziej would like to have  
a motion to interview --

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COMMISSIONER KOLODZIEJ: If there are  
applicants on file that are veterans, as a matter  
of not policy, but procedure, to call them in for  
a courtesy interview at the personnel committee.  
So, basically, what we're doing is making some  
Iraq or Afghanistan veteran have five minutes of  
your time and that's it, that's it. It's a  
procedure, not a policy.

1                   COMMISSIONER DeVITA: Just veterans, not  
2 anybody else?

3                   MR. AMODIO: What she's saying is if a  
4 veteran applied for the job, they get a courtesy  
5 interview as well as everyone else.

6                   COMMISSIONER DeVITA: Just anyone.

7                   COMMISSIONER KOLODZIEJ: Whatever  
8 personnel's recommendation is to you from their  
9 file, you're just double checking. Can you  
10 imagine how nice it is to sit for five minutes --

11                   MR. AMODIO: Commissioner Kolodziej, do  
12 you make that motion?

13                   COMMISSIONER KOLODZIEJ: I certainly do.

14                   COMMISSIONER VANNOY: Second.

15

16                   (Roll call was taken, all Commissioners  
17 present respond in the affirmative. Commissioner  
18 Bazian is absent. President Sanchez is out of the  
19 room)

20

21                   MR. AMODIO: Next meeting is scheduled for  
22 October 16th; 9:30 a.m.

23                   Motion to adjourn.

24                   COMMISSIONER CLEAVES: So moved.

25                   MR. AMODIO: By Commissioner Cleaves.

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Second by Commissioner Kolodziej.

Time is 11:23 a.m.

(Whereupon, the meeting was concluded)

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C E R T I F I C A T E

I, LYNANN DRAGONE, License No. XI01388, a  
Certified Court Reporter and Notary Public of the State  
of New Jersey, certify that the foregoing is a true and  
accurate transcript of the meeting at the time and the  
date hereinbefore set forth.

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

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

\_\_\_\_\_  
LYNANN DRAGONE, CCR  
Certified Court Reporter