

PASSAIC VALLEY WATER COMMISSION MEETING OF  
JANUARY 20, 2010

(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  
IDIDA RODRIGUEZ, Vice-President  
JEFFREY LEVINE, Treasurer  
ROBERT L. VANNOY, Secretary  
THOMAS P. DeVITA  
GLORIA KOLODZIEJ  
MENACHEM BAZIAN

A L S O      P R E S E N T :

JOSEPH A. BELLA, Executive Director  
GEORGE T. HANLEY, Counsel  
JAMES G. DUPREY, Director of Engineering  
JAMES J. GALLAGHER, Personnel Director  
YITZ WEISS, Comptroller  
LOUIS AMODIO, Administrative Secretary

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MR. AMODIO: Start the roll call.

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

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MR. AMODIO: You have a quorum.

The time is 10:10 a.m.

All of the requirements of the Open Public Meetings Act have been met. Commission meeting notice have been furnished to all Commissioners, city clerks of Paterson, Passaic, and Clifton, North Jersey Herald News, The Record Passaic County edition and the Commission's executive staff with a copy posted on the main bulletin board at the Clifton facility.

Please rise.

Commissioner Vannoy, please lead us in the Pledge of Allegiance.

We'll start with counsel swearing in Commissioner Bazian.

MR. HANLEY: We understand you're sworn in, but we always do this ceremony.

COMMISSIONER BAZIAN: If you can affirm.

(Whereupon, Commissioner Bazian has

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affirmed to be a Commissioner to the Passaic Valley Water Commission)

MR. AMODIO: Moving along.

Unfinished Business.

Approval of the December 16, 2009, PVWC in camera and regular session minutes.

Can I have a motion?

COMMISSIONER KOLODZIEJ: So moved.

COMMISSIONER SANCHEZ: Second.

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MR. AMODIO: On the roll.

(Roll call was taken, all Commissioners respond in the affirmative and Commissioner Bazian having abstained)

MR. AMODIO: Does the Chair accept, receive, and file reports of miscellaneous purchase orders from December 7, 2009 to January 10, 2010?

COMMISSIONER DeVITA: Yes.

MR. AMODIO: Thank you.

Next we have Summary of Disbursements and Payrolls in the amount of \$8,336,418.10.

Do I have a motion?

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COMMISSIONER RODRIGUEZ: Do you have a motion or do you want --

MR. AMODIO: And I'd like a motion.

COMMISSIONER RODRIGUEZ: Oh, okay.

MR. AMODIO: Do I have a second?

COMMISSIONER KOLODZIEJ: Second.

MR. AMODIO: On the roll.

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

COMMISSIONER SANCHEZ: I have to abstain on Montana but the rest, yes.

COMMISSIONER DeVITA: Yes, except I have

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to abstain on Rachele Michele and Vito's Towing.

MR. AMODIO: Next we have Ed Farmer.

Ed, would please come in. We could hear his presentation.

COMMISSIONER SANCHEZ: State your name and who you are.

MR. FARMER: I'm Ed Farmer with Millineum Strategies.

I'm here to give a report on funding that has come to the water Commission and also to gain your permission to go forward on a federal

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appropriation on a couple of issues I've been working with the staff on.

First thing, I want to give you a report on UASI funding. Last month we were given the good news that we were going to be receiving \$308,000 for Homeland Security funds. It is a mix of \$2,007. We had to kind of work with them to get a whole bunch of funding. So we got a little bit from '07, '08, '09. That's going to be for an additional CCTV project working with Laura Cummings. We've been working closely with Laura to come up with the exact project. That's going to be a CCTV project at the Little Falls plant.

The way that grant works. We'll get a letter soon. There's a couple of technical things that they requested of us that we were still providing information for. Hopefully today we'll give them a final presentation. They had a couple of technical questions on it. \$308,000. It's a

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draw down, so it's a reimbursement. They'll give us an official letter when we're able to do that.

We're hoping to have it by now. They just hit us yesterday with a couple other small technical questions, but that's \$308,000.

The next opportunity I wanted to talk to

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you about today was federal appropriations.

Passaic Valley Water Commission has been unsuccessful the last two rounds with the appropriations. I think we have a real opportunity this time, if you do the right request.

Appropriations, you need to be in the cycle a couple of times. You need to get the members of Congress. We have to define Passaic Valley water's needs to the members of Congress and your Senators. I think we've done that now. I think our request last year was to work with the study with the covered reservoirs was a little too broad. I learned that after we went down, we met with them. They weren't really able to get their arms around that request.

I think the request this year is going -- we recommend is to continue the funding on our Homeland Security issues that came out of the vulnerability assessment. There's a series of other recommendations that still need to be funded that are coming out of that. What we should be requesting, as far as dollar amounts, is somewhere

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in the 500,000 to a million dollar range and  
hopefully we'll land there. They usually will, as

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we say, give a little hair cut in those type of  
requests. Homeland Security issues are big.  
There's a pocket of dollars for that within the  
Federal Appropriations Bill.

So I think this gives us a really good  
opportunity to apply for that. So we're looking  
for your permission to work with members of  
Congress to do that. It's a long process. It  
starts with an application that's due at the end  
of February and kind of bends. There's different  
levels to go along the way. There's a House  
version of the bill. There's a Senate version of  
bill. So we'll get different updates throughout  
the year as to how our request is doing.

If it doesn't do well, we'll find out by  
June, before the President signs the FY 2011  
budget, that's what is this for.

COMMISSIONER DeVITA: Is the UASI  
different --

MR. FARMER: Correct. The federal  
dollars -- the UASI dollars are administered by  
the New Jersey Office of Homeland Protection. So  
what they do is they get block grants for specific  
projects. It's a long process as well, as we  
found out this year. This took us a year of going

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through a series of meetings and going down. But  
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we applied to the State of New Jersey for those dollars, even though they're federal passed through dollars.

Federal appropriation, we will be making requests. This is an earmark, you know. Other people also call it pork, as you've heard. This is what we're trying to do, is we're trying to get our members of our Congress to earmark dollars in one of 12 specific appropriation bills for some of our projects. There's a litany of different bills.

COMMISSIONER SANCHEZ: May I?

I understand you want to be explanatory, but, Laura, do we have any idea how we're going to use that money? How we intend to use the money?

MS. CUMMINGS: The UASI money?

COMMISSIONER SANCHEZ: Yes.

MS. CUMMINGS: In general, it's basically to do the first phase of our camera upgrade project and to tie those projects into the prosecutor's.

COMMISSIONER SANCHEZ: So we have a specific project?

COMMISSIONER RODRIGUEZ: when you apply --

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that's what happened to us. when you're looking for money, especially with the State, in Homeland Security, you have to be very, very specific. And you can only use the money for that.

COMMISSIONER DeVITA: The federal program

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we have to be equally as specific.

MR. FARMER: They can be a little broader. We want to be as specific as we can be. The way the federal appropriations work is, once we get our earmark into budget and signed into law, the second part is where we get really specific. That's when we start to deal with actual committees and allocation of the dollars. We should be as specific as we possibly can be and I think now that the vulnerability assessment is in its final stages, we'll really be successful. We were a little general at first, last time as well even about Homeland Security requests. I think this year we're going to be a lot more specific and I think that's another reason why we're going to be successful.

MS. CUMMINGS: The intent is to take the items, the projects identified, and focus on those for the appropriations.

COMMISSIONER DEVITA: So we have an idea

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already.

COMMISSIONER RODRIGUEZ: I need to say something. First, Ed, I want to thank you for, you know, all the work you've done and how closely you've worked with us. That's the first thing. And you are compensated for it, but above and beyond that, to go and look for federal appropriations, that's above and beyond.

But I want to make it very clear that this is like our third year, and I want to make it very

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clear, especially to our specific Congressman that it would be nice to really be looked at very seriously as well as our two Senators, because collectively we have, you know, 800,000, you know, rate payers that utilize our water and I think that's a significant amount of constituents.

So I think part of it I know is very, you know, bureaucratic and all that, but on the political side, I want to go on record saying that. You know, we are -- we serve over -- we serve close to a million people here and it would be nice to be looked at very seriously and I know that you're doing a good job, Ed.

MR. FARMER: That's a good point. I found the first one you applied before I started here,

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but even the second one when we were going through the process, defining who Passaic Valley water is and how it impacts was a hurdle. It wasn't as clearly understood by the members of Congress and Senators. It's easy for them to say City of Paterson gets a half million. City of Passaic, City of Clifton gets \$300,000. It was harder when I was really sitting down with the staff and that's what we spent this whole year kind of educating them on the impact it has.

And this year one of the things we want to do and as, you know, we want to get, you know, we're going to go down -- I always go down to Washington myself. This year we want to bring

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members of the Commission or at least the staff, on a day tentatively earmarking to meet with members and also meeting with members of Congress is important. We can do it here, but meeting with the staff is even more important because they're the ones that make the recommendations.

So we are, February 10th, I'll send out another e-mail, is the tentative date that we are trying to make it a Passaic Valley water water day. That's the day that works for Joe, Laura, myself. We have a series of other days. If any

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Commissioners would like to come with us that day, we're going to set up meetings with Congressman Pascrell, Senator Menendez, Senator Lautenberg and their staff, they'll pop in. If they're not voting or something along those lines and they're there, they'll pop in.

But you're really talking to the people that handle their appropriations and also handle water infrastructure issues for the staff.

So we're looking at February 10th. We have some flexibility. I'd like to do it in February because that's when the applications are due at the end of this month. So I'd like to try. It's not imperative, if we had to move it to March, we could, but I'd love to do it in February. And we're also going to meet with Congressman Rothman's office --

COMMISSIONER RODRIGUEZ: Let me ask you a question. Are you going to the AWWA --

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MS. CUMMINGS: That's in March.

MR. FARMER: We want to separate that. We talked about. It's two separate issues. We want --

COMMISSIONER SANCHEZ: Can you deal with the two separate issues on the same trip?

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MR. FARMER: I'd rather not.

COMMISSIONER RODRIGUEZ: Let me just jump in.

We went to AWWA two years ago and we saw Ivan at the time. We met with -- Ben wasn't able to meet with us, but he came into our meeting and whoever. We went to all three offices while we were there, because we were already there, is what I'm saying. So if we could capitalize on that time.

MR. FARMER: If we can, if you need to do that and you want to do it in March, I'd rather do it in February, because I have to also look into, you know -- what happens is we make the request to the members. The members have about two or three weeks before they make their request to the specific committees. So we can look at the timing on that. And what happens at that point, they'll request it. You can go and take a look on their web site. Now it's public law. They have to make it public what they request of the committees. So what projects they want. But, they'll request our project, it's what priority they give to our

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project.

COMMISSIONER KOLODZIEJ: I just want to go

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back to focus I think the \$308,000 that we already have in our pocket, Joe scared me before. What you're saying is that they're slow in releasing the money, but we'll definitely have it in our pocket.

Commissioner Vannoy and I had the good fortune of sitting in on the committee meeting, we're ahead of the curve on that.

My concern is this third cycle funding that we're doing and the recognition on our projects was too broad and the statement that we're going to continue to move forward with the aspects of the vulnerability study.

So what particular, since we didn't discuss that at the security meeting and we're all on the same page here, what are you going to focus on at the next meeting? We have the camera, by the way, on the security committee reports, it also has the opportunity to give us cost savings, reduction of personnel, and there's a whole bunch of things that go in with that good news. But what specifically, since we didn't talk about it at the committee level, are you choosing on the vulnerability study to be the project that we're going to define on the third round?

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MS. CUMMINGS: we haven't finalized exact  
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projects yet. We have to see what's appropriate based on Ed's recommendation. We have several from --

COMMISSIONER KOLODZIEJ: Can you give us a hint as to what you're leaning towards because that vulnerability study was so broad?

COMMISSIONER DeVITA: I think you should discuss it with the security committee.

COMMISSIONER KOLODZIEJ: We may have a new one. ASAP, that committee should meet because you need our permission today, which is a no brainer, to receive. But specifically, you know, I think we all need to what we're proceeding with.

MS. CUMMINGS: I think the two that stand out, three actually was, most important ones, is to secure our substation at the plant.

MR. BELLA: I don't think we should do this into open.

COMMISSIONER KOLODZIEJ: You will provide that in closed session? I'd like to be here today with an overview of where we're going.

COMMISSIONER SANCHEZ: We can get some choices.

COMMISSIONER RODRIGUEZ: I don't see the

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sensitivity, but we'll take it up.

COMMISSIONER SANCHEZ: Move on, please.

COMMISSIONER RODRIGUEZ: Laura.

MR. FARMER: There's one other request we'd like to make and --

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COMMISSIONER SANCHEZ: Ed, listen, be short.

COMMISSIONER RODRIGUEZ: This is good. I'm not trying to rush.

MR. FARMER: The other, there's been a move towards green technologies at the federal level. We had some success with some of our other clients, some physical changes that are green technologies and we have a project that we currently put in that is still outstanding with DEP, which is upgrading hydroelectric generators at the plant and we'd like to put that in as our second priority. You know, the security upgrades will be our first priority. There are two separate -- they won't be competing each other, it's two separate appropriation bills. So there is a chance, you know, if we can slip that one in as well hopefully and maybe --

COMMISSIONER DEVITA: That's something separately?

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MR. FARMER: We can make a couple of different requests. Sometimes they like that, because there might be a tremendous amount of competition this year and, you know, going for security dollars and it may be easier to fund a hydroelectric project. And we already have the specifics because we already worked on a grant that is currently outstanding.

COMMISSIONER DEVITA: Does anybody have any problem with that?

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COMMISSIONER SANCHEZ: No.

COMMISSIONER DeVITA: Okay. Fine.

MR. FARMER: That is the end of my presentation.

COMMISSIONER KOLODZIEJ: Thank you for this. It's very helpful.

COMMISSIONER RODRIGUEZ: Laura, you'll still be around for the closed session?

MR. AMODIO: We'll now go to the reorganization of the Board for 2010.

Counsel, if you would.

MR. HANLEY: This is for the reorganization of the Passaic Valley Water Commission and election of its officers for the year 2010.

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I will entertain nominations for President at this point.

COMMISSIONER KOLODZIEJ: I'd like to place a nomination for Commissioner DeVita. It's been five years since we had a term of presidency and I'd like to see us go back to a rotating presidency.

COMMISSIONER VANNOY: I'd like to nominate Commissioner Sanchez.

MR. HANLEY: I don't believe those require seconds. So what I'll do is, do it in the order they were made and have a vote for both.

For the nomination of Commissioner DeVita for President of the Passaic Valley Water

Commission, Mr. Secretary, would you call the roll?

COMMISSIONER DeVITA: DeVita.

COMMISSIONER SANCHEZ: No.

COMMISSIONER KOLODZIEJ: DeVita.

COMMISSIONER RODRIGUEZ: DeVita, no.

COMMISSIONER LEVINE: No.

COMMISSIONER VANNOY: No.

COMMISSIONER BAZIAN: No.

MR. AMODIO: Two ayes, five nays.

MR. HANLEY: I would like to call the roll

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for nomination for President for Commissioner Rodriguez.

MR. AMODIO: Sanchez, you mean.

COMMISSIONER DeVITA: No.

COMMISSIONER SANCHEZ: Yes.

COMMISSIONER KOLODZIEJ: No.

COMMISSIONER RODRIGUEZ: Yes.

COMMISSIONER LEVINE: Yes.

COMMISSIONER VANNOY: Yes.

COMMISSIONER BAZIAN: Aye.

MR. AMODIO: Five ayes, two nays.

Commissioner Sanchez, President.

MR. HANLEY: I'll take nominations for Vice-President.

COMMISSIONER VANNOY: I'd like to nominate Commissioner Rodriguez.

MR. HANLEY: Are there any other nominations?

Hearing none, please call the roll.

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COMMISSIONER DeVITA: Do we have to vote yes? Don't we need one vote?

COMMISSIONER KOLODZIEJ: what he's trying to say there are no oppositions.

MR. HANLEY: He is calling you to vote on the nomination.

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

MR. AMODIO: Unanimous.

MR. HANLEY: Nominations for Treasurer.

COMMISSIONER SANCHEZ: I'm going to nominate Commissioner Bazian.

COMMISSIONER BAZIAN: This is my first meeting. I'm shocked. This is coming out of the left. I don't feel like I'm qualified.

COMMISSIONER RODRIGUEZ: You are a CPA. He was made secretary --

COMMISSIONER BAZIAN: Secretary is one thing. Treasurer is a different ball game. I'm humbled and I appreciate it. I would have preferred a little more experience. I can't accept the nomination. I would not be doing justice to the Commission if I did.

Thank you, but...

MR. HANLEY: Are you declining for sure?

COMMISSIONER BAZIAN: Yeah.

COMMISSIONER SANCHEZ: This is your subject, think about it.

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COMMISSIONER BAZIAN: It's my opportunity to do what I feel is the right thing to do for the

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Commission. And in my first meeting to become the Treasurer, as shocking and humbling as it is, it is, I'm bowled over. But don't think that I could do the job that I think should be done with no experience.

COMMISSIONER SANCHEZ: Can we? I have another nomination to make.

Commissioner Kolodziej, Treasurer.

COMMISSIONER KOLODZIEJ: I just feel very strongly that the City of Clifton has been slighted for five years. Until we get the respect and rotate the presidency, I'm going to decline only for that reason. Otherwise, I would have been happy to take it.

Sorry.

COMMISSIONER VANNOY: I nominate Commission Rodriguez.

MR. AMODIO: She's Vice-President.

COMMISSIONER RODRIGUEZ: I nominate Jeff Levine.

COMMISSIONER KOLODZIEJ: He's a businessman.

COMMISSIONER DeVITA: Commissioner Vannoy.

COMMISSIONER RODRIGUEZ: I nominated Jeff Levine.

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MR. AMODIO: we'll do Commissioner Vannoy  
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first.

COMMISSIONER SANCHEZ: We're going to stick to Jeff Levine. It's unanimous, Commissioner Levine, Treasurer.

MR. HANLEY: There were no objections, everyone is in favor of, is that true? I'll now take nominations for Secretary.

COMMISSIONER SANCHEZ: I nominate Commissioner DeVita.

COMMISSIONER DEVITA: I decline.

I nominate Commissioner Vannoy.

MR. HANLEY: Commissioner Vannoy has been nominated.

Any other nominations?

Hearing none. Call the roll.

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

MR. AMODIO: Thank you.

Unanimous.

MR. HANLEY: I'll now take remarks in the outgoing and incoming officers to the extent they wish to make same.

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We don't have a President.

COMMISSIONER DEVITA: What am I, chopped liver?

MR. HANLEY: We're getting to that. I had to go in order of succession.

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COMMISSIONER DeVITA: Okay.

MR. HANLEY: But now we are at you.

COMMISSIONER DeVITA: I would like to wish everybody a good year. I hope we can all work together and do what's best for Passaic Valley Water Commission and our customers.

I think we've got a lot of talent on this Board and I think we should all use it and do what we think is right.

Good luck to everyone.

MR. HANLEY: Any other comments?

Hearing none.

would anyone object if we swear all of the incoming officers at once?

(Whereupon, Commissioner Sanchez was sworn in as President. Commissioner Rodriguez as Vice-President. Commissioner Levine as Treasurer and Commissioner Vannoy as Secretary)

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MR. HANLEY: Congratulations.

PRESIDENT SANCHEZ: First of all, I'd like to thank my fellow Commissioners to give me the opportunity to sit.

Second of all, I want to say, Tom said something that I think is going to be my roll. We're going to work together and do what's best for the Commission. This time we're going to make a difference. I'm going to sit down and hopefully go through it and come to the conclusions that we can serve the public. And we have to do good for

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our communities and our rate payers.

Third of all, I'd like to welcome Commissioner Bazian on the Board. He's the new kid on the block. I think he's going to serve this Commission well and serve Passaic well and ultimately we're going to get great talent. He's energetic and he's going to be a great, great help to this Commission.

welcome aboard and I look forward to working with you.

COMMISSIONER BAZIAN: Thank you, Mr. President. I look forward to the challenge the Commission presents and quite honestly, I expect to have some fun.

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MR. AMODIO: We have a number of attorneys here. So we're going to go into closed session now.

Can I have a motion?

COMMISSIONER RODRIGUEZ: So move.

COMMISSIONER KOLODZIEJ: Second.

MR. AMODIO: Pursuant to the Open Public Meetings Act, Commissioner Rodriguez offers the following Resolution for adoption:

whereas, section 8 of the Open Public Meetings Act permits the exclusion of the public from meeting in certain circumstances; and

whereas, the public body is of the opinion that such circumstances presently exist;

Now, therefore, be it resolved, by the

Commissioners of Passaic Valley Water Commission:

1. The public shall be excluded from discussion of the hereinafter specified subject matters, the general nature of the subject being, Financial, Insurance, Personnel, Contracts, Negotiations, Security, specifically Miscellaneous Litigation, Hunziker v. PVWC, PSE&G v. PVWC, Jackson v. PVWC, Summary Aging Reports, the matter of Paterson Opportunities. Background checks and security issues.

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Personnel issues: The Estate of Alan C. Levine and Richard Zangoglia. Personnel Appointments of John Wisniewski, Tony Rodriguez, Charles Mills.

Under Administration, we have the excess liability coverage of New Jersey JIF and we will also be speaking about funding with Laura Cummings.

MR. HANLEY: For purposes of security matters, that's being done in closed session just that portion of it.

MR. AMODIO: Yes.

And any other matter as may be discussed in camera.

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

This Resolution shall take effect  
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immediately.

Second by Commissioner Kolodziej.

On the roll.

(Roll call was taken, all Commissioners

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respond in the affirmative)

MR. AMODIO: Thank you.

Gentlemen, please close the doors.

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MR. AMODIO: You have a quorum, Mr. President.

The time is 12:45.

We'll go to the Executive Director's report.

Mr. Bella.

PRESIDENT SANCHEZ: I'd like to start off with the report at the next meeting if we can because Commissioner Bazian has some questions and it's a question that I think most of us have. I'd like to see if I can get a full report on that at the next meeting and unless there's something else you want to tell us now.

MR. BELLA: Well, aside from my report there's two things I'd like you to take a look at for the next meeting is future policies about extending hours for customer service so that

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people can come and pay or we could have our

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people on after hours for call-ins.

And the other one would be the collection policy. So we could actually get those two things formalized.

There's two reports in there. You can read them and we can act on them at the next Commission meeting.

COMMISSIONER LEVINE: whatever happened with the shut off policy?

MR. BELLA: That's in here. We need to have another meeting right after that.

COMMISSIONER LEVINE: I guess I have to ask the President how it's going to work out? I know Simon was on that Board and he was involved in that and he's no longer --

PRESIDENT SANCHEZ: What I'm going to do is I'm going to, maybe Commissioner Bazian can do that.

COMMISSIONER BAZIAN: Tell me, do I get to have a life?

PRESIDENT SANCHEZ: We got some ideas how we want to accomplish but through you, we want to find out about the cleanup on the second floor and we want you to give us a couple of names of somebody in this Commission that could accomplish

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that project for us, RFP and how much it's going to cost. I know you're busy so can you give us a

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couple of names, who's in charge.

COMMISSIONER RODRIGUEZ: Marotta.

PRESIDENT SANCHEZ: Can you put in charge of Marotta?

MR. BELLA: That's a good choice.

PRESIDENT SANCHEZ: I want Marotta to get in charge how much it's going to cost to clean out that place upstairs. The Commission might look into bring customer service. Now you walk in, customer service is all the in the way back. We want to see how it's laid out. We want Marotta to find out how much it would cost to clean that up and make it available for customer service.

COMMISSIONER LEVINE: Maybe he can make a presentation to figure it out and bring him in.

PRESIDENT SANCHEZ: One day when he's ready for us to go upstairs, we can all as a group take five minutes and go upstairs.

COMMISSIONER VANNOY: It's not safe to go now?

MR. BELLA: I understand what you're saying.

COMMISSIONER RODRIGUEZ: What Mike did, we

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have a contract with an asbestos. He got the specs done for the type of cleanup that we have to do. Basically, the only thing that needs to be done now, the second step, not the other thing, is to get proposals, RFPs from vendors, you know, whoever in the area to come and do the cleanup.

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COMMISSIONER LEVINE: You're talking  
asbestos.

COMMISSIONER RODRIGUEZ: Because I know  
there's parts they can do. The maintenance crew  
can do a lot of the cleaning and removal that  
doesn't have to do with asbestos.

PRESIDENT SANCHEZ: I'd like to get him  
involved in that. Maybe we'll get a proposal in  
the next meeting.

MR. AMODIO: Moving along.

We have the reservoir requests, County of  
Passaic Police Academy requests the use of the  
Point View Reservoir, May 7, 2010 and September 8,  
2010 from 8:00 a.m. to 4:00 p.m.

Any comments?

PRESIDENT SANCHEZ: No comment. We  
approve that every year.

COMMISSIONER DeVITA: That's for the  
sheriff.

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MR. AMODIO: No, Passaic County Police  
Academy.

Next will be the requests from Joe Bella  
and Jim Duprey.

Pre-approvals to advertise contracts  
public bidding 2010. Everybody was provided with  
that and I believe Commissioner Rodriguez that's  
where the windows were. They were since removed  
from that list.

COMMISSIONER RODRIGUEZ: And we're going  
to remove that project 15, right?

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MR. AMODIO: Yes.

You're approving this list for the upcoming year. These are just contracts.

Any comments? Objections?

COMMISSIONER DeVITA: No.

MR. AMODIO: None. Thank you.

That's not the Pay-to-Play, it's regular recurring contracts. They're asking for approval.

COMMISSIONER DeVITA: Do we have to vote on it?

MR. HANLEY: You created a policy to review.

COMMISSIONER RODRIGUEZ: Let me ask you a question. If they're not due till -- I don't

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understand this, Anticipated Year of Advertising, I think as they come up we should not just approve the whole thing. If something's not going to come up until September, why are we approving now?

COMMISSIONER KOLODZIEJ: Just to go out to bid.

MR. AMODIO: You're approving the solicitation.

COMMISSIONER KOLODZIEJ: These are standard things.

PRESIDENT SANCHEZ: We're not approving anything. We're giving permission to go.

COMMISSIONER DeVITA: So moved.

PRESIDENT SANCHEZ: Second from Commissioner Bazian.

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

MR. AMODIO: Next will be U.S. Geological Survey request permission to collect water samples from Little Falls Treatment Plant.

Mr. Bella, please.

MR. BELLA: This is a follow-up to a study that they did five years ago. It's going to cost

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us nothing. They'd like to use our intake because we're in a secure location.

PRESIDENT SANCHEZ: It's going to be confidential whatever data they collect?

MR. BELLA: It will be.

PRESIDENT SANCHEZ: Make sure it is because you don't want them collecting data and then if something's wrong --

COMMISSIONER RODRIGUEZ: And we're going to be national news.

COMMISSIONER LEVINE: How do you see it's beneficial?

MR. BELLA: Then we understand what's --

COMMISSIONER LEVINE: Say something happens by sheer luck, then it's not beneficial at all to us.

MR. BELLA: But you're talking about people's drinking water. It's incumbent upon us to know what's going on in our river so that when we treat that river --

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COMMISSIONER RODRIGUEZ: We do our own --

MR. BELLA: We do, but some of these are more sophisticated. Testing costs us a lot of money.

PRESIDENT SANCHEZ: Make sure we have an

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agreement that everything is confidential.

COMMISSIONER KOLODZIEJ: I just want to say, for the record, going back to Mr. Farmer's presentation, the need for us to define on the federal level who Passaic Valley Water Commission is. Things like this, in my opinion, show that we are pro-active. That we are working with the Federal Government, because they had set priorities in regard to drinking water. You pick it up, that gives us many, many articles on that. So that to me is a plus. Because we're not this little entity competing with the big entities nationwide. We're an entity that cares about quality of water and being pro-active.

PRESIDENT SANCHEZ: Passaic Valley Water is one of the largest entities in the United States.

COMMISSIONER KOLODZIEJ: But they don't know who we are on the federal level, going back to Mr. Farmer's presentation, about the need to us. We established ourselves on the State level but we haven't quite turned that corner. So, Joe, I think this is a good thing.

COMMISSIONER DeVITA: So move.

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

MR. AMODIO: Next will be American Legion Post.

Mr. Bella.

MR. BELLA: This was a basically they called me up, asked me if we could do this. I said it's not in my purview to do that. And generally speaking it's not the Commission's purview. So they said, well, I'm going to write a letter to the Commission anyway. So I said fine.

COMMISSIONER KOLODZIEJ: This is where one of these instances where we need a policy so every nonprofit will be treated equally. So I don't think we're going to be able to set a policy today. Can we have this come back at the next agenda?

COMMISSIONER LEVINE: It should be the shut off. Let the Board discuss.

MR. HANLEY: You've had the request before. The policy is notwithstanding the fact that they're nonprofit, they're using the water. The users are paying for it.

COMMISSIONER KOLODZIEJ: So there is an existing policy.

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MR. HANLEY: Well, by way of ad hoc decisions, yes. I can't remember the case but I know we've had this discussion.

COMMISSIONER LEVINE: Is there a written policy?

MR. HANLEY: The Commission made a decision that they don't waive water utility fees. That's the normal practice of facilities.

COMMISSIONER KOLODZIEJ: I'm moving that we reject this based on legal.

COMMISSIONER RODRIGUEZ: I'll second.

PRESIDENT SANCHEZ: Can we have a roll?

MR. AMODIO: Commissioner Kolodziej made the motion to reject.

Commissioner Rodriguez made the second.

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

MR. AMODIO: Motion not to approve.

COMMISSIONER KOLODZIEJ: Then we should have a copy of that for the next meeting so we can have it in the folders.

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MR. AMODIO: Copy of what?

COMMISSIONER KOLODZIEJ: Of the policy George mentioned.

MR. HANLEY: No, wait, let's get this clear. There is not a written policy per se. The burden is on this applicant and the Board to

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justify why they would not charge and that's a very heavy burden, which the Commission in the past has chosen not to implement.

COMMISSIONER LEVINE: Can't we make it a written policy?

MR. HANLEY: You can. But I'm just saying, if you do anything other than that, you better have a very good reason to distinguish between --

COMMISSIONER KOLODZIEJ: We're not saying that.

COMMISSIONER LEVINE: A written policy that no one --

MR. HANLEY: You can.

COMMISSIONER KOLODZIEJ: I would follow Commissioner Levine's suggestion that we send it to committee, they'll determine whether we need a formal policy. I agree.

MR. AMODIO: Moving on.

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Controller's Report.

MR. WEISS: Cash on hand is 9.6 million. Our accounts receivable are at 12.1 million, 11.7 of that is 30 days or less.

Accounts payable 2.2 million.

And our new payroll and time and attendance system is installed and up and running. We're working through the kinks and so far things look very good.

That's it in a nutshell.

We've also got a Resolution in front of  
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you authorizing certain payments. We're going to be making sure that all payments that have to get sent out for 2010 and going forward come to the Commission before the checks are actually cut so that they're pre-approved before we pay them. We're going to pay bills once a month. If there's any emergency payments, they're listed over here. This Resolution authorizes us to pay certain things without Commission approval. Things that are regular in nature. You have the list here and any other bill that might require outside of a Commission meeting has to be approved by at least one finance committee member.

COMMISSIONER RODRIGUEZ: Can I? The next

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time can we -- do you have the cost of what it's going to be?

MR. WEISS: For?

COMMISSIONER RODRIGUEZ: Payroll obligations. Do you have --

MR. WEISS: That's going to be listed.

COMMISSIONER RODRIGUEZ: Coming forward?

MR. WEISS: Yes.

COMMISSIONER DeVITA: Did you mention the \$50,000? That's not in the Resolution.

MR. WEISS: What are you looking for?

COMMISSIONER DeVITA: You said all but \$50,000. You said \$50,000.

MR. WEISS: No, 2010. Any payments for this calendar year going forward, all payments are

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going to be paid except for things specifically mentioned here. If they run in the regular cycle, we can bring it before the Board first. If some things like, for example, payroll obligations, we don't want to hold up payroll for the Board approve it.

COMMISSIONER DEVITA: You said something except for \$50,000. Did you say that?

MR. WEISS: No, any emergency.

COMMISSIONER DEVITA: I thought I heard

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you say \$50,000.

PRESIDENT SANCHEZ: Okay. So, what do you need?

MR. WEISS: We need a motion for the Resolution.

COMMISSIONER RODRIGUEZ: So move.

COMMISSIONER KOLODZIEJ: Second.

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

MR. AMODIO: Motion to approve.

COMMISSIONER BAZIAN: Just a quick two questions, if I may.

would it be possible, the report of the numbers that you just gave us as of when?

MR. WEISS: Today.

COMMISSIONER BAZIAN: Could we possibly -- could you have a piece of paper prepared with comparative figures showing this month to last

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month, so I can have an idea of trends?

Question number two. Looking at your listing of monthly bank balances, I apologize for not having this before, you have totals down at the bottom \$504,661.89. Given that I see a

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revenue, I presume these are bank balances just from what I'm seeing. 559,000 current fund of 309,000, which in and of itself is over 800,000. You're totals don't seem to add up.

MR. WEISS: You're right.

PRESIDENT SANCHEZ: Did you work for --

COMMISSIONER BAZIAN: Mr. Weiss, with all due respect, I do expect totals to -- please make sure because I'll foot the columns next time.

MR. WEISS: No problem.

COMMISSIONER BAZIAN: Do I have to check the interest calculations as well?

MR. WEISS: I think I'm good.

COMMISSIONER RODRIGUEZ: Thank you, Commissioner Bazian.

MR. AMODIO: Moving along.

Resolution designating banking institutions for the year 2010.

Do I have a motion?

COMMISSIONER KOLODZIEJ: So moved.

COMMISSIONER VANNOY: Second.

COMMISSIONER BAZIAN: Question on the motion.

MR. AMODIO: Yes, sir.

interest rates from the listing of monthly bank balances, assuming they are correct, they are unbelievably low considering that we have over somewhere around a million or more in the bank. Do you think we might be able to investigate the banking institutions that might actually give us something for our money?

MR. WEISS: That's actually in process, yes.

COMMISSIONER BAZIAN: That's actually in process. If we come up with this Resolution that we're coming up with right now, can that be changed in the middle of the year if we come up with better institutions that will give us --

MR. WEISS: There's actually a standing Resolution that allows us to go out and invest money in other banks without having to amend this Resolution. Because the Resolution that was passed last year allowing us to go look at other banks and invest money into CDs and so forth.

COMMISSIONER BAZIAN: Again, my apologies for the delay of the meeting.

PRESIDENT SANCHEZ: It's a valid question.

MR. HANLEY: If I may, you should do that annually.

MR. WEISS: Okay.

MR. AMODIO: On the roll.  
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(Roll call was taken, all Commissioners respond in the affirmative)

MR. AMODIO: Next. Establishing meeting dates for the year 2010.

PRESIDENT SANCHEZ: I'd like to propose third wednesday of the month at 10:00.

MR. AMODIO: Can I have a motion on that?

COMMISSIONER KOLODZIEJ: So moved.

(Whereupon, a cross table discussion took place)

PRESIDENT SANCHEZ: 9:30 is fine with me.

MR. AMODIO: Can I have a second?

COMMISSIONER RODRIGUEZ: Second.

MR. AMODIO: Third wednesday of the month 9:30 a.m.

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

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MR. AMODIO: Requests for Action.  
Contract #09-B-39, Furnish and Deliver Silica Sand. Recommendation to reject and rebid. Question?

Motion by Commissioner Kolodziej.

COMMISSIONER DeVITA: Second.

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

PRESIDENT SANCHEZ: Contract #09-B-38,  
Fiberglass Tank Repairs, recommendation's to award  
to Alliance General & Mechanical Contractors of  
Linden, New Jersey in the amount of \$424,137.47.

Discussion?

Motion.

COMMISSIONER VANNOY: So moved.

COMMISSIONER RODRIGUEZ: Second.

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

MR. AMODIO: Next would be Paterson  
Opportunities authorizing the agreement to settle.

PRESIDENT SANCHEZ: Tom moved it.

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Bobby, second.

(Roll call was taken, all Commissioners  
respond in the affirmative, Commissioner Rodriguez  
having abstained)

COMMISSIONER KOLODZIEJ: Reluctantly, yes.

COMMISSIONER RODRIGUEZ: Abstain.

MR. AMODIO: Establishing committees for  
the year 2010.

PRESIDENT SANCHEZ: Can I get back to you  
on that?

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Good and Welfare now.

Under Good and Welfare, what I'd like to do is I would like to hold a moment of silence for the people in Haiti. I think it has been on my mind, so we should do that.

Thank you, Commissioners.

COMMISSIONER RODRIGUEZ: Can I?

COMMISSIONER BAZIAN: Mr. President, the City of New York, as I understand, has a policy for Haiti where people can deduct a dollar from their paycheck. It automatically goes to a fund. I'm not sure which one. And I totally forgot, I wanted to bring this up earlier. Is there

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anything that the Commission can do, perhaps, certainly we can, you know, individual donations, something we can do for our employees, a centralized, because these people are in desperate need.

PRESIDENT SANCHEZ: Can we do that? Can we pick like a nonprofit institution like the Red Cross, whatever we get? I don't mind.

COMMISSIONER BAZIAN: Offer it to the employees. Surely voluntary.

PRESIDENT SANCHEZ: I don't mind. I'm willing to give one check.

COMMISSIONER KOLODZIEJ: Most of us have done this through other organizations. I would just present a list to the personnel and say these are the legitimate people, if you choose to do

this, fine. I've done this so I'm not going to do it and I'm sure all of you belong to organizations.

COMMISSIONER RODRIGUEZ: Okay. On another subject, and I agree with that.

There are people that do special things and then there's people that do extraordinary things. This is a person that would never toot his own horn. I just want to bring recognition to

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something very special and important that's happening, I guess as we sit here in this meeting. And I just want to recognize Robert Vannoy.

Robert and his wife have been currently hosting a family from Honduras. There's a young lady, a young most beautiful thing in the world, little Ashley. Who's here, four years old with her mom, because she has to have open heart surgery. So I just want you to know we have an extraordinary Commissioner with us.

And for those of you who have a spiritual practice of prayer, treatment, whatever you want to call it, or just, if you don't, your positive thoughts, please keep little Ashley in your positive thoughts.

COMMISSIONER VANNOY: Actually, she's in the hospital right now. If the holes are not too big in her heart, they're going to do it today. If not, next Wednesday.

COMMISSIONER DeVITA: Move to adjourn.

COMMISSIONER KOLODZIEJ: Second.

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MR. AMODIO: Meeting adjourned.

Commissioners, the next meeting is going  
to be wednesday, February 17th.

9:30 a.m.

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C E R T I F I C A T E

I, LYNANN DRAGONE, License No. XIO1388, a  
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