

PASSAIC VALLEY WATER COMMISSION MEETING OF
MAY 26, 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: Roll call.

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

MR. AMODIO: Commissioner Bazian will be

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late and Commissioner Rodriguez will also be late.

The time is 11:04.

You have a quorum.

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, New York Jersey Herald News, The Record Passaic County edition and Commission's executive staff with a copy posted on the main bulletin in the Clifton facility.

Commissioner Rodriguez is here, let the record show.

In observance for Memorial Day, would you please rise for the Pledge of Allegiance.

I believe we have the union here.

PRESIDENT SANCHEZ: Hold on. George, can we do some of the professionals first?

MR. HANLEY: Sure. I think probably you

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would have to go in closed session.

COMMISSIONER DEVITA: Why don't we hear them.

PRESIDENT SANCHEZ: It may take a little time.

COMMISSIONER DEVITA: This way they could go back to work.

PRESIDENT SANCHEZ: Back to work?

COMMISSIONER DEVITA: Whatever you want.

COMMISSIONER KOLODZIEJ: They're on the clock.

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PRESIDENT SANCHEZ: Let's go into closed session.

COMMISSIONER KOLODZIEJ: So moved.

MR. AMODIO: Do I have a second?

COMMISSIONER LEVINE: Second.

MR. AMODIO: Pursuant to Open Public Meetings Act, Commissioner Kolodziej 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

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Commissioners of Passaic Valley Water Commission:

1. The public shall be excluded from discussion of the hereinafter specified matter; the general nature of the subject matter being: Financial, Insurance, Personnel, Contracts, Negotiations, Security, Summary Aging Reports, New Hires, Appointments, Health Insurance Issues, Personnel Issues, Background Checks, IT, and Hard Service Contract.

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

3. This Resolution shall take effect immediately.

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Second by Commissioner Levine.

On the roll.

MR. HANLEY: Before you go on the roll, I want to mention a couple of items not listed.

Future sanitation, Gregory Avenue, Mr. Pashman. I didn't hear you, did you mention Estate of Levine and Zangoglia?

MR. AMODIO: Yes, yes.

MR. HANLEY: I think Steve, you'll be in open.

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I think that's all.

(Whereupon, Commissioner Bazian is present at 11:07.)

MR. GALLAGHER: Yes, I have.

MR. AMODIO: We did, new hires, appointment.

MR. HANLEY: Anything else?

MR. AMODIO: On the roll.

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

MR. AMODIO: Time is 12:15.

(Lunch Recess)

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PRESIDENT SANCHEZ: Okay.

MR. AMODIO: Mr. Wielkocz.

MR. WIELKOTZ: Everybody should have received the audit report. I'm happy to say we're in May, not October, November, unlike we spoke

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about last year. The audit went well. I believe it was a lot quicker than last year. A lot more -- the Finance Department, Yitz and his guys, his girls, his gang, his folks, everything was prepared. The records were up to date.

we have some findings, a couple of them still repeats, but some of the ones last year were taken care of. On an overall basis, the Commission had a little bit of a better year than the year before. This is a good. It was a good audit. It was a good report and we look forward to moving forward now that it looks like things are in a lot better shape from the finance office perspective.

PRESIDENT SANCHEZ: You just proved Yitz situation, he was going to get some help.

MR. WEISS: I was waiting for that.

COMMISSIONER RODRIGUEZ: I commend you.

MR. WIELKOTZ: With all due respect, I worked for the Commissioners, not for Yitz.

And basically that's it really unless anybody has specific questions.

COMMISSIONER RODRIGUEZ: So our revenues are up?

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MR. WIELKOTZ: If you go to the P and L,

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which is Exhibit B, page 13, you'll see that the operating income is up significantly over last year.

PRESIDENT SANCHEZ: Let me ask you this. How are we doing with expenses? Are we tying up?

MR. WIELKOTZ: Our expenses, you know, actually operating costs were down as compared to the year before.

PRESIDENT SANCHEZ: What percent?

MR. WIELKOTZ: I don't have a percentage, but...

PRESIDENT SANCHEZ: There's a CPA here.

MR. WIELKOTZ: About four percent. And, again, that ties into what we've been working on -- the Board's been working on over the last couple of years is trying to, you know, rein in what have you, and it's starting to show the results of some of the hard work that everybody's done over the last couple of years.

COMMISSIONER RODRIGUEZ: We know where the monies are, overtime --

MR. WIELKOTZ: In essence, you've gone with the economy. As the economy worsened, you done all the things you needed to do to make sure you can still provide the service without having,

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you know, an outrageous rate increase to the customers.

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COMMISSIONER BAZIAN: Mr. President, just a procedural question, if I may.

I've gone through, especially the general comments from the auditor rather closely and a lot of questions. Would it be better for those questions to be brought up, perhaps we could ask the auditor to join us in the finance committee meeting because there's specific, how did certain things happen. Rather than take up the time with the Commission as a whole.

PRESIDENT SANCHEZ: Sure.

COMMISSIONER RODRIGUEZ: That's a good idea.

COMMISSIONER BAZIAN: Would you be willing to join us at a finance committee?

MR. WIELKOTZ: Just give me a date and time.

MR. AMODIO: Would you just discuss quickly the Resolution and group affidavit.

MR. WIELKOTZ: The procedure today to accept the audit is a Resolution on your agenda is a group affidavit that at a minimum you read the comments and recommendations. That's procedurally

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what has to be done in order to send the package down to the State and file it and Louis has a synopsis, which, again, is all standard.

COMMISSIONER DeVITA: Motion. So moved.

COMMISSIONER KOLODZIEJ: Second.

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

MR. AMODIO: I will pass around the
affidavit that needs to be signed.

PRESIDENT SANCHEZ: Anything else?

MR. WIELKOTZ: That's it.

If Yitz or somebody gets back to me when
the finance committee is going to meet.

PRESIDENT SANCHEZ: we'll do that.

Thank you.

MR. HANLEY: You may want to take this
young lady on the NJEIT, which I don't think is
going to be long.

PRESIDENT SANCHEZ: Okay.

MS. LITZEBAUER: I'm Heather Litzebauer
from NW Financial Group. Last week we submitted
an application to the Local Finance Board on
behalf of the Commission for \$6 million

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not-to-exceed amount to fund the capital budget
for 2011 through the New Jersey Environmental
Infrastructure Trust. There's a Resolution on the
agenda to approve us going down to Local Finance
Board for the financing.

If there's any questions, I'll be happy to
answer.

COMMISSIONER BAZIAN: I actually had a
question. It's not directly with this. It has to
do with certain questions I asked in the past but
since you're here, I could get it straight from
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you verbally.

As we go through in these meetings, we're taking a very close look at our expenditures trying to bring them down as best we can and there's questions with regards to, if we can save money, what's, in terms of whether or not that could be used to lighten the increase that we are projecting that we scheduled on our rate payers, given the economy and how difficult it is for them. One of the concerns that has been brought forward was that the bond rating agents might have an issue with that if we don't raise the rates, even if the decrease in the rate raised is offset by expenditures and decreases.

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I want to get your thoughts on that.

MS. LITZEBAUER: Well, I think the rating agencies are looking for you to meet your rate covenant and as long as you meet your rate covenant, it should be fine for your rating.

COMMISSIONER BAZIAN: I'm not sure I know what you mean by "rate covenant."

MS. LITZEBAUER: Within the bond documents there are certain steps that you need to meet in order to meet your rate covenant. So it's like a debt service coverage ratio, which I'm not sure what it is offhand.

COMMISSIONER BAZIAN: Yes.

MS. LITZEBAUER: And as long as you meet that rate covenant.

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COMMISSIONER BAZIAN: So if I'm

understanding you correct, just to put it down to easy numbers for me to understand put rather simply. If we're able to reduce expenditures say by \$500,000. So, if I reduce my rate increase say by 500, I'm just picking numbers off the top of my head, then I could still meet my rate covenant because I could still provide the same amount that I was going to towards debt service --

MS. LITZEBAUER: As long as your revenues

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are --

COMMISSIONER BAZIAN: Assuming the same amount of revenues.

In other words, if I expected that I was going to take in five million, okay, now I'm able to save \$100,000 in expenditures. So now I'm going to say, okay, so now I'm going to reduce the rate increase, instead of bringing five, I'm bringing 4.9. The difference of incoming expenditures is the same.

MR. BELLA: That would all fall in the Cost of Service Study. The cost of service goes down, so the rate that you need to make to have going forward goes down also. If your cost of service goes up, it goes up. If your --

COMMISSIONER BAZIAN: That's exactly the opposite of what I've been told for five months and it hasn't made sense.

MR. BELLA: Your projection, you can't know what your cost of the service will be all the

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time.

COMMISSIONER RODRIGUEZ: If your cost of service is a hundred dollars, that's the simplest form, then you need to project \$110.

MR. BELLA: You know what, the next -- I

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think maybe the next finance meeting we ought to bring in Jeff and Heather and Howard Woods and we could go through that.

COMMISSIONER RODRIGUEZ: I think that's important.

COMMISSIONER BAZIAN: That would be very helpful.

MR. WEISS: The rating agencies do not just look at our coverage ratios, they're also looking at other factors.

COMMISSIONER BAZIAN: Why don't we do this?

MR. WEISS: You want the people who came in doing the rating, they've been very helpful. They'd be good people to talk to.

COMMISSIONER BAZIAN: Perhaps we could get everybody in.

MR. AMODIO: There's actually two Resolutions here for that. There's actually two Resolutions I was given. One approving the submission of the financial addendum to the New Jersey Environmental Infrastructure Trust and Making Application to the Local Finance Board.

The second will be Resolution Passaic

Intent to Reimburse Expenditures For Project Costs From Proceeds of Debt Obligation in Connection With Its Participation in the 2010 New Jersey Environmental Infrastructure Trust Financing Program.

Do I have a motion?

COMMISSIONER KOLODZIEJ: So moved.

COMMISSIONER RODRIGUEZ: Second.

MR. AMODIO: On the roll.

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

MR. AMODIO: Motion approved.

Thank you.

If you'd like to start with the union now.

PRESIDENT SANCHEZ: Is there going to be like a spokesperson? How are we going to do this, Mario?

MR. RIVERA: I'm going to say a few words and I'll introduce the folks who I'm here representing so we put a face on with the numbers, so the Commission gives an equal, and keeping in mind on a day-to-day basis -- all I'm going to do is let them introduce themselves and how many

years they've been here.

We're not going to drag this out. I don't
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think we need to do that. But we certainly want to get the point so you put a face with the names.

PRESIDENT SANCHEZ: Okay.

MR. RIVERA: Good afternoon. My name is Mario Rivera. I'm a senior staff representative of the Communications Workers of America and I represent the supervisors and the rank and file here at the Passaic Valley Water Commission. And I'm here today before you specifically on behalf of the supervisors who primarily are the eyes and ears of the Passaic Valley Water Commission operation who have been without a contract since 2007.

I'm here to implore this Commission to relook at the memorandum agreement that was negotiated some time back to vote to ratify so that this group of 17 distinguished employees, who I might add, 12 of the 17, have more than 25 years of service with this Commission, may rest easy in knowing that their dedicated service has and continues to be honored. I say "honored" because just recently this group was insulted by an offer to accept zero percent in the last two years of

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the pending contract.

Now, ladies and gentlemen, this group is mindful of the world outside this Commission. However, it becomes quite unsettling and disrespectful to insist that belt tightening should begin and end with this group. Yet, hiring

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and increases do not reflect this belt tightening anywhere else in this Commission.

What you have before you, that I have handed out, is a workup of the cost factor in the increases that we have been trying to achieve, which in comparison to the six year deal we have been striving for, is far less an increase delved out within a three month period in 2009. In fact, if we factor in management's three percent yearly increases plus the yearly bonuses, the numbers will be that much more staggering. But for clarity purposes, let me just point out that between the months of September, '09 through December, '09, this Commission awarded 235,000 in those three months in two positions and a salary adjustment. Now, mind you, the three percent in each year of all 17 supervisors for six years, for six years, totals 218,000, for six years for 17 employees. That's \$36,442 a year for those 17

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employees, and it averages to \$2,143 for each employee per year. That's less than the bonus that was given out to the managers here.

Now, ladies and gentlemen, let me just say this. We're not here to begrudge the increases of others, promotions or hirings. In fact, we implore that kind of stuff. However, we're having an extreme difficult time accepting the notion that supervisors that oversee the day-to-day operations are not worthy of a three percent in each of the contract years in light of what

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everyone else has received. Now, it's belt tightening for one, it's got to be belt tightening for all.

Now, I didn't add that in addition to that 235,000 we just noticed on your agenda, you have six more positions that total another \$238,000. That's \$473,000 that, again, awarding for jobs and promotions, so forth. Again, as I said, we're not here to begrudge that. We're just saying that since 2007, we've been trying to get basically what's been given out there to managers and to rank and file. I think it's a disservice to the group and a disrespect to them that we can't come to some kind of agreement and move forward.

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I think at this point that it's unfair, it's unjust, and more importantly, it's a disrespect for the people who keep the pulse of this operation.

Now, please, look at the numbers and reconsider the value of these outstanding group of supervising personnel that surround the Passaic Valley Water Commission and award them a just do so they can get on to do what they do as supervisors of the operation.

I'd like to close, as I said earlier, by introducing -- putting faces to the folks who actually run this so Commission will see who these people are they've given their life. As I said earlier, more than 12 have more than 25 or 30

years. They invested their life in here. And we're asking for just a fair share shake. I don't think we're being unreasonable with the amount of money that is out there and that's been given out, that a three percent at this particular time is not unreasonable.

Thank you.

I'd like to introduce...

MS. SIMONE: My name is Wendy Simone. I'm Supervisor of Operations. I've been here 23

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years.

MS. MAHONY: My name is Sue Mahony. I'm a Senior Chemist. I work in the lab. I'm going on my 21st year in September.

MS. PASQUIELLO: Good afternoon. I'm Linda Pasquiello. I have 27 plus years and I'm a Senior Chemist.

MR. ZANGOGLIA: My name is Richard Zangoglia. I supervise the Building Services Department and Storeroom.

MR. MELNICK: My name is Bruce Melnick. I'm supervisor of Water Treatment Repairers. I'm here 32 years.

MR. BAURDENDISEL: Good afternoon. Ed Baurdendisel, Chief Operator Pumping and Generating Operations, 25 years.

MR. PASQUIELLO: My name is Dan Pasquiello. Supervisor of Maintenance Repair, 32 years of service.

I have a little letter that we composed
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that I'd like to read it for you if that's okay.

Good afternoon, Commissioners.

We have written this letter and come to this meeting today to ensure that all of you the Commissioners are aware of the current situations

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with regards to the contract negotiations for the supervisory staff of Passaic Valley Water Commission. The supervisory staff has been working without a contract since January, 2008. We've only been given tangible contract proposals within the past six months and now those have been inexplicably taken off the table.

The supervisory staff you see here today is comprised of a group of 17 assured professionals, who collectively have over 400 years experience with this company in an average longevity of 27 years. We have attained and continued to maintain all the requirements for our individual positions, whether it's training, licensing, or education.

As a group, we are responsible for training and directly supervising the employees of the rank and file union. We are also responsible for covering for management when they're unavailable.

We have grown into our current positions by demonstrating not only proficiency in our individual areas of responsibility, but also because we have continually showed dedication and

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respect for what we feel is business of public

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health for nearly one million people in New Jersey.

We are the individuals who are directly responsible on a day-to-day basis for the producing of high quality product that Passaic Valley Water Commission is known for, drinking water. Without a second thought, we have been there for the Commission on weekends and holidays when there is an emergency in the middle of the night when the power has gone out for several days during the new plant upgrade, when there have been raging blizzards and massive flooding all to ensure non-interrupted and safe water supply to our customers. In return, we have received fair wages and benefits over the years.

We all intend to continue to maintain this level of commitment to Passaic Valley Water Commission, however, we are now faced with contract proposal from the Commission that seems surreal. After years of dedication and service to this company, we are being threatened with the security of our health benefits, if that weren't bad enough, we are offered zero percent wage increase.

The rank and file union contract was

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settled giving those members 15 percent over five years and the security of continued health

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benefits at no cost to them. But for some reason, that is not being offered to the Commission's most senior and experienced staff that you see here. There are rank and file employees that have been employed less than two years that will be earning more than some of the supervisors by the end of their contract at this rate. To add insult to injury, the Commission has now requested a contract extension for the rank and file to ensure continued raises and protect them from having to pay for their health benefits, while their supervisors will receive no pay increase and have to pay for their health benefits during the same period of time.

We are here today to understand, to try to understand why the Commission treats most senior and experienced trusted proven workers in this manner at the same time approved management raises across the Board, rank and file raises for five years or more depending on what happens here, and recently added several new rank and file members at management staff level.

We are hoping that this apparent disparity

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and treatment between the employees is unintentional now that you are aware of it. You will work towards a contract agreement that is fair to all.

We would like to extend our gratitude for taking time to listen to our concerns and we are

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asking that each of you reconsider the contract proposal that is fair to all parties involved.

Thank you.

MR. RIVERA: Any questions before we leave?

PRESIDENT SANCHEZ: Thank you for your time.

MR. AMODIO: Go back to the Executive Director's report.

MR. BELLA: In particular, I'd like to give you an update what is going on in the plant. We're starting to beef up and get some warm weather.

The second is, the ozone generators will -- now the new ones just -- I hate to even say it, but they're now past the point where they had failed in the past so they're running longer than we had ever had and doing well.

The upgrade to the actiflows are, we're

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putting one set of new types of settling tubes in there and that project's going well. That should be done in the next couple of weeks.

And we've had some problems with some of the filters. You know it's been an ongoing problem. And I'm going to update you each individually to give you some of the detailed background.

Other than that, I think --

COMMISSIONER DEVITA: Our filters that are still giving us a problem?

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MR. BELLA: Yes.

COMMISSIONER DeVITA: And you mention Prismatic and Leopold was there?

MR. BELLA: Leopold is honoring their commitment and some of the things I want to talk to you about are some of the issues with Prismatic.

COMMISSIONER DeVITA: And we're continuing to have our guys do work too?

MR. BELLA: Yes, that's correct. We're monitoring those costs and including those and keeping our options open.

MR. HANLEY: I think Joe and I discussed, he will be meeting with you but he'll discuss this

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with you individually.

COMMISSIONER KOLODZIEJ: Leslie would be proud of us that we're documenting. So our documentation is impeccable. Excellent.

MR. AMODIO: Any further questions?

COMMISSIONER DeVITA: I have a question about the attachment with all this bankruptcy. All of these people filed for bankruptcy?

MR. BELLA: That's not all bankruptcy.

COMMISSIONER DeVITA: It looks like they all filed for bankruptcy. You got bankruptcy dates, whether they're discharged or not. I found that kind of confusing.

MR. BELLA: These are the past bankruptcies.

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MR. AMODIO: Any further questions?

Move to the Controller Report.

MR. WEISS: Cash on hand is right now
12.8 million.

Our accounts receivable are at
11.4 million, 30 days accounts receivable 30 days
or less is 10.7 million, which is about 94
percent, which is great.

Accounts payable is at 4.4 million.

And we are refilling our reserves on a

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monthly basis, which is where we want to be.

COMMISSIONER DeVITA: We're pretty good.

MR. WEISS: We are pretty good. Not
great, but pretty good.

MR. AMODIO: Any questions?

We'll move to the Consent Agenda.

Items A through D.

Minutes of the Passaic Valley Water
Commission in camera session and Regular Public
Meetings, April 28, 2010 and Special meeting held
on May 5th, 2010.

Linda Beckering, purchasing reports,
period of April 12th, 2010 to May 16, 2010.

Resolution retirement of Joseph
Caratenuto, Supervisor Water, effective May 1
having served 41 years, ten months.

And Resolution authorizing the execution
of agreements for sale and related documents
conveyance of real property to the NJDOT.

Do I have a motion?

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COMMISSIONER RODRIGUEZ: So moved.

COMMISSIONER KOLODZIEJ: Second.

MR. AMODIO: On the roll.

(Roll call was taken, all Commissioners

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respond in the affirmative, Commissioner DeVita
abstaining on the April 28th minutes)

MR. AMODIO: I'm going to pass a
Resolution around for Mr. Caratenuto. If everyone
will please sign it.

Next will be Requests For Action.

Project #16, which is Grant Consultant and
Fund Development and Related Services.

Recommendation to award to Millennium Strategies.

Do I have a motion?

COMMISSIONER RODRIGUEZ: Move.

COMMISSIONER VANNOY: Second.

MR. AMODIO: On the roll.

COMMISSIONER DeVITA: I was going to vote
no but since we have gotten financial, I'm going
to change it to yes.

MR. AMODIO: That's a yes vote?

COMMISSIONER DeVITA: Yes.

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

MR. AMODIO: Motion approved.

Legal Service Contract for highly specialized nature including complex litigation, contracts, regulatory, legislative and policy and related matters to the law firm of Sills, Cummins.

Do I have a motion?

COMMISSIONER RODRIGUEZ: So move.

MR. AMODIO: Do I have a second?

COMMISSIONER VANNOY: Second.

COMMISSIONER BAZIAN: I have a question.

This didn't come up last meeting?

MR. HANLEY: Yes, it did. Basically what I said is that they did not propose under the category that they had typically done and this is a firm that, although we use them very sparingly, has been very involved in the more complex and sensitive areas and I think that, frankly, they've done a greater job for the Commission for many years. So I mentioned at the last meeting I would be proposing this at this meeting.

COMMISSIONER BAZIAN: But they didn't propose under this contract?

MR. HANLEY: They didn't propose under any contract.

COMMISSIONER LEVINE: What's their hourly rate?

MR. HANLEY: I forget. It's higher than the others and I discussed that at the last

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meeting. It's been higher.

COMMISSIONER DEVITA: Don't we have to do this Pay-to-Play?

MR. HANLEY: No.

COMMISSIONER DEVITA: How come?

MR. HANLEY: Because Pay-to-Play is optional. That's why I discussed it at the last meeting. I said normally that's the way we would do this but they are, in my mind, a special case.

COMMISSIONER DEVITA: Okay. I have a question.

MR. AMODIO: This is James Hirschhorn.

COMMISSIONER DEVITA: I know Mr. Hirschhorn. I worked with him a couple of times. Is this the rate for him or for everybody?

MR. HANLEY: It's a blended rate. Frankly, it's about --

COMMISSIONER DEVITA: I understand that. But I got a concern because when I look over some of the bills, there's somebody at that firm that charges 550 an hour.

MR. HANLEY: I saw that, too.

COMMISSIONER DEVITA: I don't consider

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that --

MR. HANLEY: No, no. We don't accept that rate. I think in that instance, if you look at it, it was like three minutes.

COMMISSIONER DEVITA: But still 550.

MR. HANLEY: I understand. That's why I'm

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clarifying that here in saying it's a blended
rate.

COMMISSIONER DEVITA: Some guys are more,
some are less.

MR. HANLEY: No, no. Everybody's going
forward is the same.

COMMISSIONER LEVINE: Will we know before,
ahead of time, when we're using this firm?

MR. HANLEY: You do know now if you pay
attention.

COMMISSIONER LEVINE: No, I'm saying --

MR. HANLEY: Yes. Yes. Absolutely.

PRESIDENT SANCHEZ: He's going to come
back and ask for approval.

COMMISSIONER BAZIAN: I guess my question
is do we have a --

MR. HANLEY: Yes, ongoing. They just got
a matter dismissed without prejudice from Lodi
that was a very major OPRA case.

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They are currently and have been for some
time working on the North Arlington situation,
which is the ongoing thing that is most immediate.

And from time to time, not very often, for
example, if we get challenged on the rate, things
like that, when we did the water tax legislation
issues, it's that kind of thing that they are,
this particular, with Mr. Hirschhorn is one of the
best utilities lawyers in the state, if not the
best, and he has great credibility as well as
expertise and frankly, they don't --

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COMMISSIONER BAZIAN: That wasn't my issue. My issue was more the process -- that was my concern is the process.

MR. AMODIO: Any further questions?

PRESIDENT SANCHEZ: No.

Commissioner Bazian, I think I understand your concern but with this particular case they don't do a lot of stuff for us. They do specialty cases and they don't use a lot of hours.

COMMISSIONER DEVITA: I wouldn't say that. We just got a bill from them for \$12,000.

COMMISSIONER RODRIGUEZ: That was for the Lodi case.

COMMISSIONER DEVITA: It says, "General

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Advice, Lodi."

MR. HANLEY: Both Lodi, North Arlington.

COMMISSIONER DEVITA: It's Lodi, Harrison.

PRESIDENT SANCHEZ: Compared to what the firms that we have here.

MR. HANLEY: I don't use them for anything that I don't have to.

COMMISSIONER RODRIGUEZ: Right.

COMMISSIONER KOLODZIEJ: I'm going to go back to Commissioner Levine's question.

I don't mind putting these people by Resolution at our disposal when we need them. The question begs, you're going to come back and tell us when you're going to need them and then we're going to approve it?

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MR. HANLEY: That's fine.

COMMISSIONER KOLODZIEJ: That's the assurance that we're looking at.

COMMISSIONER LEVINE: Put it so we can use them.

COMMISSIONER KOLODZIEJ: Exactly.

PRESIDENT SANCHEZ: Okay.

MR. HANLEY: No problem with that whatsoever.

MR. AMODIO: No further questions.

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On the roll.

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

COMMISSIONER DEVITA: The way it's proposed, yes.

COMMISSIONER VANNOY: The way it's proposed, yes.

MR. AMODIO: Next will be Summary of Disbursements and Payrolls in the amount of \$8,229,275.52.

Does the Treasurer find them in order?

COMMISSIONER LEVINE: Yes.

MR. AMODIO: Would you make a motion?

COMMISSIONER LEVINE: I make a motion.

COMMISSIONER VANNOY: Second.

MR. AMODIO: On the roll.

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

COMMISSIONER DeVITA: I have to abstain on Rachele Michele and Vito's. And vote no on Staff Investigations.

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PRESIDENT SANCHEZ: I have to abstain on Montana.

MR. AMODIO: Next we have recommendations from closed session. If there's no objections we could do it all as one motion.

Project 45, Professional service for background checks, Kevin P. Cary & Associates.

Resolution authorizing use of competitive contracting for procurement of management information system design services.

New hires: Robert W. Lorfink - Principal Engineer/TA. Proposed salary: \$80,000. Proposed range: 70,000-\$85,000.

Patrick Porcaro - Principal Engineer, same salary, same range.

Thomas J. Coates - Assistant Water Treatment Operator. Proposed salary: \$39,000. Proposed range: \$39,000-\$51,661.

Charles W. Poysick - Assistant Water Treatment Plant Operator. Same salary.

Appointment: Charles A. Venezia - Electrician being made permanent off Civil Service list.

And then there's the Resolution

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authorizing Passaic Valley Water Commission to

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move to CIGNA effective 8/1/2010. I believe we'll do a memorial Resolution on that next meeting.

PRESIDENT SANCHEZ: Can I get a motion and a second?

COMMISSIONER KOLODZIEJ: So move.

COMMISSIONER RODRIGUEZ: Second.

MR. AMODIO: On the roll.

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

MR. AMODIO: Thank you, folks.

Motion approved.

I have nothing under Good and welfare.

PRESIDENT SANCHEZ: It's Memorial Day Monday. Do you want to observe a moment of silence.

MR. AMODIO: We also have our own Vet, Mr. Hanley, who served us proudly.

PRESIDENT SANCHEZ: I do commend you guys bravery. I honestly take my hats off to you.

MR. HANLEY: By the way, thank you for your support. I think you know the help, the guys and women who are returning now and if any of you know of any veterans who may need a helping hand

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or some pro bono legal assistance or whatever, you know, that's why that organization is created and

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exists.

MR. AMODIO: Thank you for your continued service, Mr. Hanley.

I have nothing further.

The next meeting is June 16th, everyone, at 9:30.

COMMISSIONER SANCHEZ: Meeting adjourned.

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