

PASSAIC VALLEY WATER COMMISSION MEETING OF

MAY 1, 2013

SPECIAL MEETING

(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

GLORIA KOLODZIEJ, Secretary

THOMAS P. DeVITA

ROBERT VANNOY

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

JOSEPH A. BELLA, Executive Director

GEORGE T. HANLEY, Counsel

JAMES G. DUPREY, Director of Engineering

YITZ WEISS, Comptroller

LOUIS AMODIO, Administrative Secretary

1 MR. AMODIO: On the roll.

2

3 (Roll call was taken, all Commissioners
4 present respond in the affirmative. Commissioner
5 Vannoy is not present yet)

6

7 MR. AMODIO: All of the requirements of
8 the Open Public Meetings Act have been met.
9 Notices have been furnished to all Commissioners;
10 City Clerks of Paterson, Passaic, and Clifton;
11 North Jersey Herald News; The Record - Passaic
12 County edition and the Commission's Executive
13 Staff with a copy posted at the main bulletin
14 board at the Clifton facility.

15 The time is 9:39.

16 Will you please, rise.

17

18 MR. AMODIO: Commissioner Vannoy is now
19 here.

20 PRESIDENT SANCHEZ: I have an
21 announcement. Probably it's not my right to do
22 it, but since I'm President of the Board...

23 You know, we lost Commissioner Rodriguez
24 is not coming back because the City of Paterson
25 determined that. But I want to say on the record

1 that I'm sorry to see her go. We're going to work
2 with the newcomer. We're going to support her.
3 Hopefully, she's going to be as great as
4 Commissioner Rodriguez was. She did have a lot of
5 ideas and concepts that I think was --

6 COMMISSIONER VANNOY: Helpful to the
7 Board.

8 PRESIDENT SANCHEZ: Helpful to the Board.
9 So for that, I commend her in whatever she does.
10 I wish her well. And on behalf of Passaic Valley
11 Water, I think she's going to be great wherever
12 she goes.

13 Anybody else want to say anything?

14 COMMISSIONER DeVITA: I think we all
15 agree. I had my differences with Idida, but she
16 was very passionate about what she did and what
17 she believed in. I think she'll be sorely missed.

18 COMMISSIONER BAZIAN: I couldn't agree
19 more. I spoke with her briefly this morning.
20 This now marks my fourth year with the Commission
21 and I frequently found her as someone that I can
22 bounce ideas off of and to speak with. While we
23 didn't always agree, she was always very quick to
24 tell me what she thought, told me straight out,
25 and I found that very helpful as we discussed

1 various options. And her dynamic personality will
2 be missed from this table.

3 PRESIDENT SANCHEZ: Okay.

4 COMMISSIONER KOLODZIEJ: I'd like to go on
5 the record also.

6 PRESIDENT SANCHEZ: I'm sorry.

7 COMMISSIONER KOLODZIEJ: I certainly
8 appreciate the fact that Commissioner Rodriguez
9 brought, not only new ideas to the Commission, but
10 her follow through. She's going to be sorely
11 missed in the finance direction. Her experience
12 on the State level has made us move quickly into a
13 lot of things that we needed to do here. And I
14 appreciated her professionalism, most especially.
15 And whether people agree or disagree, it's the
16 ability to remain professional, regardless of what
17 the atmosphere is around this table. I appreciate
18 that, for the record.

19 PRESIDENT SANCHEZ: All right. Guys,
20 thank you.

21 You guys want to go into closed session so
22 we can have a Consent Agenda and get it going.

23 COMMISSIONER BAZIAN: Move it.

24 PRESIDENT SANCHEZ: Second by Commissioner
25 Vannoy.

1 COMMISSIONER KOLODZIEJ: Can I know what
2 we're going into closed session about?

3 COMMISSIONER BAZIAN: Contracts.

4 PRESIDENT SANCHEZ: The contracts. That's
5 all we're doing today.

6 COMMISSIONER KOLODZIEJ: All right. So
7 people need to go over these specifically in
8 closed session?

9 COMMISSIONER BAZIAN: We always have a
10 closed session.

11 COMMISSIONER KOLODZIEJ: I know we have a
12 closed session, but I have no questions. So,
13 obviously, people have questions here.

14 PRESIDENT SANCHEZ: Whatever you guys
15 want.

16 COMMISSIONER KOLODZIEJ: I don't need to
17 go into closed session. I'm ready to vote on
18 this. I looked at the backup material here. So
19 unless anybody has a question that needs to be
20 dealt with in closed session, I'd like to know
21 what specific contracts you have questions on.

22 PRESIDENT SANCHEZ: I don't have any
23 questions.

24 COMMISSIONER KOLODZIEJ: I know you don't
25 either, but, obviously, somebody does because

1 we're going into closed session.

2 COMMISSIONER BAZIAN: I do.

3 COMMISSIONER KOLODZIEJ: All right. Can
4 you state the contracts that you have --

5 COMMISSIONER BAZIAN: On all of the legal
6 contracts.

7 COMMISSIONER KOLODZIEJ: Legal contracts
8 for what? All right. Any other contracts besides
9 the legal contracts?

10 COMMISSIONER BAZIAN: Well, not so much,
11 but my questions are more generic and I'd rather
12 deal with it in closed session.

13 COMMISSIONER KOLODZIEJ: All right. Can I
14 know what other areas? You want to go into legal
15 contracts and --

16 COMMISSIONER BAZIAN: At the moment, just
17 legal contracts. What else will come up in closed
18 session, I don't know. I'm not going to limit
19 myself, Commissioner.

20 COMMISSIONER KOLODZIEJ: All right. So
21 you looked at this and you still have some
22 questions besides legal contracts?

23 COMMISSIONER BAZIAN: Yes.

24 COMMISSIONER KOLODZIEJ: All right. I
25 think the proper protocol is to know what we're

1 discussing in closed session. But you want to be
2 generic, if that's okay with Mr. Hanley, that's
3 okay with me.

4 MR. HANLEY: Can I restate it?

5 COMMISSIONER KOLODZIEJ: That would be
6 helpful.

7 MR. HANLEY: You're seeking to go into
8 closed session to discuss contractual, potentially
9 contractual terms and/or options related to the
10 scope of services of various professionals that
11 are listed for consideration for appointment.

12 COMMISSIONER KOLODZIEJ: Thank you.

13 PRESIDENT SANCHEZ: Okay. So having --

14 MR. AMODIO: Also, we do have the summer
15 program on the agenda today.

16 PRESIDENT SANCHEZ: No, it's not. We did
17 that. We made that.

18 COMMISSIONER BAZIAN: No, it was supposed
19 to be discussed.

20 COMMISSIONER VANNOY: It was supposed to
21 come back to us.

22 COMMISSIONER LEVINE: Recommendation and
23 we need to approve.

24 COMMISSIONER KOLODZIEJ: It's listed in my
25 packet.

1 COMMISSIONER VANNOY: That was supposed to
2 come back to us. They were going to discuss it in
3 personnel.

4 COMMISSIONER KOLODZIEJ: And I expected it
5 to be on the agenda today.

6 COMMISSIONER VANNOY: Right.

7 COMMISSIONER DeVITA: I think there was
8 something amended.

9 MR. AMODIO: It is on the agenda.

10 COMMISSIONER KOLODZIEJ: Well, we'll hear
11 the summary. It doesn't need to be done in closed
12 session, does it?

13 MR. HANLEY: Unless there's specific,
14 again, I don't see any contractual issues.

15 PRESIDENT SANCHEZ: You want to get it out
16 of the way now?

17 COMMISSIONER KOLODZIEJ: No. I'd rather
18 take care of Commissioner Bazian.

19 PRESIDENT SANCHEZ: All right. So we have
20 a Resolution on the table.

21 MR. AMODIO: WHEREAS, Section 8 of the
22 Open Public Meetings Act permits the exclusion of
23 the public from a meeting in certain
24 circumstances; and

25 WHEREAS, the public body is of the opinion

1 that such circumstances presently exist;

2 NOW, THEREFORE, BE IT RESOLVED, by the
3 Commissioners of Passaic Valley Water Commission:

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

10 MR. HANLEY: No, no, all Professional
11 Contracts.

12 MR. AMODIO: All Professional Contracts
13 under the pay-to-play, and any other matters as
14 may be discussed in camera.

15 2. It is anticipated that above-stated
16 subject matters will be ratified during public
17 meeting following or as soon thereafter as the
18 reason for discussion no longer exists.

19 3. This Resolution shall take effect
20 immediately.

21 Second by Commissioner Vannoy.

22 On the roll.

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

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MR. AMODIO: Open the doors, gentlemen.
On the roll.

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

MR. AMODIO: You have a quorum.

The time is 10:23 a.m.

If you'd like to go through each and every
one.

COMMISSIONER KOLODZIEJ: Please, so that
I'm sure of what I'm voting on.

MR. AMODIO: You want a roll call on each?

COMMISSIONER BAZIAN: Do you want a roll
call on each?

COMMISSIONER KOLODZIEJ: Yes, so I'm sure
what we're voting on. I don't want to rubber
stamp.

PRESIDENT SANCHEZ: Go ahead.

MR. AMODIO: Project 13-P-1: Professional
Legal Services for Reviews of Proposed Land Use
and Related Matters.

1 Recommendation is Waters, McPherson,
2 McNeill and Johnson & Johnson at \$160 per hour.

3 Motion?

4 COMMISSIONER VANNOY: So moved.

5 MR. AMODIO: By Commissioner Vannoy.

6 COMMISSIONER KOLODZIEJ: Second.

7 MR. AMODIO: By Commissioner Kolodziej.

8 On the roll.

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

12

13 MR. AMODIO: Motion approved.

14 Next we have Project 13-P-2: Professional
15 Services for --

16 PRESIDENT SANCHEZ: Reject and rebid.

17 MR. AMODIO: Yes, that's a reject.

18 Professional Services (New Jersey Licensed
19 Title Company) for Title Searches and Related
20 Matters.

21 Recommendation is to reject and
22 re-solicit.

23 Do I have a motion?

24 COMMISSIONER BAZIAN: Move it.

25 MR. AMODIO: By Commissioner Bazian.

1 Do I have a second?

2 COMMISSIONER KOLODZIEJ: Question on the
3 motion.

4 We had this title company for a long time.
5 What was wrong with the bid that --

6 PRESIDENT SANCHEZ: It wasn't submitted
7 properly.

8 MR. HANLEY: They submitted it by way of a
9 fax or e-mail.

10 COMMISSIONER KOLODZIEJ: Oh, okay. Okay.
11 So they're free to rebid.

12 MR. HANLEY: If I could say, I would hope
13 that all the Commissioners try to get us some more
14 choices.

15 COMMISSIONER KOLODZIEJ: Sure. I don't
16 have a problem with that. I just thought there
17 was a specific problem, but it's a procedural
18 problem.

19 MR. AMODIO: I have a motion by
20 Commissioner Bazian.

21 Do I have a second?

22 COMMISSIONER VANNOY: Second.

23 MR. AMODIO: By Commissioner Vannoy.

24 On the roll.

25

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

3

4 MR. AMODIO: Motion approved.

5 Next, we have Project 13-P-3:

6 Professional Services For New Jersey Licensed Land
7 Surveying and Related Services.

8 Recommendation there is Maser Consulting;
9 Remington, Vernick & Arango Engineers; and GEOD
10 Corporation at \$160 per hour.

11 Do I have a motion?

12 MR. HANLEY: Let me explain this, please.

13 This is the big jobs. Later on you pick
14 one for the little jobs.

15 COMMISSIONER KOLODZIEJ: Okay. So there's
16 two firms?

17 MR. AMODIO: Three.

18 Commissioner Vannoy made the motion.

19 Do I have a second?

20 COMMISSIONER KOLODZIEJ: Second.

21 MR. AMODIO: By Commissioner Kolodziej.

22 On the roll.

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

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MR. AMODIO: Motion approved.

Next, we have Project 13-P-4:

Professional Services For Property and Easement
Valuations and Related Services (Accredited Real
Estate Appraisal Firms), \$160 an hour.

The recommendation is Richard Mohr.

Motion?

COMMISSIONER VANNOY: So moved.

MR. AMODIO: By Commissioner Vannoy.

COMMISSIONER LEVINE: Second.

MR. AMODIO: By Commissioner Levine.

COMMISSIONER KOLODZIEJ: Question: There
was only one? I just heard him say one.

MR. AMODIO: Richard Mohr.

COMMISSIONER KOLODZIEJ: Just recommending
one? Not two?

COMMISSIONER LEVINE: I don't think we had
any work last year.

MR. AMODIO: On the roll.

(Roll call was taken, all Commissioners
present respond in the affirmative. Commissioner
Kolodziej responds in the negative)

COMMISSIONER KOLODZIEJ: Even on big jobs,

1 I don't see why we can't have two, no.

2 MR. AMODIO: No?

3 COMMISSIONER KOLODZIEJ: No, not for just
4 one.

5 MR. AMODIO: Motion approved.

6 Next, we have Project 13-P-5:

7 Professional Bond Counsel Services.

8 Recommendation is Gluck Walrath at \$200
9 per hour.

10 Do I have a motion?

11 COMMISSIONER BAZIAN: Move it.

12 MR. AMODIO: By Commissioner Bazian.

13 COMMISSIONER VANNOY: Second.

14 MR. AMODIO: By Commissioner Vannoy.

15 On the roll.

16

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

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20 MR. AMODIO: Motion approved.

21 Next, we have Project 13-P-6:

22 Professional Services For Arbitrage Calculation,
23 Including Post-Issuance Tax Law Compliance.

24 Recommendation is PFM Asset Management at
25 \$276 per hour.

1 Do I have a motion?

2 COMMISSIONER VANNOY: So move.

3 MR. AMODIO: By Commissioner Vannoy.

4 Do I have a second?

5 COMMISSIONER DeVITA: Second with a
6 question.

7 How do we get that hourly rate?

8 MR. HANLEY: That's been the rate for some
9 time. That's as low as we could get them.

10 COMMISSIONER DeVITA: Two seventy-six?

11 MR. HANLEY: Oh, I don't know. They do
12 arbitrage, Tom. They do things to the fifth
13 power.

14 MR. AMODIO: Any further questions?

15 COMMISSIONER DeVITA: No.

16 MR. AMODIO: Hearing none, on the roll.

17

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

20

21 MR. AMODIO: Thank you.

22 Motion approved.

23 Next, we have Project 13-P-7:

24 Professional Services for Financial Advisor.

25 Recommendation is NW Financial Group. I

1 don't have a dollar amount on that.

2 COMMISSIONER DeVITA: How come it says "To
3 Be Determined"?

4 MR. AMODIO: There was none on the list.

5 MR. WEISS: I think we do a maximum of
6 \$60,000. That's what we've done in the past.

7 COMMISSIONER DeVITA: On a yearly fee?

8 MR. WEISS: No, it's an hourly charge.

9 COMMISSIONER DeVITA: So it's hourly up to
10 max of 60? That's how we're hiring, with that
11 understanding?

12 Yes.

13 MR. WEISS: Yes.

14 COMMISSIONER DeVITA: Do we know what the
15 hourly is?

16 MR. WEISS: It's a range.

17 MR. AMODIO: Any further questions?
18 Motion?

19 COMMISSIONER VANNOY: So moved.

20 MR. AMODIO: Motion by Commissioner
21 Vannoy.

22 Do I have a second?

23 COMMISSIONER KOLODZIEJ: Second.

24 MR. AMODIO: By Commissioner Kolodziej.
25 On the roll.

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

MR. AMODIO: Motion approved.

Next, we have Project 13-P-10:
Professional Legal Services Related to Loss Prevention, Insurance, Personal Injury Defense, and Related Matters.

Recommendation is Welt & Kuzemczak; Buglione, Hutton, & DeYoe; Dwyer, Connell, Lisbona; the Law Office of James Fine at \$160 per hour.

Do I have a motion?

COMMISSIONER BAZIAN: Move it.

MR. AMODIO: By Commissioner Bazian.

Do I have a second?

COMMISSIONER LEVINE: Second.

MR. AMODIO: Did somebody second? I can't hear you.

COMMISSIONER LEVINE: I did.

MR. AMODIO: By Commissioner Levine.

On the roll.

(Roll call was taken, all Commissioners

1 present respond in the affirmative)

2

3 MR. AMODIO: Thank you.

4 Motion approved.

5 Next, we have Project 13-P-13:

6 Professional Legal Services For Bankruptcy Matters
7 and Other Related Matters.

8 Recommendation is Pashman Stein at \$160
9 per hour.

10 Do I have a motion?

11 COMMISSIONER VANNOY: So moved.

12 MR. AMODIO: By Commissioner Vannoy.

13 COMMISSIONER LEVINE: Second.

14 MR. AMODIO: By Commissioner Levine.

15 COMMISSIONER KOLODZIEJ: Question.

16 No one else was interested in this work?

17 MR. HANLEY: Apparently not.

18 COMMISSIONER KOLODZIEJ: Okay.

19 MR. AMODIO: On the roll.

20

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

23

24 MR. AMODIO: Thank you.

25 Next, we have Project 13-P-16:

1 Professional Legal Services Related to Employment
2 Law/Personnel Issues, and Other Related Or
3 Miscellaneous Legal Matters.

4 Recommendation is Cleary, Giacobbe,
5 Alfieri, & Jacobs; Piro, Zinna, Cifelli, Paris &
6 Genitempo; Damico, Del Sardo & Montanari at \$160
7 per hour.

8 Do I have a motion?

9 COMMISSIONER BAZIAN: Move it.

10 MR. AMODIO: By Commissioner Bazian.

11 COMMISSIONER DeVITA: Second.

12 MR. AMODIO: By Commissioner DeVita.

13 On the roll.

14

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

17

18 COMMISSIONER VANNOY: Yes. Abstain on
19 Damico, Del Sardo.

20 MR. AMODIO: Motion approved.

21 Thank you.

22 Next is Project 13-P-17: Professional
23 Legal Services Related to Workers' Compensation
24 Law and Related Matters.

25 Recommendation is Leitner, Tort, DeFazio,

1 Leitner & Brause and Eric M. Bernstein &
2 Associates at \$160 per hour.

3 Do I have a motion?

4 COMMISSIONER BAZIAN: Move it.

5 MR. AMODIO: Motion by Commissioner
6 Bazian.

7 Do I have a second?

8 COMMISSIONER LEVINE: I'll second.

9 MR. AMODIO: By Commissioner Levine.
10 On the roll.

11

12 (Roll call was taken, all Commissioners
13 respond in the affirmative. Commissioner
14 Kolodziej abstains)

15

16 COMMISSIONER KOLODZIEJ: I'm going to
17 abstain on this one.

18 MR. AMODIO: Next, we have Project
19 13-P-18: Special Counsel Services For Litigation,
20 Contracts, and Regulatory, Legislative, and Policy
21 Matters.

22 Recommendation is Damico, Del Sardo and
23 Montanari; DeCotis, Fitzpatrick & Cole; and Nowell
24 Amoroso, Klein & Bierman; Florio & Kenny; and
25 McManimon, Scotland at 160 per hour.

1 Do I have a motion?

2 COMMISSIONER LEVINE: So moved.

3 MR. AMODIO: By Commissioner Levine.

4 Do I have a second?

5 Commissioner Bazian, do you have a second?

6 COMMISSIONER BAZIAN: It's not my motion.

7 I don't have to give you a second.

8 Second.

9 MR. AMODIO: Thank you.

10 On the roll.

11

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

14

15 COMMISSIONER VANNOY: Yes. Abstain on
16 Damico, Del Sardo & Montanari.

17 MR. AMODIO: Motion approved.

18 Next, Project 13-P-19: Professional Legal
19 Services for Hearing Officer for Personnel Issues.

20 Recommendation is Judge Scancarella,
21 originally listed as Harold P. Cook & Associates
22 and Frank M. Donato, both at \$200 per hour.

23 Do I have a motion?

24 COMMISSIONER BAZIAN: So move.

25 COMMISSIONER KOLODZIEJ: Second.

1 COMMISSIONER BAZIAN: Question: Just a
2 procedural question. Harold P. Cook, can we call
3 it Harold P. Cook with the proviso that it's only
4 Judge Scancarella? Would that be more
5 appropriate?

6 MR. HANLEY: That's the way it should be.

7 MR. AMODIO: So it would Harold P. Cook,
8 with Judge Scancarella representing them.

9 COMMISSIONER BAZIAN: Move it.

10 MR. AMODIO: We have a first and second.
11 We're on the roll.

12
13 (Roll call was taken, all Commissioners
14 respond in the affirmative)

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16 MR. AMODIO: Next, we have Project
17 13-P-22: Professional Legal Services Related to
18 Contractual Matters, Miscellaneous Litigation, and
19 Other Related Matters.

20 Recommendation is Florio & Kenny; Weber
21 Dowd Law; Nowell, Amoroso, Klein & Bierman at \$160
22 per hour.

23 Do I have a motion?

24 COMMISSIONER VANNOY: So moved.

25 MR. AMODIO: By Commissioner Vannoy.

1 Do I have a second?

2 COMMISSIONER KOLODZIEJ: Second.

3 MR. AMODIO: By Commissioner Kolodziej.

4 COMMISSIONER BAZIAN: This is 18, right?

5 MR. AMODIO: No, 22.

6 On the roll.

7

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

10

11 MR. AMODIO: Next is Project 13-P-23:
12 Professional Services For Real Property Tax
13 Appeals and Related Issues.

14 Recommendation is DeCotis, Fitzpatrick &
15 Cole and Wells, Jaworski & Liebman as a backup,
16 both at \$160 an hour.

17 Do I have a motion?

18 COMMISSIONER DeVITA: Motion.

19 MR. AMODIO: By Commissioner DeVita.

20 COMMISSIONER VANNOY: I'll second.

21 MR. AMODIO: By Commissioner Vannoy.

22 On the roll.

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

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MR. AMODIO: Thank you.

Next is Project 13-P-25: Professional Engineering Service For Evaluations and Reviews of Proposed Easements/Improvements and Related Matters.

Recommendation is Louis R. Slaby Engineering & Associates and Remington, Vernick & Arango Engineers at a rate of \$160 for PVWC projects and \$175 for non-PVWC projects.

MR. HANLEY: Meaning, that's escrows.

COMMISSIONER VANNOY: I'll move it.

COMMISSIONER KOLODZIEJ: Second.

Just a clarification, they specifically use one for non --

MR. HANLEY: No.

COMMISSIONER KOLODZIEJ: All right. So that information is not correct.

MR. HANLEY: No, no, what I was saying, they could -- either or both could be used, but non-PVWC is really an indirect phrase.

COMMISSIONER KOLODZIEJ: Okay.

MR. HANLEY: The higher rate relates to escrow.

COMMISSIONER KOLODZIEJ: Got it.

1 MR. AMODIO: Mr. Duprey, would you please
2 make the change?

3 MR. DUPREY: Yes. Escrow projects.

4 MR. AMODIO: Thank you.

5 On the roll.

6

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

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10 MR. AMODIO: Thank you.

11 Motion approved.

12 Next Project 13-P-26: Professional
13 Engineering Services For Water Supply Planning and
14 Related Issues.

15 Recommendation is Howard J. Woods, Jr. &
16 Associates, time and material not-to-exceed
17 \$50,000.

18 Do I have a motion?

19 COMMISSIONER KOLODZIEJ: So moved.

20 MR. AMODIO: By Commissioner Kolodziej.

21 Do I have a second?

22 COMMISSIONER DeVITA: Second.

23 MR. AMODIO: By Commissioner DeVita.

24 On the roll.

25

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

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4 MR. AMODIO: Motion approved.

5 COMMISSIONER DeVITA: Can I make a
6 statement?

7 Is it possible to save Louie's voice and
8 we can do 27 through 43 in a different fashion and
9 expedite this? I don't know how.

10 COMMISSIONER VANNOY: Do we have any
11 questions on any of these?

12 COMMISSIONER KOLODZIEJ: I just need to
13 hear the recommendations before I vote on it. I'm
14 not going to --

15 COMMISSIONER VANNOY: So Tom, no. The
16 answer's no.

17 COMMISSIONER KOLODZIEJ: I guess I'm a
18 little slow. I need to know the recommendation,
19 so I just need to hear.

20 PRESIDENT SANCHEZ: If you get a
21 recommendation on each number, will you be okay on
22 that?

23 COMMISSIONER KOLODZIEJ: Yes. That's all
24 I need. So I can hear, for the record, what I'm
25 voting on.

1 PRESIDENT SANCHEZ: See, we speak the same
2 language.

3 All right. So let's do on each you list
4 the recommendation and we do it all at once.

5 MR. AMODIO: We'll do the one vote.

6 COMMISSIONER KOLODZIEJ: That's fine.

7 That's fine for me.

8 MR. AMODIO: It would end at 42 and then
9 you have 44, 46.

10 COMMISSIONER KOLODZIEJ: Let's just go up
11 to 42. Okay.

12 MR. AMODIO: Here we go.

13 MR. DUPREY: You have to block out 37.

14 MR. AMODIO: I have them prepared, if
15 you'd like to read some.

16 MR. HANLEY: You have to specify.

17 MR. AMODIO: We'll do one roll.

18 I appreciate your concern, though, I
19 really do.

20 Project 13-P-27: Professional Engineering
21 Service For Upgraded Plant Process Optimization
22 Integration and Related Matters.

23 The Recommendation is Black & Veatch
24 Corporation on a time material not-to-exceed
25 \$80,000.

1 Next, we have Project 13-P-28:
2 Professional Engineering Services for Disinfection
3 Optimization and Related Matters.

4 Recommendation here is Process
5 Applications, Inc., with a time and material
6 not-to-exceed \$30,000 and Black & Veatch
7 Corporation with a time and material not-to-exceed
8 35,000.

9 Next, we have Project 13-P-29:
10 Professional Engineering Services For Material
11 Selections/Applications and Related Matters.

12 Recommendation to award to Material
13 Selection Resources, Incorporated on a time and
14 material not-to-exceed 60,000.

15 Next is Project 13-P-30: Professional
16 Engineering Services for Computational Fluid
17 Dynamics Modeling.

18 Recommendation to award to CH2M Hill
19 Engineers on a time and material basis
20 not-to-exceed 60,000.

21 Project 13-P-31: Professional Engineering
22 Services for Rate Studies and Related Matters.

23 Recommendation to award to Howard J.
24 Woods, Jr. & Associates on a time and material
25 basis not-to-exceed 60,000.

1 Next is Project 13-P-32: Professional
2 Engineering Services for Electrical Facilities and
3 Operations Issues and Related Services.

4 Recommendation is to award to Associated
5 Technology, Incorporated on a time and material
6 not-to-exceed \$90,000.

7 Next is Project 13-P-33: Professional
8 Engineering Services for Environmental Regulatory
9 Compliance Issues.

10 We have a recommendation to award to
11 Hatch, Mott, MacDonald. And a recommendation to
12 award to Remington, Vernick & Arango.

13 I'm not sure if, Mr. Duprey, they're both
14 on time and material.

15 MR. DUPREY: The total would be 50,000.

16 MR. AMODIO: Combined.

17 Thank you.

18 Next, Project 13-P-34: Professional
19 Engineering Services for Structural and Related
20 Issues.

21 Recommendation is to Remington, Vernick &
22 Arango Engineers, time and material not-to-exceed
23 \$50,000.

24 Project 13-P-35: Professional services
25 for General Energy Optimization and Procurement.

1 Recommendation to award to CH2M Hill
2 Engineers on a time and material not-to-exceed
3 \$80,000.

4 Project 13-P-36: Professional Services
5 for Asbestos Related Issues and Project
6 Oversight/Compliance Certifications (Where
7 Applicable).

8 Recommendation is to award to Hatch, Mott,
9 MacDonald on a time and material not exceed
10 60,000.

11 Project 13-P-38: Miscellaneous
12 Professional Architectural Services for PVWC's
13 Facilities.

14 Recommendation is to Jacobs Engineering
15 Group, T & M not-to-exceed 50,000.

16 Project 13-P-39: Professional Services
17 for NJ Licensed Land Surveying (small projects).

18 Recommendation is Paporozzi Associates at
19 \$160 per hour.

20 Project 13-P-40: Professional Engineering
21 Services For Residential Treatment and Disposal
22 Optimization.

23 Recommendation is Environmental
24 Engineering & Technology on a T & M not-to-exceed
25 90,000.

1 Project 13-P-42: Miscellaneous
2 Inspections and Other Regulatory Compliance Issues
3 for PVWC's Reservoir Dams.

4 Recommendation to award to French &
5 Parrello Associates not-to-exceed 90,000.

6 On all of that, do I have a motion?

7 COMMISSIONER KOLODZIEJ: So moved.

8 MR. AMODIO: By Commissioner Kolodziej.

9 Do I have a second?

10 COMMISSIONER VANNOY: Second.

11 MR. AMODIO: By Commissioner Vannoy.

12 COMMISSIONER DeVITA: I have a question on
13 P-28. Why is it split?

14 MR. DUPREY: Because the process
15 application company is very good in the field and
16 Black & Veatch is very good with helping put
17 together with bid document designs. So you use
18 the process application in the field and the other
19 folks for, you know, bidding and related work.

20 COMMISSIONER DeVITA: And on P-33, there
21 are two contractors. Is that in the aggregate?

22 MR. DUPREY: That's in the aggregate.

23 COMMISSIONER DeVITA: That's not each?

24 MR. DUPREY: That's correct, combined.

25 MR. AMODIO: Any further questions?

1 On the roll.

2

3 (Roll call was taken, all Commissioners
4 present respond in the affirmative. Commissioner
5 Levine was not in the room)

6

7 PRESIDENT SANCHEZ: Yes. I have to
8 abstain on Paparozzi.

9 MR. AMODIO: Moving on.

10 We have Project 13-P-44: Ambient Air
11 Vaporizer-Phase 2 Professional Services During
12 Bidding and Construction.

13 Recommendation to award to Black & Veatch
14 Corporation, T & M not-to-exceed 60,000.

15 Do I have a motion?

16 COMMISSIONER KOLODZIEJ: So moved.

17 MR. AMODIO: By Commissioner Kolodziej.

18 Do I have a second?

19 COMMISSIONER VANNOY: Second.

20 MR. AMODIO: By Commissioner Vannoy.

21 On the roll.

22

23 (Roll call was taken, all Commissioners
24 present respond in the affirmative. Commissioners
25 Bazian and Levine were not in the room)

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MR. AMODIO: Project 13-P-46:
Professional Engineering Services for Filtration
System Issues and Related Matters.

Recommendation is CH2M Hill Engineers, T &
M not-to-exceed 90,000.

Do I have a motion?

COMMISSIONER KOLODZIEJ: So moved.

MR. AMODIO: By Commissioner Kolodziej.

COMMISSIONER VANNOY: Second.

MR. AMODIO: By Commissioner Vannoy.

(Roll call was taken, all Commissioners
respond in the affirmative. Commissioners Bazian
and Levine were not in the room)

MR. AMODIO: Thank you.

Project 13-P-48: Professional Services
for W-2 Licensed Operator.

Recommendation --

COMMISSIONER DeVITA: W-4.

MR. AMODIO: I'm sorry, W-4.

Recommendation is Superior Services, T & M
not-to-exceed \$41,600.

Do I have a motion?

1 COMMISSIONER KOLODZIEJ: So moved.

2 MR. AMODIO: By Commissioner Kolodziej.

3 COMMISSIONER VANNOY: Second.

4 MR. AMODIO: Do I have a second?

5 COMMISSIONER VANNOY: Yes.

6 MR. AMODIO: On the roll.

7

8 (Roll call was taken, all Commissioners
9 present respond in the affirmative. Commissioners
10 Bazian and Levine were not in the room)

11

12 MR. AMODIO: Thank you.

13 Project 13-P-51: Professional Engineering
14 Services for Corrosion Control and Treatment.

15 Recommendation is Black & Veatch
16 Corporation. T & M not-to-exceed 50,000.

17 Do I have a motion?

18 COMMISSIONER KOLODZIEJ: So moved.

19 MR. AMODIO: By Commissioner Kolodziej.

20 COMMISSIONER VANNOY: Second.

21 MR. AMODIO: By Commissioner Vannoy.

22 On the roll.

23

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

1 Levine was not in the room)

2

3 MR. AMODIO: Thank you.

4

5 Next, we have Project 13-P-55:
6 Professional Services Complex Litigation,
7 Contract, Regulatory, Legislative, Policy, and
8 Related Matters.

9 Recommendation to award to DeCotis,
10 Fitzpatrick & Cole and Sills, Cummis & Gross for
11 current projects only. Is that correct?

12 COMMISSIONER KOLODZIEJ: Yes.

13 MR. AMODIO: At a rate at \$250 per hour.

14 Do I have a motion?

15 COMMISSIONER KOLODZIEJ: So moved.

16 MR. AMODIO: By Commissioner Kolodziej.

17 Do I have a second?

18 COMMISSIONER VANNOY: Yes, you do.

19 Second.

20 MR. AMODIO: Discussion?

21 On the roll.

22 COMMISSIONER BAZIAN: No.

23

24 (Roll call was taken, all Commissioners
25 respond in the affirmative. Commissioner Bazian
responds in the negative)

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MR. AMODIO: Okay. Everybody has a Resolution for the Annual Summer Program. I just handed it to you.

COMMISSIONER KOLODZIEJ: Got it. Got it.

MR. AMODIO: On here the change was --

COMMISSIONER VANNOY: What was that?

MR. AMODIO: We're onto the Resolution for summer program.

COMMISSIONER KOLODZIEJ: We just got it handed out.

MR. AMODIO: No, actually, it was in the mail.

Just to let you know, this year the program will be commencing on May 1, 2013 and will be ending on September 9th, 2013. Each Commissioner and Executive Director will be allowed two students and the pay will be \$11 per hour.

COMMISSIONER BAZIAN: Eleven dollars per hour is the same amount as last year.

COMMISSIONER LEVINE: Everything is the same.

MR. AMODIO: Except for the dates.

COMMISSIONER KOLODZIEJ: So if we give our

1 names today?

2 COMMISSIONER LEVINE: They can start.

3 COMMISSIONER VANNOY: They can start
4 today.

5 COMMISSIONER LEVINE: They end
6 September 9th.

7 Memorial Day is early this year -- Labor
8 Day, Labor Day. So the first weekend right after.
9 That's why we picked it. They didn't want to do
10 it on Labor Day weekend.

11 MR. AMODIO: Do I have a motion?

12 COMMISSIONER KOLODZIEJ: So moved.

13 MR. AMODIO: By Commissioner Kolodziej.

14 COMMISSIONER VANNOY: Second.

15 MR. AMODIO: By Commissioner Vannoy.

16 On the roll.

17 COMMISSIONER BAZIAN: No.

18
19 (Roll call was taken, all Commissioners
20 respond in the affirmative. Commissioner Bazian
21 responds in the negative)

22

23 MR. AMODIO: Thank you.

24 There's only one thing left to do,
25 Commissioners. We need to choose a new date for

1 the previously scheduled meeting of May 15th that
2 was rescheduled to May 14th. That date is not
3 available at this time. So if we could come up
4 with a new date.

5 COMMISSIONER KOLODZIEJ: Who couldn't make
6 it on the date we scheduled?

7 MR. AMODIO: Commissioner Bazian and
8 Commissioner Sanchez.

9 Commissioner Bazian, we're going to need
10 you on this.

11 COMMISSIONER BAZIAN: What?

12 MR. AMODIO: We're trying to choose a new
13 May date.

14 COMMISSIONER KOLODZIEJ: Our Chairperson
15 and our Treasurer are no good.

16 COMMISSIONER VANNOY: This is for the
17 meeting?

18 MR. AMODIO: For our regular scheduled
19 meeting was originally scheduled for May 15th.
20 The last meeting, you changed it to the 14th. The
21 14th is not good.

22 COMMISSIONER BAZIAN: What are your
23 options?

24 MR. AMODIO: Well, the 15th and 16th you
25 said is no good for you because of the holiday.

1 COMMISSIONER BAZIAN: Correct.

2 MR. AMODIO: So that leaves the 17th or
3 the week of the 20th.

4 COMMISSIONER DeVITA: I'm no good the
5 17th.

6 COMMISSIONER BAZIAN: Can we do it the
7 20th?

8 MR. AMODIO: We can do it the 20th? The
9 21st? The 22nd is a Wednesday. Does that work?

10 COMMISSIONER BAZIAN: Works for me.

11 COMMISSIONER KOLODZIEJ: Seems to work.

12 MR. AMODIO: 9:30 a.m.

13 So consensus is Wednesday, May 22nd.

14 Counsel, Counsel, please mark your
15 calendar. May 22nd at 9:30 is the new meeting
16 date for May.

17 We have nothing further.

18 COMMISSIONER BAZIAN: You'll get that
19 meeting notice.

20 MR. AMODIO: Yes, sir, I will.

21 Is there anything else?

22 COMMISSIONER BAZIAN: Motion to adjourn.

23 MR. AMODIO: Motion by Commissioner
24 Bazian.

25 COMMISSIONER KOLODZIEJ: Second.

1 MR. AMODIO: Second by Commissioner
2 Kolodziej.

3 Consensus to adjourn.

4 COMMISSIONER DeVITA: Another fine job,
5 Mr. President.

6

7 (Meeting adjourned at 10:52)

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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