

PASSAIC VALLEY WATER COMMISSION MEETING OF
JUNE 16, 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 (Absent)

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

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

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PRESIDENT SANCHEZ: Can we please call the meeting to order.

MR. AMODIO: Roll call.

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

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MR. AMODIO: Time is 9:49.

Commissioner Bazian will not be able to make it.

You have a quorum.

All of the requirements of the Open Public Meeting Act have been met. Commission meeting notices 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 for the Pledge of Allegiance.

We'll start with the Executive Director's report.

Mr. Bella.

MR. BELLA: We're moving forward with the filters. It's a substantial amount of work that's

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being done. So far the plant's running very well though. All the new clarifiers are back in service and the rest of them will be completed over the next year, year and a half.

We have several retirements upcoming at the treatment plant which we'll talk about with the personnel committee with people we need to -- we'll have to give serious consideration replacing.

The other thing is the distribution system right now. We're replacing some key valves in our

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system, today as we talk, two 16-inch valves and two 12s and a couple of others. And that's a big operation. We should have no problems because we really need to start turning our attention to our valves. We have about 15,000 valves in the system. We've been exercising. So we're moving forward on that.

The lead services over this next six months is really going to be a lot of replacement with lead services to catch up. So we'll be doing a lot of work in that respect.

Okay.

COMMISSIONER KOLODZIEJ: Mr. Chairman, I have a question. May I?

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PRESIDENT SANCHEZ: Yes.

COMMISSIONER KOLODZIEJ: Joe, part of my concern always has been infrastructure. I still don't think this group has addressed the needs as far as budgeting with that. Hopefully, some day finance will look at it.

We have a regular maintenance schedule with the valves and things like that. We have a regular pot of money that rotates when we need to replace them, it's there. Is that the understanding?

MR. BELLA: We have when we need it because in an emergency situation. What we don't have is enough and this is what the five-year plan is addressing.

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COMMISSIONER KOLODZIEJ: Correct.

MR. BELLA: It's actually being worked into the budget over the next five years where we will have that ongoing money to do regular replacements to upgrade our particular valves and even some piping, which is maybe undersized or failing quite frequently.

So that's the way the five year budget and plan has been constructed to start to bring that money in.

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COMMISSIONER KOLODZIEJ: Refresh my money memory, are we into year two or three?

MR. BELLA: This is actually year one of the budget. We got that budget passed in -- no, it's year two. 2010.

COMMISSIONER KOLODZIEJ: I would like to ask the chairman of finance, because I'm extremely concerned about infrastructure. It's expensive.

COMMISSIONER LEVINE: You want to invite Joe to the next meeting?

COMMISSIONER KOLODZIEJ: Whatever you think.

COMMISSIONER LEVINE: You can come to the next meeting.

MR. BELLA: We had discussed that.

PRESIDENT SANCHEZ: By the way, I want to personally thank the finance committee with the budgeting of looking over, get that money, that will be a great help.

COMMISSIONER DEVITA: I have a question,
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Joe. We had a discussion about the reservoirs.
You said we were going to have --

MR. BELLA: One of the things that we're going to address is scheduling a special meeting, because we have a date of July 15th to go down to

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the State and give the Commission, like we did the last time, gave the Commission a presentation before we went down to the State and the results. It's moving along very well and by mid July we'll have a good solid report for you. If you'd like to schedule a special meeting.

COMMISSIONER KOLODZIEJ: Good.

PRESIDENT SANCHEZ: Moving on.

MR. AMODIO: Next will be Controller's Report.

MR. WEISS: Cash on hand is 10.4 million.

Accounts receivable are 10.7. 9.9 of that accounts receivable is up 30 days or less, which is very good.

Accounts payable is four million and the numbers are pretty consistent with this time of the year.

PRESIDENT SANCHEZ: How's the water sales?

MR. WEISS: Good. Good. We're bringing in enough to be able to refill our reserves on a monthly basis, which is very good, especially considering we're just coming through the slow part of the year.

COMMISSIONER DeVITA: Where are we on our

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reserves?

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MR. WEISS: We are using our reserves and refilling on a monthly basis, which is what we're supposed to be doing.

MR. BELLA: Right now, because of the weather, it's kind of, I would say average right now, is what we're getting, which is good for us. If it's too dry, there's a chance of having a conservation water issue.

MR. WEISS: The only other thing I have to report is that we have, as you know, the financials were issued. We have that from last month and for next month you'll have a corrective action plan that will be submitted to the State. You'll have a copy of that at the next meeting.

MR. AMODIO: Anything further?

COMMISSIONER LEVINE: Let me ask a question about the financials, Yitz.

MR. WEISS: Sure.

COMMISSIONER LEVINE: I get the packet for you to sign off on. I want to set the financial meetings, the whole finance committee, I have a lot of questions on them. It just says, "petty cash." It doesn't say -- I would like to see petty cash receipts, where they're spending, like, \$900 petty cash. I mean, it's hard for me to sign

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that without actually knowing where the money is going and I think the whole committee, or at least
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one of us, should go through and ask if we have any questions. I saw at least 15, 20 things.

PRESIDENT SANCHEZ: That's a great point, Jeff.

COMMISSIONER LEVINE: That's why I still haven't signed it.

PRESIDENT SANCHEZ: If you could do that, that's a great thing. Some of this petty cash could be a significant amount. You want to know how things are spent anyway.

COMMISSIONER LEVINE: Then it says check to one person or a check to this person, different people. It doesn't say what the check is for. You just gave them a check for \$700, \$1,000. I can't sign off.

COMMISSIONER DEVITA: I got a suggestion. What I do is I call Yitz as soon as I get the stuff and I highlight all my questions. I do it every month.

COMMISSIONER LEVINE: That's what I did. I was trying to get in touch with him. He gives me it the day after the finance meeting, I get it, which is worse. I get it after the finance

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meeting. I need to get this or sit in an office with him because there's so many questions.

COMMISSIONER DEVITA: I call him up and highlight my questions and I, you know, he calls me back with this. He'll give them to you. If you just tell him, highlight.

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COMMISSIONER LEVINE: I'll be there all month.

Let me ask you a question? Has anybody signed off on that? I didn't sign off on it. It's still sitting on my desk.

MR. WEISS: Did anybody sign off on the --

COMMISSIONER LEVINE: On the disbursements?

MR. WEISS: No, other than the people that sign the checks.

COMMISSIONER LEVINE: I think me, Gloria, somebody should sit with --

PRESIDENT SANCHEZ: Can we do it?

COMMISSIONER KOLODZIEJ: I don't blame you.

MR. WEISS: The challenge with the timing is as long as we have the finance committee meeting after the cutoff. We're only paying bills once a month.

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COMMISSIONER LEVINE: We'll set the finance meeting before the cutoff.

MR. WEISS: The cutoff is the same day that the agendas go out, the day before the agendas out. We have to be able to pull all that stuff together so we can get it to you with the agendas. So it's always the day before the agendas go out. The listing of all the checks, you have that with the agenda. So as long as the finance meeting is after that.

COMMISSIONER LEVINE: Next finance meeting
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comes up, bring the disbursement.

COMMISSIONER DEVITA: Can I make a suggestion? When you get it, as soon as you can get it, go over it first.

COMMISSIONER LEVINE: I have mine. It's just names. I don't know who half these people are.

COMMISSIONER DEVITA: He'll know what they are. He can check it.

COMMISSIONER LEVINE: Let him know ahead of time.

COMMISSIONER DEVITA: Right.

COMMISSIONER LEVINE: I'll fax it to you.

COMMISSIONER DEVITA: Yitz, our check

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numbers, some of the 200 numbers, okay, are paid before the meeting.

MR. WEISS: Yes.

COMMISSIONER DEVITA: What determines what's paid before the meeting? Is there a guideline used? I see some are kind of confusing. We have some legal bills that were paid before the meeting and all that stuff.

MR. WEISS: Yes. We passed a Resolution at the beginning of the year for certain specific items to be paid before the meeting.

COMMISSIONER RODRIGUEZ: I had the same question a couple of months ago.

MR. WEISS: For example, utilities, that's something that gets paid automatically, doesn't

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have to come before the Board.

I can give you a copy of the Resolution.

COMMISSIONER DEVITA: My question's specifically, there's a legal bill that was paid for like \$6,000. It's a 200 number. I wondered why it had to be paid.

MR. WEISS: Right. Any of the checks with 200 numbers are the ones getting issued before the meeting. Either it's something authorized to be paid before the meeting or we get permission from

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somebody on the finance committee, usually Commissioner Levine, to issue before it comes before the Board.

PRESIDENT SANCHEZ: You know what, this petty cash is something. I think we should have a more detailed information about petty cash. I think it's necessary.

MR. WEISS: Okay. Just so you know, we do scrutinize the petty cash. You're welcome to look at it, of course. But we do scrutinize everything that comes through.

COMMISSIONER LEVINE: Who?

MR. WEISS: I do. I sign off on them. The auditors review also.

COMMISSIONER LEVINE: We have to know as Commissioners, we have to know. And I should get a list of what the petty cash is. Lisa Guzman, 900. Mike Marotta, 700. I'd like to know where the money is going.

COMMISSIONER RODRIGUEZ: I was going to
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make a comment.

COMMISSIONER KOLODZIEJ: I'd also like a copy of that.

Thanks.

PRESIDENT SANCHEZ: Let's move on.

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MR. AMODIO: Okay. That will be it and no further questions.

We could go into closed session.

Can I have a motion?

COMMISSIONER KOLODZIEJ: So move.

COMMISSIONER RODRIGUEZ: Second.

MR. AMODIO: Pursuant to the 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 a meeting in certain circumstances; and.

Whereas, the public body's 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 the hereinafter specified subject matters; the general nature of the subject matters being: Financial, Insurance, Personnel, Contracts, Negotiations, Security, Various Litigations, Little Falls Residents versus Passaic Valley Water Commission, NJDEP and North Jersey District Water Supply, Summary Aging Reports, personnel issues, possible

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hire, draft letter regarding HR 5320, Pay-to-Play

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projects, and any other matter as may be discussed in camera.

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

3. This Resolution shall take effect immediately.

Second by Commissioner Rodriguez.

On the roll.

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

MR. AMODIO: Time is 11:15 a.m.

You have a quorum, Mr. President.

We will go with the Consent Agenda. Item A, Minutes of Passaic Valley Water Commission in camera session and Regular Public Meeting held May 26, 2010.

Purchasing reports from Linda Beckering, Buyer for period of May 17th, 2010 to June 6,

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2010.

Resolution authorizing Passaic Valley
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Water Commission to change health insurance carriers effective August 1, 2010 to CIGNA Health.

Police Academy request the use of Point View Reservoir for Vehicle Operations Training beginning Monday, September 20, 2010 ending Friday, September 24th, 2010 from 7:30 a.m. to 3:30 p.m.

And lastly, we've done the past few years, Brian's Run, request to place a temporary sign alongside the Point View Reservoir on September 26, 2010.

COMMISSIONER DeVITA: Move the whole group.

COMMISSIONER KOLODZIEJ: Second.

MR. AMODIO: On the roll.

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

MR. AMODIO: Next will be Requests For Action.

If there's no objections, we can move the whole group. That will be five through eight.

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COMMISSIONER KOLODZIEJ: I'll move the group.

MR. AMODIO: Thank you.

COMMISSIONER DeVITA: Second.

(Contract #10-B-2, "Furnish and Deliver

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Valves, Tapping Gate Valves and Tapping Sleeves," recommendation to award, two year contract with partial awards to: Brent Material Company of West Orange, NJ in the amount of \$974,056.80. Kennedy Culvert and Supply Company of Totowa, NJ in the amount of \$344,260.41 and HD Supply Water works, LTD of Edison, NJ in the amount of \$729,491.90.

Contract #10-B-6, "Polyaluminum Chloride," recommendations to award a two year contract to Delta Chemical Corp. of Baltimore, MD in the amount of \$359,390.00.

Contract #10-B-7, "Trench Spoils, Asphalt and Concrete Disposal Services," recommendations to award a two year contract to Grinnell Recycling, Inc. of Sparta, NJ in the amount of \$188,800.00.

Contract #10-B-19, "Asbestos Abatement Activities at Clifton Administration Building," recommendations to award to Asbestos & Mold

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Services Corporation in the amount of \$98,880.00.)

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

MR. AMODIO: Next.

New Business.

We have Summary of Payrolls and Disbursements in the amount of \$2,888,517.45.

Mr. Treasurer.

COMMISSIONER LEVINE: Yes.

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MR. AMODIO: Disbursements, you did not sign them?

COMMISSIONER LEVINE: No, I'm going to go over them with Yitz and someone else on the finance --

COMMISSIONER KOLODZIEJ: You want to stay now?

COMMISSIONER LEVINE: Yeah, we could. Commissioner Kolodziej and I will go through it.

COMMISSIONER DEVITA: Does that have an affect on us?

COMMISSIONER LEVINE: Can we approve it subject to us --

MR. HANLEY: That's what I was going to

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suggest. Subject to the two Commissioners' approval. So you vote now approving it subject to their approval.

MR. AMODIO: Motion, please.

COMMISSIONER KOLODZIEJ: So moved.

MR. AMODIO: Second by Commissioner Vannoy.

COMMISSIONER DEVITA: Abstain on Rachele Michelle's and Vito's Towing and vote yes on everything else.

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

PRESIDENT SANCHEZ: I have to abstain on

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Montana.

Let me say this. Is there any mechanism like I see that bill coming back, can I make a record abstaining on that?

MR. HANLEY: It's on the record.

PRESIDENT SANCHEZ: What I'm saying is --

COMMISSIONER KOLODZIEJ: He wants a blanket one.

MR. HANLEY: No, you can't do a blanket.

MR. AMODIO: You have to abstain.

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COMMISSIONER KOLODZIEJ: I know it's a pain, but you have to do it. He's got to do it, too.

MR. AMODIO: We will move from recommendations from Executive Conference. If you'd like to move the group as a whole, I will read it off.

Any objections?

COMMISSIONER KOLODZIEJ: I move Project two, four, and Project 24 out of Executive Session, correct.

MR. AMODIO: Thank you.

Do I have a second.

COMMISSIONER VANNOY: Second.

(Project No. 2: Professional Services (New Jersey Licensed Title Company) for Title Searches and Related Matters.

Project No. 4: Professional Services for Property and Easement Valuations and Related

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Services (Accredited Real Estate Appraisal Firms).

Project No. 24: Professional Engineering
Services for Ozonation Optimization and Related
Matters.)

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MR. AMODIO: On the roll.

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

MR. AMODIO: Project 14 to re-solicit.

Do I have a motion?

COMMISSIONER KOLODZIEJ: So moved.

COMMISSIONER VANNOY: Second.

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

MR. AMODIO: Motion approved.

Lastly, the July meeting has been changed
from Wednesday, July 21st, 9:30 a.m. to Wednesday
July 14th at 9:30 a.m.

Mr. President, is that okay?

PRESIDENT SANCHEZ: Yes, that's okay.

MR. AMODIO: Thank you.

Is there any committee reports?

MR. HANLEY: Did you vote on the Consent
Agenda?

MR. AMODIO: All done. We went in order.

Any committee reports?

No committee reports.

Anything under Good and welfare?

No good and welfare.

Mr. President, would you like to adjourn
the meeting?

COMMISSIONER KOLODZIEJ: So moved.

COMMISSIONER VANNOY: Second.

MR. AMODIO: Thank you all.

See you wednesday, July 14th, 9:30 a.m.

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