

PASSAIC VALLEY WATER COMMISSION MEETING OF
JULY 26, 2011
(OPEN SESSION)

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

THOMAS P. DeVITA, President
RIGO SANCHEZ, Vice-President (Absent)
JEFFREY LEVINE, Treasurer
MENACHEM BAZIAN, Secretary
IDIDA RODRIGUEZ
GLORIA KOLODZIEJ
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
JAMES J. GALLAGHER, Personnel Director
YITZ WEISS, Comptroller
LOUIS AMODIO, Administrative Secretary

MR. AMODIO: Call the meeting to order.

PRESIDENT DeVITA: Call the meeting to
order, please.

MR. AMODIO: On the roll.

(Roll call was taken, all Commissioners

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present respond in the affirmative)

MR. AMODIO: Commissioner Sanchez is
absent.

You have a quorum.

The time is 9:37 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 Clerk of Paterson, Passaic and Clifton, North Jersey Herald News, The Record Passaic County edition and the Commission's executive staff with a copy posted at the main bulletin board at the Clifton facility.

If everyone will please rise.

Commissioner Kolodziej.

Is there a member of the public? Any
members of the public?

MR. GOLDBERG: Dan Goldberg.

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MR. AMODIO: Do you wish to be heard? No?
Anybody in the hallway? No?

We'll start with committee reports.

PRESIDENT DeVITA: Personnel, finance;
whoever wants to go first.

COMMISSIONER LEVINE: I'll go first.

We really didn't go over much. Last
minute our Executive Director had to go meet with
the EPA so almost everything we had to go over was
with the Executive Director. The only thing we
went over is the payrolls and some of the final

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overtime figures, but we didn't even have -- we're looking for different reports from Yitz, which we didn't have. So the meeting was kind of short this month due to our Executive Director being absent.

PRESIDENT DeVITA: Does anybody else have a report?

Yitz.

MR. WEISS: Before the next meeting for sure.

PRESIDENT DeVITA: That's overtime?

COMMISSIONER LEVINE: Different overtime. We want comparisons from last April to this April. We want three months comparison. We want that

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report so we can actually see if we're saving and actually if each department head is doing their job in reducing their overtime.

And we also want to know how many main breaks from this year to last year, quarters, to put that in perspective, too.

PRESIDENT DeVITA: To prepare the number in ratio. So for the next meeting in August, we'll have that, right?

COMMISSIONER LEVINE: We hope so.

MR. WEISS: Yes.

COMMISSIONER LEVINE: We want to go over a lot of the overtime, but we had no personnel there.

COMMISSIONER KOLODZIEJ: Didn't we say we

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were going to reschedule the people who came to us because we feel that they promised us certain things when they met with us so we want them to know we mean business?

COMMISSIONER LEVINE: Right. We met with Mike Ciollino, I believe his name was, to make sure. We want to bring them back. It should fall in the Executive Director's to actually make sure it gets implemented. It might go in one ear and out the other. We might bring them back and

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actually go over the numbers with them so they know, to see if there is progress.

PRESIDENT DeVITA: Good. Very good. Personnel.

COMMISSIONER VANNOY: We've had about, I guess about four meetings on our Table of Organization. So, I think that we're close. Obviously, we're going to give you guys something to look at today and hopefully, we can, you know, move forward and get this done. We spent a lot of time but, you know, obviously still there's only three of us and another four of you guys have to agree. Again, we made a lot of progress. We'll give it to you today and see how we can work it out.

PRESIDENT DeVITA: I think what we talked about, if I may, Bobby, trying to have everybody get it today, receive it today, hold questions, whatever, and maybe schedule a special meeting.

COMMISSIONER VANNOY: We're just going to
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give it out today. Let you guys take a look at it. No questions because obviously we'll be here forever.

PRESIDENT DeVITA: It will be done in closed session.

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COMMISSIONER VANNOY: Right. Exactly. We'll schedule a special meeting to go over that and we can bring back all our questions and concerns.

COMMISSIONER KOLODZIEJ: Mr. President, I'm assuming if there are any questions, we can call any one of the committee members and ask our questions so we're prepared with an answer by the time we get here?

COMMISSIONER VANNOY: Yeah. I don't think it's a one step process. Even when we come back with our special meeting --

COMMISSIONER KOLODZIEJ: But I'd rather have an answer to my question rather than have everybody listen to me. So I just want to know if I can call anyone?

COMMISSIONER VANNOY: Yes, you can.

PRESIDENT DeVITA: Do we want to schedule a meeting now so we have it?

COMMISSIONER VANNOY: I think we should.

PRESIDENT DeVITA: Our meeting in August is the 17th. We want to do it before?

COMMISSIONER VANNOY: I'm on vacation prior to that.

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COMMISSIONER KOLODZIEJ: How about the

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22nd week?

PRESIDENT DeVITA: what is it?

COMMISSIONER KOLODZIEJ: The week of the
22nd we're looking at.

PRESIDENT DeVITA: what's the last week?
29th? 30th? How's the 30th?

MR. GALLAGHER: I'm away.

PRESIDENT DeVITA: we need personnel.

MR. GALLAGHER: I'll be back the 3rd.

PRESIDENT DeVITA: Are you away on the
16th?

COMMISSIONER BAZIAN: Two meetings back to
back?

COMMISSIONER VANNOY: we love this place.

PRESIDENT DeVITA: August 16th.

COMMISSIONER RODRIGUEZ: I'm in Trenton.
9:30. what time is it over?

COMMISSIONER VANNOY: That's the day I
come back.

MR. AMODIO: How about the 18th?

COMMISSIONER BAZIAN: we have insurance
fund commission.

PRESIDENT DeVITA: How about August 18th
at 9:00? special meeting, Table of Organization
discussion. Now, we're not going to really --

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MR. HANLEY: I'm sorry. This is a little
side bar. what we can do is at 10:00 a.m., if we
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want to is, well, if you convene and adjourn it will be violating the Open Public Meetings Act until such time as the 9:00 a.m. is completed. Follow me?

PRESIDENT DeVITA: No, I didn't.

COMMISSIONER RODRIGUEZ: Yes, I did.

MR. HANLEY: Instead of rescheduling the insurance fund.

COMMISSIONER RODRIGUEZ: I'm available that whole day.

PRESIDENT DeVITA: We're going to have our special meeting for Table of Organization August 18th at 9:00, correct? Everybody's good for that? No vacations?

You'll let Commissioner Sanchez know. And you'll all get proposals, copies of old and new today to look at. I'm sure everyone will have a lot of questions. We spent a lot of time on this.

COMMISSIONER VANNOY: That's at 9:00.

PRESIDENT DeVITA: August 18th, 9:00. Okay.

IT/security.

COMMISSIONER BAZIAN: Yes. On IT, we are

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focusing on, right now, some of the emergent issues that we have to deal with in the technology aging work stations that are failing and costing us extra time with our vendors. The vendors are reviewing all of the work stations and will be presented to us a list of the work stations that

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he recommends that be replaced in a short period.

The other thing is that we had an issue with our SCADA system. I found out immediately subsequent to the meeting that our SCADA system had not had an effective backup for months. In my discussion with Jim Gallagher, he became aware of it. Basically, it was along the lines of whatever it takes, let's get a backup and we had a backup that day.

So we're now getting backups on the SCADA system and they're looking at replacing the SCADA system, which is the server on which the SCADA system is running is I think like seven or eight years old, which in computers term is very, very old. So, obviously, I'm very concerned about it. So they're looking into replacing that server.

PRESIDENT DEVITA: Question. The vendor we're going to buy from is going to tell us what we need to replace?

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COMMISSIONER BAZIAN: No. The vendor is going to recommend what needs to be replaced. What we purchase, we purchase directly from the manufacturer from Dell.

One of the things that we've been very careful with in the IT committee is not to allow or present ourselves with a situation where the vendor will be self-feeding themselves business. Okay. And it's kind of a fine line you walk when a vendor comes to you and says, "Hey, this machine is a problem. We need to replace it." If there's

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an additional cost and time or whatever, you have to evaluate that how real is that as opposed to somebody trying to make a couple of extra bucks.

One thing I can tell you is my understanding of the technological situation here when we're talking about servers that are very old, operating systems that Microsoft no longer even supports. You can't buy technical support on windows 2000 anymore, it kind of makes the argument for itself.

The fact of the matter is, we are spending money on these old machines, when a power supply dies, when a hard disk dies, we're spending money but the money we're spending right now is of low

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cost. If we replace the machines, which by the way is included in the contract that we signed with the vendor, so not only are we not paying for the replacement because it's included in the contract, we're also, hopefully, going to be minimizing time going forward because we'll be dealing with new technology.

COMMISSIONER KOLODZIEJ: I think as was crucial to me was we had budgeted for a lot of this and if we keep being aggressive, we should have a lot of this up and running by the end of the year. And then for next year, because we can phase this, we can budget again for next year.

So we're in good shape financially to move and chairman is very knowledgeable so he keeps

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Jeff and I really moving.

COMMISSIONER BAZIAN: One last issue.

We're looking at, you know, we're looking at replacing our telephone system. Our telephone system is already, for the most part, out of support. We're getting some support, as I understand it.

Jim has been reviewing telephone systems.

Jim, you can give a quick report? You're doing that directly.

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MR. GALLAGHER: Commissioners, we met with three vendors over the last three weeks. All but one did an inventory security. They've been walking the properties. The advantages that all three will do the wiring as part of the State contract price. It will all be voiceover. So instead of having a bundle wires, it will be down to a single wire. It's state of the art and it appears that it will also help us tremendously with our computer changeover.

So, actually, we'll be saving money in the long run. There won't be two companies pulling wire through the system and we hope to have a report with a recommendation as early as, you know, some time in August.

PRESIDENT DeVITA: Security.

COMMISSIONER KOLODZIEJ: I checked with Mr. Bella. The Sheriff has not visited. He promised us in two weeks. Commissioner Vannoy and I are not going to be tolerant in not meeting the

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deadline. So I will call him. He's away now. I will call him.

COMMISSIONER VANNOY: We met with him --

PRESIDENT DeVITA: We met with him two years ago.

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COMMISSIONER KOLODZIEJ: No, that was the other sheriff.

COMMISSIONER VANNOY: Yeah, the other sheriff. He's up in Wayne.

COMMISSIONER KOLODZIEJ: That was a month ago.

COMMISSIONER VANNOY: He said in two weeks.

COMMISSIONER KOLODZIEJ: I will hold his feet to the fire.

The other thing we need to do is see how we're doing with the dark fiber with the County Prosecutor's Office with the security.

COMMISSIONER RODRIGUEZ: We're waiting for a proposal from him?

COMMISSIONER KOLODZIEJ: Yes. And he told me he would have it in two months. It was based on his visit here and he wanted to do a walk through.

PRESIDENT DeVITA: Two weeks.

COMMISSIONER KOLODZIEJ: Two weeks for the walk through and two months for the proposal.

COMMISSIONER RODRIGUEZ: He hasn't done the proposal?

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interesting to read the publicity. He's trying to do some of the plans and that was one of the things he put forward as to how he would minimize the expense for the Sheriff's Office. He intends to use retired officers at a much reduced rate. We wouldn't have to pay benefits. It would be interesting to see the proposal coming forward. But we're going to hold his feet to the fire. We waited two and a half years.

COMMISSIONER VANNOY: We heard a lot of good suggestions but until he does something, it doesn't mean nothing.

COMMISSIONER KOLODZIEJ: He gave us a time.

PRESIDENT DeVITA: Anything else on any committee reports?

Any questions?

Joe?

MR. BELLA: As you know, we had a really burning hot streak there, dry; our demands were up substantially. As a result of that, we always end up with some type of main break.

We did have a 24-inch in Paterson. Our guys did a great job. As it turns out, it was only a 12-inch. Our people did a great job

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getting that squared away, isolated, and fixed in a very short amount of time concerning the main

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break.

I haven't personally checked on the paving and everything, but I want to go down there myself before I say anything good about that because I want to make sure that's put back to the town's specifications. There was a lot damaged to that road.

At the plant, filters are progressing. The work on the filters is progressing very nicely. We have two of the big filters back in service, which really gives a lot more breathing room. They'll be moving to the smaller fits so it's not as critical.

The other thing, last week, as you know, we had an outage, the ozone generators; heat. All the sophisticated gears are really nice, but they all depend on air conditioners. And the air conditioners, believe it or not, to keep the motor control centers, actually, because they're up on that roof and very hot, they must have caused a failure or we had some kind of an electrical surge that knocked out that type of compressors.

So we were able to get that fixed, back up

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and running within the day. Plant staff did a great job attending to it. And that was cleaned up.

The other thing is one of our Morris County pumps that were out. Tomorrow we're actually going to take it out send it to shop and

apparently one of the, it's hard to explain, but at any rate, we had a problem and we're going to send it out to get repaired in a hurry and probably be back in a week or so. It's not affecting our capacity because we always have firm capacity redundancy, but in the summertime we want all of the capacity on line.

So those are the three big issues I wanted to talk to you about.

The other thing is I have for you just a brief report on the capital work we're going to be doing over the next couple of years so you know what projects are coming up. I'll just pass them out. And just summarizes what we're immediately focused on.

A lot of these projects are projects that have to do with cleaning the lining, reoccurring capital costs, separated from street projects and capital; reoccurring projects, like cleaning the

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lining, valve replacements, hydrant replacement where we're out there doing that year after year after year trying to get ourselves positioned in a way that we're really starting to rehab our distribution system.

That's important because it saves, by cleaning the lining, it saves lots and lots of money on two issues. One is repairs. As you clean the lining system, the first year you have a little bit increase in main breaks at that time after you do it. Then what happens is, now you

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replaced all the valves, everything is wide open, when you have shocks in the system, they tend to dissipate and not blowout the mains.

So generally you see the first year, incidents of main breaks go up and after that drops down below what your average is for that particular set of mains.

Opening up hydrants or putting new hydrants, the obvious benefit of that is the reliability of the system.

And the other thing is we're doing some main replacement, which is sort of things we haven't done. We're trying to hit the mains that break the most. For instance, we're doing one on

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Notch Road now. It's a cement pipe which fails at least once a year, which is for a mile or two main. We should see a main break once every ten years on that. So we're replacing that with a ductile. We're going to be continuing with that.

Our project over on Clifton Ave., our 30-inch main is progressing nicely. Our people are doing a lot of work inhouse. Some of the specialty work we figured out how to avoid some of it, such as using valve insertions.

And then we're starting our planning right now for our 24-inch main in Paterson. We're going to start planning that. That's going to be our next big project, the rehab of that 24-inch main. This is the one I thought failed. This is the

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one, the 12-inch main we had a failure on. It comes off, it runs down Van Houten and all the way out. So we got to rehab all the valves.

COMMISSIONER RODRIGUEZ: To the Falls area?

MR. BELLA: All the way up Van Houten. It goes pretty far up there. So next year we're going to be working on that. We're going to try to schedule that so it has a minimal impact. That's a real high traffic area. It has to be

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done.

COMMISSIONER KOLODZIEJ: I have a question. How do we notify the people in the area that's going to be affected? I know we can post it on our web site for people that are savvy there. But sometimes when you're doing this, if it passes a residential zone, people are calling me saying, "I have dirty water, why, why, why." So is there any way, I don't expect an answer today, but if can be sensitive to the fact that these projects are ongoing for months at a time, if there's a better way. The easy way is to post it on the web site.

MR. BELLA: And the newspapers.

COMMISSIONER KOLODZIEJ: There you go.

COMMISSIONER RODRIGUEZ: You could use the public access channel.

COMMISSIONER KOLODZIEJ: Something, something, exactly.

MR. BELLA: Do like a little presentation.
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COMMISSIONER KOLODZIEJ: Exactly.

COMMISSIONER RODRIGUEZ: Use the public access channel.

COMMISSIONER VANNOY: Word of mouth.

COMMISSIONER RODRIGUEZ: Believe it or

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not, a lot of people look at those channels.

PRESIDENT DeVITA: Anything else?

Thank you, Joe.

MR. AMODIO: Moving on to request permission to solicit RFP's for Professional Services Background Checks.

PRESIDENT DeVITA: I believe that our contract ran out with background checks. We got to go out again.

COMMISSIONER KOLODZIEJ: I'm just curious, how do it work out? Since this was a change from the way we used to do things, are we satisfied? Do we need to put anything in our RFPs? Do you know?

PRESIDENT DeVITA: Get Jim.

I think there were some issues. We'll try to move on it.

COMMISSIONER KOLODZIEJ: I'm trying to see if you're going out on an RFP.

PRESIDENT DeVITA: Get Jim Gallagher in here.

Government Grant Agreement.

MR. AMODIO: I believe Ed Farmer is here for that.

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PRESIDENT DeVITA: Jim, a question came up

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as to our soliciting for the background checks.

COMMISSIONER KOLODZIEJ: Do we need to put anything else in our RFP? You had a year of working with a firm and now we're going out again.

MR. GALLAGHER: I mean, the firm seems to be satisfactory.

COMMISSIONER KOLODZIEJ: Do we need to tighten anything up?

MR. GALLAGHER: The one thing we need to put into the policy is, we have not had this occur yet, but what is the criteria for excluding people from being eligible from the property. I mean, I think there's some quite obvious ones if they're on the terrorism watch list, per se.

PRESIDENT DeVITA: Can I make a suggestion? Maybe we should discuss that with Mr. Genitempo.

MR. GALLAGHER: I spoke to Mr. Genitempo about that and what he suggested is that -- I spoke to Mr. Genitempo and I did reach out to a couple of different organizations. It seems to be, you know, a great variety of differences about how most of them kind of used the common sense approach. If, you know, obviously if they're on --

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PRESIDENT DeVITA: Jim, can we get from whoever you're speaking to, can you give us a kind
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of like a summary of this is this schedule they use so we can compare that and maybe recommend to the Board what we think the presenter should be --

MR. GALLAGHER: Sure, absolutely.

PRESIDENT DeVITA: So we can present that to the personnel committee.

MR. GALLAGHER: Personnel committee or security?

PRESIDENT DeVITA: You choose.

COMMISSIONER KOLODZIEJ: You know what, let it go to personnel.

PRESIDENT DeVITA: Maybe we'll coordinate with both committees.

COMMISSIONER KOLODZIEJ: All right.

MR. GALLAGHER: Sure.

MR. HANLEY: Rule of three.

COMMISSIONER KOLODZIEJ: Exactly. Two separate meetings.

MR. GALLAGHER: The only thing that seems to be a concern to me is, and this is going to have to be a Board decision, there are people who do have infractions with the law and some of them are dated. You know, we had a gentleman who's

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coming up to do welding at the plant. He was arrested and convicted of aggravated assault. It was ten years ago. He's coming up to weld. There's people there. He's escorted to and from the property. Those kind of things.

PRESIDENT DeVITA: You give us -- Bobby,

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you're on the committee, maybe we can discuss it
in person.

COMMISSIONER KOLODZIEJ: You represent
security.

COMMISSIONER VANNOY: I can do that.

COMMISSIONER KOLODZIEJ: Just a question,
did I hear correctly, when does their contract
expire?

MR. GALLAGHER: It expired.

COMMISSIONER KOLODZIEJ: what happens in
the interim?

MR. GALLAGHER: Holdover month-to-month.

MR. HANLEY: Commissioners should probably
vote to extend that.

COMMISSIONER RODRIGUEZ: Absolutely.

PRESIDENT DeVITA: Make a motion for that.

COMMISSIONER KOLODZIEJ: Motion.

COMMISSIONER RODRIGUEZ: Second.

MR. HANLEY: Before they vote, Jim, do you

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know the monthly rate?

MR. GALLAGHER: I believe it's \$125 per
background check.

PRESIDENT DeVITA: So, it would be
extended on a month-to-month based on the current
rate.

COMMISSIONER BAZIAN: Mr. President, I'm
just curious as to what happened that the contract
is expired.

PRESIDENT DeVITA: It didn't get it.

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

MR. AMODIO: Motion approved to continue our current month-to-month.

That's it.

Next we have Ed Farmer.

MR. FARMER: All right. We're working with Joe Bella and Jim Gallagher on an application that is due on Friday to the New Jersey Department of Environmental Protection. They have a program that's a new program that is utilized through Federal dollars called the License Operator Internship Program. And the concept of this

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program is to allow to get more people involved in the water industry that, you know, could be licensed operators in the future. They will pay up to \$35,000 per operator. As of now we're only allowed to apply to one, but they're funding 60 in the state. If they don't get 60 applications, they will allow us to increase if we would like that.

So it pays up to \$35,000 of the expenses. It will be awarded quickly, because it's September 1st, 2011 through August 30th, 2012 is when the money has to be expended.

So we'll find out -- we'll apply on Friday and we'll find out the next two to three weeks if we're successful.

COMMISSIONER RODRIGUEZ: what specifically is this? Is this for schooling? Education?
Or --

MR. BELLA: Salary.

COMMISSIONER RODRIGUEZ: Oh.

MR. BELLA: First year's salary.

COMMISSIONER RODRIGUEZ: Oh, wow.

PRESIDENT DeVITA: Question. Is there any down side to this? I mean, I read this.

COMMISSIONER LEVINE: Second year we have

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to pay for the salary ourselves?

MR. FARMER: I'm sorry, you can answer.

MR. BELLA: We have to pay for the first year salary also.

COMMISSIONER LEVINE: would we normally hire these persons anyway even if it wasn't for the grant?

MR. BELLA: Absolutely. Because we're shorthanded.

COMMISSIONER RODRIGUEZ: We're looking to hire people now. We're shorthanded.

PRESIDENT DeVITA: No negative? We got to vote today?

MR. FARMER: No. It's up to 35,000. The Resolution is before you today and will be submitted on Friday.

PRESIDENT DeVITA: Can we have a motion?

COMMISSIONER BAZIAN: I have a quick question. \$35,000 for salary, what do we expect the salary to be?

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MR. BELLA: It depends. There's three positions that we're talking about; plant operations, there's two there. One of them, which I talked to people down at the State, we're talking about hiring an entry level engineer. We

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could even have part of that paid for or have 35,000 for that person as long as they go and take the course for the operators. It's a really, I mean, just -- I mean, it's really -- these are positions we plan on hiring.

COMMISSIONER BAZIAN: Do we have to match these funds in any way? And are these positions on the Table of Organization?

PRESIDENT DEVITA: Yes, they are.

MR. HANLEY: Just for clarity, Joe, correct me if I'm wrong. These are people who would ultimately hold licenses that are absolutely necessary for us to legally operate the plant, correct?

MR. BELLA: That's it. That's the whole point of the program, to get people in the system so we can start progressing.

COMMISSIONER RODRIGUEZ: And training.

PRESIDENT DEVITA: Thirty-five thousand dollars per operator?

MR. FARMER: I'm going to apply for one now. It's Federal dollars that are going through the State DEP. If they don't get 60 applications, if we're interested in asking, you know, we've

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already spoken to them. We can go back and ask

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for more.

COMMISSIONER VANNOY: If we hire them and pay more, that's on us?

MR. FARMER: It's a reimbursement. We're going to have to put in, you know, up to \$35,000 for reimbursement.

PRESIDENT DEVITA: These were people we were going to hire anyway.

COMMISSIONER VANNOY: Some of those boxes on our Table of Organization.

PRESIDENT DEVITA: All right. Motion in order.

COMMISSIONER VANNOY: So move.

COMMISSIONER KOLODZIEJ: Second.

MR. AMODIO: Move by Commissioner Vannoy. Second by Commissioner Kolodziej. On the roll.

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

MR. AMODIO: Motion approved.

COMMISSIONER BAZIAN: Just one question, Ed. I presume you found this grant?

MR. FARMER: I mean, it was something that

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was known. Yeah, it was something we put together, met with Joe about it last week, and

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working with Jim. It's pretty common in the water industry and this is something that they've been expecting, you know, for quite some time.

COMMISSIONER RODRIGUEZ: Good job.

COMMISSIONER BAZIAN: Good work.

COMMISSIONER KOLODZIEJ: Joe, can we have a list of those positions that you would be filling with this kind of person and then if we get a chance to do more than one, we will actually see and you will put them in your list of priority?

MR. BELLA: Yes.

MR. FARMER: We've spoken to the folks at DEP, they're enthusiastic that Passaic valley Water Commission is interested, so I expect success.

PRESIDENT DeVITA: Thank you.

MR. FARMER: Thank you very much.

PRESIDENT DeVITA: Next.

MR. WEISS: Cash on hand is 12.3 million.

Accounts receivable is at 12.6, which seems high but that's normal for this time of the year. Our 30 days or less accounts receivable is

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at 12.1, which is 96 percent.

Our accounts payable is at 4.7 million, which also seems a little high. That's just because it's a little bit longer since the last time we paid all the checks.

Our revenues are improving.

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And that's pretty much what I've got right now unless anybody has questions.

COMMISSIONER BAZIAN: Just out of curiosity, with the heat wave, I presume you're seeing a bump in revenues?

MR. WEISS: There should be, yes.

MR. BELLA: Three months from now.

MR. WEISS: Right.

PRESIDENT DeVITA: When the next bill --

MR. BELLA: Actually, in the wholesale we see at the end of the month, like a month from now.

PRESIDENT DeVITA: We know it's going up. That's a good thing.

Any questions of Yitz?

MR. AMODIO: Second quarter self-insurance activity report.

Any questions on that?

That will be all.

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If we can have a motion for closed session?

COMMISSIONER KOLODZIEJ: So moved.

COMMISSIONER RODRIGUEZ: Second.

MR. AMODIO: Motion by Commissioner Kolodziej.

Second by Commissioner Rodriguez.

Pursuant to the Open Public Meetings Act, Commissioner Kolodziej offers the following

Resolution for adoption:

WHEREAS, Section 8 of the Open Public
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Meetings Act permits the exclusion of the public from a 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 matters being: Financial, Insurance, Personnel, Contracts Negotiations, Security, Under Law we have filters-Leopold/Prismatic. Lodi v. PVWC. North Arlington v. PVWC. Summary/Aging reports. Quarterly reports.

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Collection matters. Capossi v. PVWC from David Welt. Personnel we have appointments: Lilia Negrete - Accountant. George Lewis - Industrial Hygienist. Joseph Aldighieri, Thomas J. Leonard, Craig J. Stoepker to Carpenters. Promotions: John Kelly and Mark Romain, General Supervisor, Water. New Hire: Hope Jorda - Lab Tech, Water Analysis. Jose Diaz, Jr.- Laborer. Under Administration we have Four Seasons at Great Notch - Expansion of the hours - Reservoir Road. Business Process Review and IT Strategic Planning and any other matter has may be discussed in camera.

2. It is anticipated at this time that the above-stated subject matter will be ratified

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during public meeting following or soon thereafter
as reason for discussion no longer exists.

This Resolution shall take effect
immediately.

On the roll.

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

MR. AMODIO: Commissioner Rodriguez is not
in the room. Commissioner Levine is not in the

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room. Commissioner Sanchez is absent.

MR. HANLEY: I'm sorry, I fell asleep at
the switch, Mr. Welt?

MR. AMODIO: I mentioned that.

PRESIDENT DEVITA: Proposal he said.

MR. HANLEY: Okay.

MR. AMODIO: Gentlemen, please close the
door.

MR. AMODIO: Time is 11:02 a.m. You have
a quorum.

If you can please open that door.

Move onto the Consent Agenda.

Minutes of Passaic Valley Water Commission
in camera and Regular Session meeting of
June 22nd, 2011.

Do I have a motion?

COMMISSIONER KOLODZIEJ: So moved.

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MR. AMODIO: Motion by Commissioner
Kolodziej.

Do I have a second?

COMMISSIONER BAZIAN: Second.

MR. AMODIO: By Commissioner Bazian.

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

MR. AMODIO: Does the Chair accept,
receive, and file Miscellaneous Purchase Orders
from June 12, 2011 to July 17th, 2011 as presented
by Linda Beckering?

PRESIDENT DeVITA: Yes.

MR. AMODIO: Thank you.

Moving onto Requests For Action.

As discussed in camera, we're going to
table number six, Contract 11-B-2, which was a
rebid, "Water Main Cleaning and Lining, Passaic,
New Jersey."

Do I have a motion?

COMMISSIONER BAZIAN: Move it.

MR. AMODIO: By Commissioner Bazian.

COMMISSIONER KOLODZIEJ: Second.

MR. AMODIO: Second by Commissioner
Kolodziej.

MR. HANLEY: Can you repeat that motion?

MR. AMODIO: Motion to table.

MR. HANLEY: Okay.

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

MR. AMODIO: Motion to table approved.

Next we'll move onto Contract 11-B-17 (Rebid.) "Furnish and Install Imaging Flow Cytometer-Analyzer and Appurtances." Recommendations to award one hundred fifty (150) days contract to Fluid Imaging Technologies of Yarmouth, Maine in the amount of \$89,800.

Discussion?

PRESIDENT DEVITA: I have a question, Jim. Only one bid, correct?

MR. DUPREY: Yes.

PRESIDENT DEVITA: Is that kind of within our estimates with what we received, the 89,8.

MR. DUPREY: Yeah. We originally had, I think it was 93 or 95 and then the price actually dropped on the re-solicitation. And, you know, we're recommending it.

PRESIDENT DEVITA: Okay. Thank you.

MR. AMODIO: Any further discussion? Motion.

COMMISSIONER KOLODZIEJ: So moved.

MR. AMODIO: Motion by Commission

Kolodziej.

Do I have a second?

COMMISSIONER RODRIGUEZ: Second.

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MR. AMODIO: By Commissioner Rodriguez.
On the roll.

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

MR. AMODIO: Motion approved.

Thank you.

Moving on, Contract 11-B-21 "Removal and
Disposal of Process Residuals." Recommendation to
award a two year contract to Spectraserv,
Incorporated of South Kearny in the amount of
\$1,619,950.

Discussion?

PRESIDENT DEVITA: Yeah. Jim, same
question I had, one bid?

MR. DUPREY: Yes. Bid contract, they were
extremely competitive. The last time we bid this
two years ago we only got one bid. And as I
indicated in the Resolution, they've done an
excellent job.

A lot of this work that they do helps keep

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the plant, because they get in and clean out these
processed efficiently when we call them. So we're
recommending that in spite of the single bid
received, we did solicit to numerous vendors and
they were in the best position. So we were aware
of it. And, therefore, we recommend that we
approve.

COMMISSIONER BAZIAN: Mr. President, two quick questions.

One, the amount of the contract is total for the two years?

MR. DUPREY: Correct.

COMMISSIONER BAZIAN: Approximately, \$800,000 per year?

MR. DUPREY: Correct. And it's a draw down, take and pay type contract.

PRESIDENT DEVITA: So it could be less.

MR. DUPREY: That's correct.

MR. HANLEY: A not-to-exceed.

COMMISSIONER BAZIAN: The second point, I don't know if it's a legal definition. The certification is a thousand dollars less. Is that a typo or is that correct? The certification doesn't match?

MR. HANLEY: Well, I understand what

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you're saying.

PRESIDENT DEVITA: Yitz is here.

MR. WEISS: It sounds like a typo to me.

MR. HANLEY: I would view that as a typo.

MR. WEISS: We'll rectify that. I'll verbally tell you there's another thousand dollars.

MR. HANLEY: You're certifying verbally that that is a clerical error and the money is available?

MR. WEISS: Yes.

MR. AMODIO: Any further discussion?

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Motion.

COMMISSIONER BAZIAN: Move it.

MR. AMODIO: By Commissioner Bazian.

COMMISSIONER KOLODZIEJ: Second.

MR. AMODIO: Second by Commissioner
Kolodziej.

On the roll.

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

MR. AMODIO: Thank you. Motion approved.

Moving onto Resolutions.

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Resolution Adopting Off-Hours Call Fee of
\$150.

Discussion?

COMMISSIONER BAZIAN: This is what we
discussed?

PRESIDENT DEVITA: I have some questions.
We're going to give notices so everyone
knows before they get this that it's going to cost
them 150?

MR. BELLA: Put it in their bills.

PRESIDENT DEVITA: Okay. Question. So
when someone calls up and wants off-hour service
on the weekend, recognizing that we have to pay
overtime, that's why we're doing this, they're
going to be told --

MR. BELLA: Up front.

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PRESIDENT DeVITA: At that time. It's not just going to be a bill next month and somebody calls up a year from now --

MR. BELLA: Calls up off hours because they have a issue, they can call us during regular hours, it doesn't cost you a thing. If you call the weekend, it does.

COMMISSIONER KOLODZIEJ: It's a policy in their bill.

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MR. BELLA: When someone calls in, we're not going to send our crew out. We're going to tell them.

PRESIDENT DeVITA: It's also not for everything. There's specifics that, water main leak and stuff like that.

COMMISSIONER KOLODZIEJ: Correct, emergencies.

MR. HANLEY: I went over that with Joe and Andy and everybody to make sure we were pretty -- we had a meeting about it so we could be very explicit. This is what is charged for and this is what you do not get charged for. I mean, I have a little bit of a catch all phrase, but I think it's pretty clear and it's fair notice.

COMMISSIONER BAZIAN: My only issue with the Resolution is that it doesn't say anything that it has to be a non-emergent situation. It says, "There shall be established an off-hour service call charge as set forth in Schedule A;" and Schedule A -- oh, I'm sorry.

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PRESIDENT DeVITA: That's attached.
That's attached.

COMMISSIONER BAZIAN: I missed that. I'm
sorry.

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COMMISSIONER KOLODZIEJ: And I think
George was masterful in how he worded that. It
does provide for us to do that emergency, but the
client of ours has the prerogative. You think
it's an emergency and we don't, you're still going
to pay that 150. But, otherwise, and it's worked
well in the City of Clifton, most people wait that
extra two days for free.

MR. HANLEY: We'll find out.

PRESIDENT DeVITA: It will be disclosed to
them.

MR. BELLA: It will be disclosed.

MR. AMODIO: Any further discussion?
Motion.

COMMISSIONER KOLODZIEJ: So moved.

MR. AMODIO: Motion by Commissioner
Kolodziej.

COMMISSIONER RODRIGUEZ: Second.

MR. AMODIO: Second by Commissioner
Rodriguez.

On the roll.

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

MR. AMODIO: Motion approved.

Moving onto New Business. Summary of Disbursements and Payrolls through July 26, 2011 in the amount of \$5,882,172.12.

COMMISSIONER LEVINE: Yes.

MR. AMODIO: Does the Treasurer find them in order?

COMMISSIONER LEVINE: Yes.

MR. AMODIO: Make a motion?

COMMISSIONER LEVINE: Make a motion.

MR. AMODIO: By Commissioner Levine. Second?

COMMISSIONER KOLODZIEJ: Second.

MR. AMODIO: By Commissioner Kolodziej.

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

PRESIDENT DEVITA: I abstain on Rachles Michele's and Vito's.

MR. AMODIO: Moving to recommendations from closed session.

The first will be under Personnel; appointment of Lilia Negrete to accountant. No change in salary.

George J. Lewis - Industrial Hygienist. No change in salary.

Joseph Aldighieri, Thomas J. Leonard, and Craig J. Stoepker - Carpenters. All no change in

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salary.

Can I have a motion?

COMMISSIONER LEVINE: I want to make an explanation on the record that these are not new hires. These people have worked for us for a year already. This is number one. They've been put from the Civil Service list being made permanently. They already work for us. These are employees and worked over a year for us already. I just want to put that on the record so it doesn't seem like they're new hires.

MR. AMODIO: No, it's appointments.

COMMISSIONER LEVINE: I make a motion to make them permanent.

MR. AMODIO: Move by Commissioner Levine.

COMMISSIONER KOLODZIEJ: Second.

MR. AMODIO: Second by Commissioner Kolodziej.

On the roll.

(Roll call was taken, all Commissioners

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present respond in the affirmative)

MR. AMODIO: Motion approved.

Next will be motion to table item number two, Promotions: John Kelly and Mark Romain, General Supervisors; and item three, New Hires: Hope Jorda and Jose Diaz, Jr.

Discussion?

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COMMISSIONER BAZIAN: Move it.

MR. AMODIO: Motion by Commissioner
Bazian.

COMMISSIONER KOLODZIEJ: Second.

MR. AMODIO: Second by Kolodziej.
On the roll.

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

MR. AMODIO: Motion approved to table.
I have nothing else from closed session.

PRESIDENT DEVITA: Any other business?
Any other comments?

COMMISSIONER KOLODZIEJ: Just under Good
and welfare, Mr. President.

I don't believe in blind siding people. I

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happen to be treasurer for nonprofit agency in
Paterson. Their auditors sent all the Board
members a form which is giving us a list of our
conflict of interest policy, which I never read,
and we had to sign off on that.

I know that we have to hand in a
disclosure form, but a disclosure form, in my
opinion, is a hit and miss proposition because
somebody would have to know that you have a
connection to somebody and then basically rat you
out to the State.

Do we have a conflict of interest policy
here at the Commission? Because I'm a relatively

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new Commissioner. I would like to know, George, if we have one. As chairman of the policy committee, my recommendation is we should and I have contacted our auditor, Mr. Wielkocz, to see if this is some sort of new procedure. In 28 years we've had other auditors, I never had to fill that out for that agency. I like it. It's a simple form; do you have and do your relatives have and you just check off yes or no so the auditor knows it.

So I'm going to come back to you. I just want you to know I'm doing research on it but I

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need to begin with do we have a conflict of interest policy? I know we have a nepotism policy, but there's other areas of business that we do here where there might be a potential.

Here, you know, our President is making known that you have relations with those, that's why you abstained. But a lot of new Commissioners may not know. If you don't have government experience, you don't know this. So I'm just giving you a heads up so you're not blind sided. I will report back once I get more information.

COMMISSIONER VANNOY: Much appreciated.

COMMISSIONER BAZIAN: Motion to adjourn.

MR. AMODIO: Motion by Commissioner Bazian.

Second by?

COMMISSIONER RODRIGUEZ: Second.

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MR. AMODIO: 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.

PRESIDENT DeVITA: The next meeting is

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when?

MR. AMODIO: 17th of August, 9:30.

PRESIDENT DeVITA: And special meeting?

MR. AMODIO: August 18th at 9:00 a.m.

(Proceedings concluded)

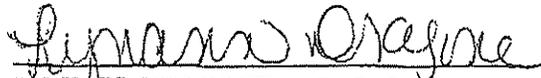
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2
3 C E R T I F I C A T E
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5 I, LYNANN DRAGONE, License No. XIO1388, a
6 Certified Court Reporter and Notary Public of the State of
7 New Jersey, certify that the foregoing is a true and
8 accurate transcript of the meeting at the time and the
9 date hereinbefore set forth.

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

13 I further certify that I am not a relative or
14 employee of anyone employed in this case, nor am I
15 financially interested in this action.
16
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19 
20 LYNANN DRAGONE, C.S.R.
21 Certified Court Reporter

22 APPROVED: AUGUST 17, 2011

23 
24 THOMAS P. DE VITA
25 PRESIDENT


MENACHEM BAZIAN
SECRETARY