

PASSAIC VALLEY WATER COMMISSION MEETING OF

MAY 22, 2012

(OPEN SESSION)

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

ROBERT VANNOY, President

RIGO SANCHEZ, Vice-President (Absent)

JEFFREY LEVINE, Treasurer

GLORIA KOLODZIEJ, Secretary

IDIDA RODRIGUEZ

THOMAS P. DeVITA

MENACHEM BAZIAN

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

JOSEPH A. BELLA, Executive Director

GEORGE T. HANLEY, Counsel

JAMES G. DUPREY, Director of Engineering

JAMES J. GALLAGHER, Personnel Director

YITZ WEISS, Comptroller

LOUIS AMODIO, Administrative Secretary

1 MR. AMODIO: On the roll.

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

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6 MR. AMODIO: Commissioner Sanchez is
7 absent.

8 The time is 1:17 p.m.

9 You have a quorum.

10 All of the requirements of the Open Public
11 Meetings Act have been met. Commission meetings
12 notice have been furnished to all Commissioners,
13 City Clerks of Paterson, Passaic, Clifton, North
14 Jersey Herald News, The Record - Passaic County
15 edition and the Commission's Executive Staff with
16 a copy posted on the main bulletin board at the
17 Clifton facility.

18 Please rise. Commissioner Levine, would
19 you please lead us in the Pledge of Allegiance.

20 Please remain standing for a moment of
21 silence for Memorial Day.

22 Is there any member of the public?

23 MR. BELLA: This Matt Kadosh from Passaic
24 Valley Today.

25 PRESIDENT VANNOY: From where?

1 MR. BELLA: Passaic Valley Today.

2 PRESIDENT VANNOY: Oh, okay.

3 MR. AMODIO: No one wishes to be heard.

4 Can I have a motion for closed session?

5 COMMISSIONER KOLODZIEJ: So moved.

6 MR. AMODIO: Motion by Commissioner

7 Kolodziej.

8 Do I have a second?

9 COMMISSIONER BAZIAN: Second.

10 MR. AMODIO: By Commissioner Bazian.

11 WHEREAS, Section 8 of the Open Public
12 Meetings Act permits the exclusion of the public
13 from a meeting in certain circumstances; and

14 WHEREAS, the public body is of the opinion
15 that such circumstances presently exist;

16 NOW, THEREFORE, BE IT RESOLVED, by the
17 Commissioners of the Passaic Valley Water
18 Commission:

19 1. The public shall be excluded from
20 discussion of the hereinafter specified subject
21 matters; the general nature of the subject matters
22 being: Financial, Insurance, Personnel,
23 Contracts, Negotiations, Security, Law;
24 Application to the Local Finance Board Project
25 12-P-43 "Professional Engineering Services-

1 Emergency Back-Up Power and Water Storage
2 Facilities Design," and Professional Services and
3 any other matter as may be discussed in camera.

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

9 3. This Resolution shall take effect
10 immediately.

11 Second by Commissioner Bazian.

12 On the roll.

13
14 (Roll call was taken, all Commissioners
15 present respond in the affirmative. Commissioner
16 Sanchez is absent)

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18 MR. AMODIO: Commissioner Sanchez is
19 absent.

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

1 Sanchez is absent.)

2

3 MR. AMODIO: Commissioner Sanchez is
4 absent.

5 Bear with me on this. We're going to do
6 all the projects in mass, I will recite them so
7 you have to bear with me.

8 For the record, Project No. 12-P-24,
9 "Professional Legal Services For Environmental Law
10 and Regulatory Matters" is being eliminated.

11 Project No. 12-P-14, "Internal and
12 External Communications and Related Services
13 (Media Consultant); Project No. 12-P-15, "Grant
14 Consultant Fund Development;" and Project No. 21,
15 "Professional Services for Wellness Services" are
16 all on hold.

17 I'll ask for a motion to do mass on all
18 projects.

19 COMMISSIONER KOLODZIEJ: So move.

20 MR. AMODIO: Motion by Commissioner
21 Kolodziej.

22 Do I have a second?

23 COMMISSIONER BAZIAN: By Commissioner
24 Bazian.

25 MR. AMODIO: By Commissioner Bazian.

1 Again, bear me with me, I will read them
2 all.

3 Project No. 12-P-1, "Professional Legal
4 Services For Land Use and Other Matters."
5 Recommendation to award to firms; Waters,
6 McPherson and Johnson & Johnson.

7 Project No. 12-P-2, "Professional Services
8 (New Jersey Licensed Title Company) for Title
9 Searches and Related Matters. Recommendation is
10 to award to Passaic Valley Title.

11 Project No. 12-P-3, "Professional Services
12 For New Jersey Licensed Land Surveying and Related
13 Matters." Recommendation to award to Remington &
14 Vernick.

15 Project No. 12-P-4, "Professional Services
16 for Property and Easement Valuations and Related
17 Services. (Accredited Real Estate Appraisal
18 Firms)." Recommendation to the firms of Value
19 Research Group and Richard Mohr Appraisal.

20 Project No. 12-P-5, "Professional Bond
21 Counsel Services." Recommendation to award to the
22 firms McManimon & Scotland and Gluck, Walrath.

23 Project No. 12-P-6, "Professional Services
24 for Arbitrage Calculations." Recommendation to
25 award to PFM Asset Management.

1 Project No. 12-P-7, "Professional Services
2 for Financial Adviser." The recommendation is to
3 award to NW Financial Group.

4 Project No. 12-P-9, "Professional Services
5 Accounts and Management" is also on hold.

6 Project No. 12-P-10, "Professional Legal
7 Services Related to Lost Prevention, Insurance,
8 Personal Injury Defense, and Related Matters."
9 Recommendation to award to the firms DeYoe,
10 Heissenbuttel; Welt & Kuzemczak; Dwyer, Connell,
11 Lisbona; and James Fine.

12 Project No. 12-P-13, "Professional Legal
13 Services for Bankruptcy Matters." Recommendation
14 to award to the firms of Pashman Stein and Waters,
15 McPherson.

16 COMMISSIONER LEVINE: Let me ask you a
17 question. Commissioner Mr. DeVita, wasn't one
18 going to be a backup?

19 COMMISSIONER DeVITA: Waters, McPherson
20 was going to be a backup.

21 COMMISSIONER LEVINE: Yes.

22 MR. AMODIO: Project No. 12-P-16,
23 "Professional Legal Services Related to Employment
24 Law/Personnel Issues, and Other Related Matters."
25 Recommendation to award to the firms of Piro,

1 Zinna, Cifelli; Damico, Del Sardo; and Yaacov
2 Brisman of Cleary, Giacobbe.

3 Project No. 12-P-17, "Professional Legal
4 Services Related to Comp Law and Related Matters."
5 Recommendation to Florio & Kenny and Leitner,
6 Tort, DeFazio.

7 MR. HANLEY: That will be rotated,
8 correct?

9 COMMISSIONER KOLODZIEJ: Florio & Kenny is
10 a backup.

11 MR. HANLEY: Good thing I asked.

12 MR. AMODIO: Project No. 12-P-18, "Special
13 Counsel Services For Litigation, Contracts and
14 Regulatory, Legislative and Policy Matters."
15 Recommendation to award to the firms of Florio &
16 Kenny; McManimon & Scotland; Nowell, Amoroso; and
17 Damico, Del Sardo.

18 Project No. 12-P-19, "Professional Legal
19 Services - Hearing Officer For Personnel Issues."
20 Recommendation to award to retired Judge
21 Scancarella; retired Judge Frank Donato; and the
22 firm of Lite, DePalma, Greenberg on a rotating
23 basis.

24 Project No. 12-P-22, "Professional Legal
25 Services Related to Contractual Matters,

1 Miscellaneous Litigation and Other Related
2 Matters." Recommendation to award to Waters,
3 McPherson; Johnson & Johnson; Weber Dowd; and
4 Lite, DePalma, Greenberg.

5 Project No. 12-P-23, "Professional
6 Services For Real Property Tax Appeals and Related
7 Issues." Recommendation to award to the firm of
8 Nowell, Amoroso.

9 Project No. 12-P-25, "Professional
10 Engineering Services For Evaluations and
11 Review" --

12 MR. HANLEY: Wait, wait, wait.
13 Twenty-four we eliminated.

14 COMMISSIONER DeVITA: He said that.

15 MR. AMODIO: Back to Project 25.

16 "Professional Engineering Services for
17 Evaluations and Reviews of Proposed
18 Easements/Improvements and Related Matters."
19 Recommendation to award to Louis R. Slaby
20 Engineers at a split rate of 175 for non-PVWC
21 projects and 150 for PVWC projects.

22 Project No. 12-P-26, "Professional
23 Engineering Services For Water Supply Planning and
24 Related Issues." Recommendation to award to the
25 firm of Howard J. Woods.

1 Project No. 12-P-27, "Professional
2 Engineering Services For Upgraded Plant Process
3 Optimization Integration and Related Matters."
4 Recommendation to award to Black & Veatch.

5 Project No. 12-P-28, "Professional
6 Engineering Services For Disinfection Optimization
7 and Related Matters." Recommendation to award to
8 the firms of Black & Veatch and Process
9 Applications.

10 Project No. 12-P-29, "Professional
11 Engineering Services For Materials
12 Selections/Applications and Related Matters."
13 Recommendation to award to the firm Material
14 Select Resources.

15 Project No. 12-P-30, "Professional
16 Engineering Services For Artificial Neural Network
17 Optimization and Related Matters." Recommendation
18 to CH2M Hill.

19 Project No. 12-P-31, "Professional
20 Engineering Services For Rate Studies and Related
21 Matters." Recommendation to award to Howard J.
22 Woods, Jr.

23 Project No. 12-P-32, "Professional
24 Engineering Services For Electrical Facilities and
25 Operations Issues." Award to Associated

1 Technology.

2 Project No. 12-P-33, "Professional
3 Engineering Services For Environmental Compliance
4 Issues." Recommendation to award to Birdsall
5 Services Group.

6 Project No. 12-P-34, "Professional
7 Engineering Services For Structural and Related
8 Issues." Recommendation to award to Remington &
9 Vernick.

10 Project No. 12-P-35, "Professional
11 Services For General Energy Optimization and
12 Procurement." Recommendation to award to CH2M
13 Hill.

14 Project No. 12-P-36, "Professional
15 Services for Asbestos Related Issues and Project
16 Oversight/Compliance Certifications."
17 Recommendation to award to Birdsall Services
18 Group.

19 Project No. 12-P-38, "Miscellaneous
20 Professional Architectural Services For PVWC's
21 Facilities." Recommendation to award to Jacobs
22 Engineering.

23 Project No. 12-P-40, "Professional
24 Engineering Services For Residuals Treatment and
25 Disposal Optimization." Recommendation to award

1 EE&T.

2 Project No. 12-P-42, "Miscellaneous
3 Inspections and Other Regulatory Compliance Issues
4 for PVWC's Reservoir Dams." Recommendation to
5 award to French & Parrello.

6 Project No. 12-P-46, "Professional
7 Engineering Services For Filtration System Issues
8 and Related Matters." Recommendation to award
9 CH2M Hill.

10 Project No. 12-P-48, "Professional
11 Services For W-4 Licensed Operator."
12 Recommendation to award to Superior Services.

13 Project No. 12-P-51, "Professional
14 Engineering Services For Corrosion Control and
15 Treatment." Recommendation to award to Black &
16 Veatch.

17 COMMISSIONER LEVINE: What about the one
18 we have to go out and rebid or something with the
19 survey?

20 MR. AMODIO: That is Project No. 3 where
21 we will rebid.

22 MR. HANLEY: That's not for this agenda.

23 COMMISSIONER LEVINE: I want to do
24 everything.

25 COMMISSIONER RODRIGUEZ: That's a separate

1 one.

2 MR. AMODIO: Moving on, on the roll.

3

4 (Roll call was taken, all Commissioners
5 present respond in the affirmative. Commissioner
6 Sanchez is absent)

7

8 COMMISSIONER DeVITA: I have to abstain on
9 P-2.

10 PRESIDENT VANNOY: I abstain on Damico,
11 Del Sardo. You have the ones.

12 MR. AMODIO: Motion approved. We have
13 nothing left --

14 COMMISSIONER LEVINE: You have to say the
15 one to go out and rebid.

16 COMMISSIONER KOLODZIEJ: No.

17 PRESIDENT VANNOY: Hold on one second.
18 Our next meeting is June 16th or 23rd? Does
19 anybody have a problem with the 16th?

20 MR. AMODIO: The 20th of June is the
21 meeting schedule.

22 PRESIDENT VANNOY: I have something on the
23 20th.

24 COMMISSIONER RODRIGUEZ: Can the
25 Vice-President take over?

1 PRESIDENT VANNOY: He can, he can. By all
2 means.

3 COMMISSIONER KOLODZIEJ: I would like to
4 have another consideration. I think you should
5 have a shot. What are you suggesting?

6 PRESIDENT VANNOY: I could do the day
7 before.

8 COMMISSIONER BAZIAN: I could do 1:00,
9 June 19th.

10 MR. AMODIO: Is that a consensus?

11 Wait, wait. The next meeting is switched
12 to Tuesday, June 19th at 1:00 p.m.

13 Motion by Commission Bazian.

14 Second by Commissioner Kolodziej.

15 Consensus to adjourn.

16 Time is 2:56 p.m.

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18 (Proceedings concluded)

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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