

PASSAIC VALLEY WATER COMMISSION MEETING OF
SEPTEMBER 16, 2015
(OPEN SESSION)

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

CHRYSTAL A. CLEAVES, President

RIGO SANCHEZ, Vice President

MENACHEM BAZIAN, Treasurer (Absent)

THOMAS P. DeVITA, Secretary

GLORIA KOLODZIEJ

JEFFREY LEVINE

RUSSELL GRADDY

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

JOSEPH A. BELLA, Executive Director

GEORGE T. HANLEY, Counsel

YAACOV BRISMAN, Assistant Counsel (Absent)

JAMES G. DUPREY, Director of Engineering

YITZ WEISS, Comptroller

LOUIS AMODIO, Administrative Secretary

1 PRESIDENT CLEAVES: We have a quorum.

2 Call the meeting to order.

3 MR. AMODIO: Roll call.

4

5 (Roll call was taken, all Commissioners
6 present respond in the affirmative. Commissioner
7 Bazian is absent. Commissioners DeVita and
8 Sanchez are not in the room)

9

10 MR. AMODIO: Thank you.

11 You have a quorum.

12 The time is 12:05.

13 Would you please rise.

14 Commissioner Graddy.

15

16 (Pledge of Allegiance)

17

18 (Moment of silence for the victims of
19 9/11)

20

21 MR. AMODIO: We have members of the
22 public.

23 PRESIDENT CLEAVES: Mr. Walters.

24 MR. WALTERS: Yes, ma'am. I'm John
25 Walters, President of the Passaic County Board of

1 Realtors. We promised our fellow members and
2 constituents that we would continue to followup on
3 what's going on as far as tanks and so on like
4 that so that's the reason why we're here.

5 Thank you.

6 PRESIDENT CLEAVES: Thank you.

7 Carol VanSavage.

8 MS. VANSAVAGE: Thank you. Carol
9 VanSavage, also representing Passaic County Board
10 of Realtors. As the past president, I'm keeping
11 up with what's going on for our membership.

12 PRESIDENT CLEAVES: Thank you. Dan
13 Mariniello.

14 MR. MARINIELLO: I'm not here as a member
15 of the public but I'm the Commission's financial
16 advisor here to speak on one of your resolutions,
17 as is Heather.

18 PRESIDENT CLEAVES: Okay. So is Heather,
19 Heather with the last name. Thank you.

20 Bill Linteris.

21 MR. LINTERIS: Bill Linteris, Passaic
22 County Board of Realtors. I'm here to just
23 followup and find out what the meeting schedule
24 will be for the outreach that you've contracted.
25 Where the meetings will be; what time they will

1 be; content; whatever updates and followup you can
2 give us regarding the tank and reservoir situation
3 and any advancement on the Great Notch partnering
4 with the Newark Water Supply and what the
5 situation is there. And any additional
6 information or updates would be appreciated.

7 Thank you.

8 Bob Guarasci.

9 MR. GUARASCI: Good afternoon. My name is
10 Bob Guarasci. I'm the CEO of New Jersey Community
11 Development Corporation. As this Commission
12 knows, we are a nonprofit organization in Paterson
13 that has for some time now expressed our concern
14 planning to put water tanks at the Stanley Levine
15 Reservoir. Our opposition is well known and still
16 stands.

17 Like Bill, today I want to ask if the
18 Commission could provide us with an update on a
19 few things: The Amended ACO as well as if you
20 could provide us with an update on the firm that
21 you have selected to conduct public outreach
22 sessions.

23 I'd also like to request an opportunity to
24 sit down with that firm at the front end of the
25 process because I believe that the firm who's

1 doing this work will benefit from having input of
2 stakeholders prior to their outreach plan being
3 finalized.

4 And I guess I just want to ask, and I
5 appreciate if the Commission would actually
6 address this at the conclusion of the public
7 session, that, you know, going into this, I want
8 to just make sure that it is in fact the position
9 of this body that if during the public outreach
10 session information is brought forward that
11 suggests that it is inadvisable or infeasible for
12 the tanks to be constructed at Levine, the
13 question I have is will in fact this Commission be
14 guided by that input? It would be a good thing to
15 hear the Commission say that if in fact the
16 information that is yielded through this process
17 suggests that it's inadvisable or infeasible to
18 place these tanks that the Commission will in fact
19 find an alternate location.

20 Thank you. And if you can address that
21 during public open session, I would appreciate it.

22 PRESIDENT CLEAVES: Thank you.

23 Eddie Gonazalez.

24 MR. GONZALEZ: Good afternoon, everyone.

25 Eddie Gonzalez. I am here to, like my colleagues

1 had mentioned, to followup on the plans to do the
2 outreach. As Director of Community Outreach for
3 New Jersey, CDC, I do have my foot on the ground
4 on a day-to-day basis with what's happening in our
5 area around the Levine Reservoir.

6 And I would like to know what would be the
7 strategies implemented to make sure that the Stony
8 Road section of Paterson which surrounds the
9 Levine Reservoir are directly targeted to attend
10 any forum. In addition, citywide.

11 And being that it's going to increase in
12 taxpayers' money -- ratepayers', rather, I want to
13 make sure that individuals in the second ward are
14 advised and that we have individuals who have
15 already expressed concern for, have opinions in
16 reference to this that they are directly reached,
17 whether may have been from prior community
18 outreach meetings that we held at the museum or
19 International High School. You have the list of
20 the names to reach out to those folks, make sure
21 they're part of the group.

22 I personally want to be directly involved
23 with the outreach. I want to make sure I could
24 lend my assistance in making sure that we have a
25 well attended community outreach forum with

1 individuals from, you know, different opinions;
2 maybe in favor of it, maybe opposed. But I guess
3 the key goal that we share is that we definitely
4 want to get the input from the community.

5 And I want to echo what Bob Guarasci had
6 mentioned about what is this Commission going to
7 do once you hear the results or the outcomes of
8 these community forums. If you do hear that the
9 majority of the community opposes the tanks,
10 specifically, or any other aspect of this project,
11 that you support the community, the ratepayers
12 that will be affected by this project, and adhere
13 to their concerns and not move forward with the
14 tanks or any aspect of the project if opposed.

15 Thank you.

16 MR. AMODIO: Motion to close.

17 PRESIDENT CLEAVES: Motion to close.

18 COMMISSIONER KOLODZIEJ: Motion to close.

19 MR. AMODIO: Do I have a second?

20 COMMISSIONER DeVITA: Second.

21 MR. AMODIO: On the roll.

22

23 (Roll call was taken, all Commissioners
24 present respond in the affirmative. Commissioner
25 Bazian is absent)

1 MR. AMODIO: Thank you.

2 The time is 12:14.

3 PRESIDENT CLEAVES: Mr. Bella, can you
4 shed light on any of the questions that were
5 asked?

6 MR. BELLA: We're going to start the
7 outreach program just like we described
8 previously. It will start towards the end of
9 October and go into November. And, you know,
10 we're going to do everything we can to work with
11 the people, the venues to get people in there and
12 convenient for people to get in there.

13 We don't have the exact schedule yet but
14 in the next, I'd say by maybe a week from now,
15 we'll probably be getting closer to a firm
16 schedule, what the dates are. We're still kind of
17 waiting on the, you know, just the State to get
18 back with approvals and that kind of thing.

19 So we're moving forward with that.

20 The issue with Newark reservoirs, that's
21 ongoing and we should, again, we should start to
22 see some, you know, progress towards the end of
23 the year. There's a lot of engineering review and
24 details that have to go into that before you can
25 actually -- it's very complicated, but so far as I

1 can tell it's very doable.

2 I know the Commission is very eager to
3 look at that as we are, especially, since the
4 whole concept came from the Commission more than
5 ten years ago. So we're actively involved with
6 that.

7 I think other than that, I think I pretty
8 much answered your questions. But we're moving.

9 PRESIDENT CLEAVES: Commissioner DeVita.

10 COMMISSIONER DeVITA: Question: Joe, one
11 of the questions was what kind of notice? Do we
12 have any plans for that?

13 COMMISSIONER KOLODZIEJ: If you would
14 allow me to give my report first. I kind of
15 summarized what I would think would be pertinent
16 information for you, I think.

17 Commissioner Sanchez and Commissioner
18 Graddy, who sits on the special improvements
19 committee with me, we had the same presentation
20 that will be given to the public.

21 So the purpose of the these outreach
22 sessions, and I think this is important for the
23 public to wrap their heads around, is the
24 following:

25 To inform. So the presentations will be

1 based on facts that will outline things like the
2 regulations that has lead to this mandate that
3 we're under. The aesthetic impact of the
4 alternatives that have come out to so many of the
5 public sessions that we've had. The cost of the
6 project. And the history of the area surrounding
7 the Levine Reservoir.

8 So that's the overview of the
9 presentation.

10 The purpose of the presentation is to
11 engage and to document. So surveys will be done.
12 Obviously, immediate neighbor whose neighbor,
13 absolutely. But a broader based means of getting
14 public input, because every stakeholder, all our
15 customers, everybody should have the opportunity
16 to give input. So that's what has been scheduled.

17 And every single bit of information coming
18 back from the people that are participating will
19 be put down verbatim. So whether it makes sense
20 or doesn't make sense, every single comment from
21 anybody that wishes to participate, either in the
22 public sessions or the other means that they're
23 going to use to survey the public, every single
24 comment will be documented.

25 The following meetings have already been

1 held. The first one was with the DEP. This is
2 the further mandate they've given us at a cost
3 that we had to pay, whether we liked it or not.
4 So they met first with DEP and have gotten DEP's
5 approval that this is the format that they wish to
6 have used.

7 The second one was with the administration
8 and the members of the special improvements
9 committee.

10 The third meeting that's already been held
11 has been with the mayors of the three owner
12 cities.

13 Next up will be, and Joe's got tentative
14 dates for the public in general.

15 The media will also have their own special
16 presentation, the same thing that everybody else
17 is going to see.

18 And at the DEP's request, the State
19 legislators will also be sitting down to see the
20 same presentation because you see the things that
21 they have been drawn into.

22 So it's important to get out the facts and
23 to get back all the input they're collecting. I'm
24 only speaking for myself, because I know my two
25 fellow Commissioners can speak for themselves, but

1 after viewing the presentation, none of us wanted
2 to spend that money, believe me, we didn't. But
3 in my opinion, it's money well spent because the
4 quest and the value for our money will be done in
5 the information that everybody's going to get,
6 engaging the public in getting back all of this
7 information, and ultimately to help the seven
8 people that sit around this table make the right
9 choice, because there is no doubt that this
10 mandate must be met.

11 So that's kind of where we stand and I
12 think it's a good general overview of where we're
13 going.

14 Commissioner Graddy or Commissioner
15 Sanchez, if you want to add anything, you
16 certainly can.

17 COMMISSIONER GRADDY: Well done.

18 COMMISSIONER LEVINE: I'm just wondering
19 if there's anything -- I'm not sure Joe can really
20 answer this, how to make sure that the public
21 actually knows, I mean, everybody knows about this
22 meeting. I haven't met with the company doing the
23 public outreaching. I don't know if they should
24 put something in our bills notifying --

25 MR. BELLA: It's going to go in the bill.

1 COMMISSIONER KOLODZIEJ: Yes.

2 COMMISSIONER LEVINE: Or on the website.

3 Or maybe put Mr. Guarasci as, like, the
4 spokesperson for a big part of this, you know, and
5 come with the public outreach people so there's no
6 way later on that we didn't advertise, people
7 didn't know about it, it was done last minute,
8 because there's, like you said, tentative dates.
9 There wasn't definitive dates. So I mean, I'm
10 just looking for --

11 MR. BELLA: We don't have definitive
12 dates.

13 COMMISSIONER KOLODZIEJ: It's all of the
14 above. It will be going out in our bills. It
15 will be on the website. There will be surveying
16 done door to door. They'll actually go door to
17 door so nobody has to do --

18 COMMISSIONER LEVINE: As long as it's in
19 our bills --

20 COMMISSIONER KOLODZIEJ: They're going to
21 do that. Believe me when I tell you.

22 COMMISSIONER LEVINE: That covers all
23 aspects.

24 COMMISSIONER KOLODZIEJ: I was just amazed
25 at the outreach that they are going to do to

1 ensure that we maximize the input, not only for
2 that neighborhood, but everybody who has a stake
3 in this. Believe me, they have touched every
4 single base I could think of. I was just amazed.

5 COMMISSIONER SANCHEZ: One thing that came
6 out of this is that we really need people to get
7 involved, whether against or for. We definitely
8 need to inform people of what's going on. And
9 they're going to do whatever it takes. They're
10 going to knock on doors; signs. They want people
11 to be involved and have an opinion on this so they
12 could get educated about this whole process.
13 That's most important. So when it comes to that,
14 they're going to do whatever it takes to make sure
15 the people that are impacted by this, it's not
16 only the people, but the ratepayers, business
17 people, everybody's going to engage in this.
18 They're making sure that's what's going to happen.
19 So it's a good process.

20 PRESIDENT CLEAVES: Thank you.

21 Thank you, Commissioner Kolodziej for your
22 in-depth report because I did sit in on the
23 meeting with the mayors.

24 You two are going to miss something.

25 I did sit in on the meeting with the

1 mayors and saw the presentation as well and the
2 mayors seem to be very receptive, all of them that
3 were in attendance, and all three owner cities
4 were present.

5 So thank you again for your report because
6 I think it answers a lot of Mr. Guarasci's
7 questions and a lot of Mr. Linteris, who is
8 faithful and diligent in attending our meetings.
9 I think it's shining some light on some of the
10 questions he has as well. So thank you for your
11 update.

12 MR. AMODIO: If you'd like, we have Mr.
13 Mariniello.

14 PRESIDENT CLEAVES: Would you like to add
15 anything to the conversation?

16 MR. AMODIO: No, the resolutions that we
17 have. Maybe we can get them done.

18 You're up.

19 MR. MARINIELLO: Dan Mariniello, NW
20 Financial.

21 This is Heather Litzebauer.

22 I was here a meeting or two ago, we spoke
23 about the refunding that we're working on with
24 regard to the Commission. We have been working
25 since the last time. We've gotten all of our

1 approvals. We've gotten approvals here at the
2 Commission and we've gotten approvals at the State
3 Local Finance Board and we've been working towards
4 getting to a pricing and closing on this so that
5 we can all achieve the savings that this is going
6 to achieve.

7 From the last meeting what was last to do
8 was, you have a Resolution in front of you today,
9 is whether or not it made sense financially for us
10 to go out and hire a bond insurance company to
11 provide insurance on the financing. Oftentimes,
12 and we've done this before here, any revenue type
13 bond issue that is backed by ratepayers and such
14 but not backed by a municipal guarantee or a
15 county guarantee of such typically look at
16 insurance if it helps get you a better pricing.
17 And Heather has been working on that and did the
18 research, did the analysis and went out for bids
19 and I'll let her give a report on that.

20 MS. LITZEBAUER: Sure.

21 We went out to bid for insurance to three
22 different insurance companies. The lowest bid was
23 Build America Mutual at 18.4 base reporting, which
24 equates to about \$25,000 cost.

25 Then we ran an analysis, a rate analysis,

1 of where it made sense financially to use the
2 insurance. Under current market conditions it
3 provides about a \$7,200 additional savings to the
4 Commission by using insurance. So we recommended
5 to move forward and put a Resolution on the agenda
6 to approve Build America Mutual as the insurer.

7 At the time when we price the bonds,
8 another analysis will be done to make sure it
9 still financially makes sense to use the insurance
10 and at that time a final decision will be made.

11 COMMISSIONER DeVITA: Question.

12 PRESIDENT CLEAVES: Commissioner DeVita.

13 COMMISSIONER DeVITA: Question: We're
14 going to have a \$25,000 cost for the insurance and
15 a \$7,200 savings?

16 MR. MARINIELLO: Over and above the cost.
17 So the savings is over and above.

18 COMMISSIONER DeVITA: How do we get the
19 savings?

20 MR. MARINIELLO: What happens is, when we
21 go out to market and sell the bond, they get sold
22 at a certain interest rate and the investors will
23 give you a better rate --

24 COMMISSIONER DeVITA: Because of the
25 insurance.

1 MR. MARINIELLO: Because of the insurance.

2 PRESIDENT CLEAVES: Commissioner Sanchez.

3 COMMISSIONER SANCHEZ: That was my
4 question too. Now I know by having insurance
5 we're going to get a better rate.

6 MR. MARINIELLO: And actually, it's a very
7 good pricing that you got from the insurance
8 company. So it should be accurate.

9 MR. AMODIO: Any questions?

10 PRESIDENT CLEAVES: Anymore questions?

11 Do we need a motion?

12 COMMISSIONER KOLODZIEJ: So moved.

13 COMMISSIONER GRADDY: Second.

14 MR. AMODIO: Second by Commissioner
15 Graddy.

16 On the roll.

17

18 (Roll call was taken, all Commissioners
19 present respond in the affirmative. Commissioner
20 Bazian is absent)

21

22 MR. AMODIO: Thank you.

23 While we're there, we also have a
24 Resolution concerning the review of the findings
25 of the Local Finance Board and meeting of said

1 board on July 9th, 2015. We have a group
2 affidavit.

3 Can I have motion for that?

4 COMMISSIONER KOLODZIEJ: So moved.

5 MR. AMODIO: By Commissioner Kolodziej.

6 Is there a second?

7 COMMISSIONER DeVITA: Second.

8 MR. AMODIO: On the roll.

9

10 (Roll call was taken, all Commissioners
11 present respond in the affirmative. Commissioner
12 Bazian is absent)

13

14 MR. AMODIO: Thank you.

15 MR. MARINIELLO: Just to let you know, the
16 next step for us is to prepare the document to go
17 out to investors which hopefully we'll have in the
18 next week or so. And then by the end of
19 September, price the bonds out in the market and
20 close within October.

21 PRESIDENT CLEAVES: Commissioner Sanchez.

22 COMMISSIONER SANCHEZ: I read our bond
23 rating improved?

24 MS. LITZEBAUER: Yes. You get ratings
25 from Moody's and S & P, both ratings agencies and

1 Moody's upgraded the Commission from an A1 rating
2 to a Aa3.

3 COMMISSIONER SANCHEZ: What does that
4 mean?

5 MS. LITZEBAUER: The better the rating you
6 get, the lower the rates on the bonds you'll
7 receive. So it will help in the marketing of the
8 bonds with the investors to get the better rate
9 and additional savings for the refund.

10 MR. MARINIELLO: That's a product of, you
11 know, the strong financial position that you're
12 in. The stronger you are, the better rating you
13 will get, so.

14 COMMISSIONER SANCHEZ: Okay. I just
15 wanted a little clarification on that.

16 MR. MARINIELLO: It's a great thing.

17 PRESIDENT CLEAVES: Thank you.

18 MR. MARINIELLO: Sure.

19 MR. AMODIO: Thank you.

20 PRESIDENT CLEAVES: Committee reports.

21 MR. AMODIO: Personnel.

22 COMMISSIONER GRADDY: Madam President,
23 personnel committee met. Of course, Commissioner
24 Sanchez was absent. It was Commissioner DeVita
25 and myself met and went through what turned out to

1 be an aggressive personnel report.

2 What we're doing here is trying to posture
3 ourselves for a stronger workforce going forward.
4 We have a substantial amount of our people who
5 reached the end of their lives in terms of
6 employment. They're going to retire. Somehow we
7 have to start to prepare people to take those
8 positions. So what you're going to find today is
9 a group of six or seven people that we're going to
10 promote to higher positions and we're going to try
11 to fill those lower positions with new employees
12 and upgrade other employees to those positions.

13 Andy did a study. I don't know if each
14 Commissioner has a copy of the study. In terms of
15 the employees who's been here for 25 years or
16 longer, a lot of them is looking to retire. Those
17 people have to be replaced by someone. Those
18 people who have been here 23 years or longer, some
19 of those has to be replaced at some point in the
20 next three years. So what we'd like to do is
21 start an aggressive program to train people, to
22 have people to fill certain positions so we can go
23 forward in the future with a stronger workforce,
24 maintain a stronger workforce.

25 So what we're saying to you today is, the

1 agenda we have with the exception of one area
2 there that to bring this to the full committee so
3 we could move forward.

4 One area that I'd like to bring your
5 attention to is to rehires, request for hires.
6 There's two people that we had requested that
7 should be hired and we had put in a starting
8 salary of 35,000. That's going to be 32. Somehow
9 I take responsibility having overlooked what I
10 should have done.

11 All right. That's my report.

12 PRESIDENT CLEAVES: Commissioner DeVita.

13 COMMISSIONER DeVITA: If I may?

14 I got an e-mail, I think some of us did,
15 from Commissioner Bazian. He couldn't be here.
16 He had a new grandchild last night and he wanted
17 to know if we could table the entire personnel
18 agenda because he can't be here because he'd like
19 to be here. That was his e-mail.

20 COMMISSIONER GRADDY: Let me make a
21 statement.

22 As Chair of that committee, I also got the
23 same e-mail, but he didn't pinpoint anything
24 specific in our agenda that he had some concerns
25 about so I'm not ready to recommend to this Board

1 that we hold our entire personnel committee.
2 Although, I do sympathize, I do go along with him
3 of being a new grandfather, but I don't think
4 that's enough to put off the personnel agenda
5 today.

6 COMMISSIONER SANCHEZ: Can I say one
7 thing?

8 PRESIDENT CLEAVES: Commissioner, did you
9 have a question?

10 COMMISSIONER KOLODZIEJ: Yes, I did.

11 PRESIDENT CLEAVES: Commissioner Kolodziej
12 and then Commissioner Sanchez.

13 COMMISSIONER KOLODZIEJ: Thank you, Madam
14 President.

15 First of all, I want to thank the
16 personnel committee. I've been here for, I guess,
17 seven years now and we've been talking about that
18 goal of planning for the, you know, retirements
19 and the kind of trained people we're going to
20 need. So your committee's to be commended for
21 actually producing something that we can evaluate
22 and take action on.

23 I wasn't going to comment, but since you
24 brought it up, I didn't get the e-mail, so I guess
25 I'm not loved.

1 So first of all, we have two people on
2 this agenda who we held up from last meeting, so
3 definitely, we should not hold that up.

4 And I would assume that if these are
5 promotions, these are coming off a Civil Service
6 list, so unless the Commissioner was thinking we
7 don't need these jobs, which obviously, the
8 committees meet, they know to the fact that we do,
9 I'm ready to take action on anything that affects
10 moving us forward and strengthening our workforce
11 the way we should be.

12 So I concur with everything that you said.

13 PRESIDENT CLEAVES: Commissioner Sanchez.

14 COMMISSIONER SANCHEZ: Unfortunately, I
15 wasn't at the last meeting. I got the same e-mail
16 Tom did, to extend the courtesy for the
17 Commissioner who wants something tabled. If
18 there's something that needs to be done a hundred
19 percent now, then something needs to be done. If
20 there's something on that agenda that can be held,
21 I don't know. I have some questions myself which
22 I'd like to do maybe in closed. But I'd like to
23 wait to move everything knowing that I got an
24 e-mail from my fellow Commissioner. So it's up to
25 the four members if they want to go with it. I

1 think if there's something that needs to be
2 addressed again.

3 PRESIDENT CLEAVES: And Commissioner
4 DeVita.

5 COMMISSIONER DeVITA: I think the only
6 person that can tell us what we have to do is Joe.

7 PRESIDENT CLEAVES: Well, I hear
8 everyone's sentiments. I did speak with
9 Commissioner Bazian this morning, but he did not
10 mention to me anything specific and I guess I
11 probably do have a text message but I'm in a
12 meeting now so I have not checked my text
13 messages.

14 My concern is that the personnel committee
15 is charged to do a job and they have
16 responsibilities. They met and they did what they
17 were supposed to do in committee. They're
18 presenting this to us based on what the
19 discussions were in committee.

20 Last month we tabled the whole personnel
21 agenda because it was not vetted through
22 committee, so they're presenting to us this month
23 a comprehensive report because they met and they
24 vetted through it. So as respect for the Chair
25 and the Commissioners that attended the meeting,

1 if the Chair is ready to move on with what was
2 presented because it was vetted at their meeting,
3 I'm in for supporting what the Chair would like to
4 do.

5 So I guess we need to take this to a vote.

6 MR. AMODIO: Or go into closed session and
7 discuss this.

8 PRESIDENT CLEAVES: We can decide in
9 closed session.

10 MR. HANLEY: You can discuss because
11 they've been Riced notice.

12 PRESIDENT CLEAVES: Okay. So we can
13 discuss. So whatever concerns you have, you can
14 give to us in closed session because maybe then it
15 will shed some light on those of us who don't know
16 what the issues are. Okay. Commissioner Sanchez,
17 if that's okay.

18 MR. AMODIO: For the record, John
19 Feliciano and Frank Reveco want their discussion
20 to be held in open session. Everyone else is
21 closed.

22 PRESIDENT CLEAVES: Okay. So if there's
23 anything that you have regarding those two.

24 MR. AMODIO: Then moving on, finance. I
25 believe there was a meeting.

1 COMMISSIONER KOLODZIEJ: No, it's
2 scheduled for this coming Monday because of the
3 holidays.

4 COMMISSIONER LEVINE: I have a problem for
5 finance. Every finance meeting being at 4:00, I
6 mean --

7 COMMISSIONER KOLODZIEJ: Take it up with
8 the chairman or ask one of your colleagues from
9 Paterson to sit in for you. Maybe one of them can
10 come to the finance meeting.

11 COMMISSIONER LEVINE: I made it clear at
12 the beginning after 4:00 --

13 COMMISSIONER KOLODZIEJ: I'm not the
14 chairperson.

15 COMMISSIONER LEVINE: I know. I just want
16 to put on record why --

17 COMMISSIONER KOLODZIEJ: Allow one of them
18 to come and replace so at least we have
19 representation from Paterson.

20 It's 4:30 this Monday, that's all I know.
21 So look at your calendars.

22 PRESIDENT CLEAVES: Reach out to the
23 Commissioner, maybe he can change it.

24 COMMISSIONER LEVINE: I'll reach out.

25 MR. AMODIO: Legal affairs.

1 COMMISSIONER DeVITA: We had a meeting.
2 Most of the stuff we're going to discuss in closed
3 session. One of the items discussed there was a
4 question I had about a legal bill which was
5 addressed by George in detail as to our bid specs
6 and I didn't know it and I don't think anyone else
7 knew. The Legal Department and Mr. Duprey have
8 been working on modifying all our bid specs
9 substantially so that it all complied and are
10 consistent. So that was a big issue in my mind
11 and he explained to me and there's been a lot of
12 work being done on this, unknown to any of us, but
13 it's been very well done.

14 Everything else we can discuss in closed
15 session.

16 MR. AMODIO: Next, we'll move onto the
17 Executive Director's report.

18 MR. BELLA: As everyone knows, we're in a
19 pretty good dry spell right now. It's really one
20 of the driest spells we've had since I've been in
21 the business. It's not prolonged yet. It's not
22 very long yet. However, we're coming into that
23 season of November, December. If the dryness
24 continues all the way over into February, then
25 we'll have some concerns. But right now our

1 supply, our water supply system, is working very
2 well. We're currently supplying about 10 million
3 gallons a day to United Water because of the
4 situation in the upper reservoirs, in the upper
5 part of the basins is fairly dry.

6 COMMISSIONER SANCHEZ: Joe, hold on. I'm
7 sorry.

8 PRESIDENT CLEAVES: Go ahead.

9 COMMISSIONER SANCHEZ: This is a private
10 company, do we have a sharing agreement of water
11 with them?

12 MR. BELLA: We have an emergency agreement
13 with them and have for a very long period of time.

14 COMMISSIONER SANCHEZ: Do we have control
15 of their rates that they could resell our water?

16 MR. BELLA: No, we don't. We sell that to
17 them at our wholesale rate.

18 COMMISSIONER SANCHEZ: Their rate is way
19 higher than ours?

20 MR. BELLA: Yes, it is and a lot of that
21 has to do with, you know, capital and the
22 regulation and that kind of thing. Most regulated
23 companies are higher than ours to start off with.

24 But at any rate, we're helping them which
25 is they're helping us and we have plenty of supply

1 in the river as it stands.

2 The river, despite a lot of this talk
3 about algae problems and that kind of thing, those
4 are mostly aquatic plants that you're seeing
5 floating on the surface. It looks really bad but
6 the water suspended in the water column are
7 actually quite diminished compared to years past
8 and a lot has to be attributed to the regulations
9 the State put in maybe ten or 15 years ago. It's
10 called the TMDLs. And basically, air regulates
11 the nutrients and has a downstream impact on the
12 river from the outflows.

13 So this has been a boom to us because it
14 keeps our costs lower during these periods of time
15 so we're able to supply water to other people who
16 need it because of dry spell. That would be sales
17 that we would not normally be able to do either
18 because there wasn't enough water in the old days
19 or in the last run drought in '94, '99 drought,
20 2001 drought, the algae was so heavy that it was
21 difficult and expensive to treat. Now we don't
22 have that situation so we're able to supply
23 utilities all around us, regular customers and
24 then United Water's customers as an emergency
25 customer. So that's going to be good for us.

1 We've not had any problems in the system
2 at all. A lot of the work done by the people, you
3 know, laying the groundwork coming into these
4 situations, usually when you have these high
5 demands you start to get a lot of main breaks.
6 But a lot of work has been done on the big
7 projects. We've done new pipes. Cleaning and
8 lining has really helped out. We'll continue. So
9 that's pretty much it.

10 MR. AMODIO: Any questions?

11 Moving on. We have requests from the New
12 Jersey Elks to do their annual emergency drill.

13 COMMISSIONER KOLODZIEJ: I'll move it.

14 MR. AMODIO: That is from the Legal
15 Department and insurance carrier.

16 COMMISSIONER KOLODZIEJ: I'll move it.

17 MR. AMODIO: Move by Commissioner
18 Kolodziej.

19 Is there a second?

20 COMMISSIONER GRADDY: Second.

21 MR. AMODIO: By Commissioner Graddy.

22 On the roll.

23
24 (Roll call was taken, all Commissioners
25 present respond in the affirmative. Commissioner

1 Bazian is absent)

2

3 MR. AMODIO: Thank you.

4 Controller's Report.

5 MR. WEISS: Cash on hand is 16.8 million.

6 Our accounts receivable is 26.3 million.

7 Our accounts payable is at 3.7 million.

8 Accounts receivable is a little bit on the

9 high side for two reasons: Number one is because

10 the wholesale billing the prior month went out a

11 little bit late so actually we have two cycles of

12 wholesale billing going out at the same time.

13 And secondly, which is also some good

14 news, with the new billing system, we're actually

15 caught up on our billing. So everything is

16 starting to come in. That's the reason for the

17 higher numbers.

18 We're in the budget process. We're

19 starting the budget process. We met with some

20 department heads and we're going to be starting to

21 review those figures with the finance committee

22 beginning this month.

23 MR. AMODIO: Questions?

24 Do I have a motion for closed?

25 COMMISSIONER KOLODZIEJ: So moved.

1 MR. AMODIO: By Commissioner Kolodziej.
2 Second?

3 COMMISSIONER GRADDY: Second.

4 MR. AMODIO: By Commissioner Graddy.

5 WHEREAS, Section 8 of the Open Public
6 Meetings Act permits the exclusion of the --

7 COMMISSIONER LEVINE: Excuse me, all the
8 law is in closed session today? The law, legal is
9 all in closed session today?

10 MR. AMODIO: It always is.

11 MR. HANLEY: What isn't listed are the two
12 items: 2 Market Street and Beirut Restaurant.

13 COMMISSIONER SANCHEZ: That's going to be
14 in closed?

15 MR. HANLEY: Yes.

16 MR. AMODIO: WHEREAS, Section 8 of the
17 Open Public Meetings Act permits the exclusion of
18 the public from a meeting in certain
19 circumstances; and

20 WHEREAS, the public body's of the opinion
21 that such circumstances presently exist;

22 NOW, THEREFORE, BE IT RESOLVED, by the
23 Commissioners of Passaic Valley Water Commission:

24 1. The public shall be excluded from
25 discussion of the hereinafter specified subject

1 matters; the general nature of the subject matters
2 being: Financial, Insurance, Personnel,
3 Contracts, Negotiation, Security, Law, Personnel,
4 Administration. We have: Summary/Aging; Letter
5 to owner cities - Subject water liens; Contract
6 15-B-30 Electrical Systems Inspection;
7 Maintenance, Testing and Protective Device
8 Calibration; Beirut Restaurant; 2 Market Street;
9 Title Change - Raymond Adams, Jr.; Lana Frazier;
10 Gary LaQuaglia; Dave Melnick; Requests to Hire.
11 Promotion: Jeff Baig; Tae Pak; Salary Adjustment:
12 Dan Pasquariello. Discussion: Hiring for salary
13 audit; and any other matter as may be discussed in
14 camera.

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

20 3. This Resolution shall take effect
21 immediately.

22 Second by Commissioner Graddy.

23 On the roll.

24
25 (Roll call was taken, all Commissioners

1 present respond in the affirmative. Commissioner
2 Bazian is absent)

3
4 ***

5
6 MR. AMODIO: You have a quorum.

7 The time is 1:18.

8 We have Consent Agenda. Minutes of the
9 Passaic Valley Water Commission in camera and
10 Regular Public Meetings held on August 19th, 2015.

11 Do I have a motion?

12 COMMISSIONER KOLODZIEJ: So moved.

13 COMMISSIONER GRADDY: Second.

14 MR. AMODIO: Second by Commissioner
15 Graddy.

16 On the roll.

17
18 (Roll call was taken, all Commissioners
19 present respond in the affirmative. Commissioners
20 Bazian and Levine are absent. Commissioner
21 Sanchez abstained)

22
23 MR. AMODIO: Does the Chair accept,
24 receive, and file miscellaneous purchase orders
25 made by the Purchasing Director, Linda Beckering,

1 for the period of August 10th, 2015, to
2 September 6th, 2015?

3 PRESIDENT CLEAVES: Yes.

4 MR. AMODIO: Thank you.

5 Would you like to do one vote for the
6 Resolutions? Would you choose to do that?

7 PRESIDENT CLEAVES: Yes.

8 MR. HANLEY: I would suggest doing the bid
9 protest separate.

10 MR. AMODIO: That is separate, George.
11 I'm not doing that. This is the Resolutions that
12 were listed.

13 MR. HANLEY: Okay.

14 COMMISSIONER DeVITA: (A) through (e).

15 MR. AMODIO: That would be correct, (a)
16 through (e).

17 (A) Contract 15-B-20 "Furnish and Deliver
18 Rental Uniforms" Recommendation to award a
19 three-year contract to American Wear, Incorporated
20 of East Orange, New Jersey in the amount of a
21 \$181,303.20.

22 Next we have Contract 15-B-35 (Rebid)
23 "Furnish and Deliver Dump Truck" Recommendation to
24 award to Beyer Ford, LLC of Morristown, New Jersey
25 in the amount of \$107,311.76.

1 (C) Resolution authorizing PVWC to Renew
2 the SunGard Public Sector, six month maintenance
3 contract, in the amount of \$55,30514.

4 (D) Project 15-P-59 "Professional
5 Engineering Services For Rehabilitation and
6 Painting of Steel Water Storage Tank-Inspection,
7 Design, Permitting and Construction Administration
8 Services" Recommendation to award Remington,
9 Vernick & Arango Engineers of Secaucus, New
10 Jersey, in the not-to-exceed amount of
11 \$198,838.55.

12 Last item, (E) Contract 15-B-21 "Furnish
13 and Deliver Sodium Hydroxide Storage Tanks"
14 Recommendation to award a six-month contract to
15 Iron Hills Construction of Wayne, New Jersey, in
16 the amount of \$404,616.00.

17 Discussion?

18 Motion.

19 COMMISSIONER KOLODZIEJ: So moved.

20 MR. AMODIO: Motion by Commissioner
21 Kolodziej.

22 Do I have a second?

23 COMMISSIONER SANCHEZ: Second.

24 MR. AMODIO: By Commissioner Sanchez.

25 On the roll.

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(Roll call was taken, all Commissioners present respond in the affirmative. Commissioners Bazian and Levine are absent)

MR. AMODIO: Next, we have New Business. Summary of Disbursements and Payrolls through September 16th, 2015, in the amount of \$5,700,417.39.

Questions?

Motion?

COMMISSIONER KOLODZIEJ: So moved.

MR. AMODIO: By Commissioner Kolodziej.

Do I have a second?

COMMISSIONER GRADDY: Second.

MR. AMODIO: By Commissioner Graddy.

On the roll.

(Roll call was taken, all Commissioners present respond in the affirmative. Commissioners Bazian and Levine are absent)

COMMISSIONER DeVITA: Yes. Abstain on Rachles Michele.

MR. AMODIO: We will now go to

1 recommendations from the closed session.

2 The first one would be Contract 15-B-30
3 "Electrical Systems Inspection, Maintenance
4 Testing and Protective Device Calibration".
5 Recommendation to award a two-year contract
6 Siemens Industry, Incorporated of Florham Park,
7 New Jersey, in the amount of \$605,263.

8 Discussion?

9 Motion?

10 COMMISSIONER KOLODZIEJ: So moved.

11 MR. AMODIO: Motion by Commissioner
12 Kolodziej.

13 COMMISSIONER SANCHEZ: Second.

14 MR. AMODIO: By Commissioner Sanchez.

15 On the roll.

16

17 (Roll call was taken, all Commissioners
18 present respond in the affirmative. Commissioners
19 Bazian and Levine are absent)

20

21 MR. AMODIO: Thank you.

22 Motion approved.

23 Next we'll move onto Personnel.

24 COMMISSIONER SANCHEZ: Can we do the two
25 carryovers separately from the rest?

1 PRESIDENT CLEAVES: Yes.

2 COMMISSIONER SANCHEZ: That I can make a
3 decision because I was there. That is Jeff Baig
4 and who else is that?

5 COMMISSIONER KOLODZIEJ: Tae Pak.

6 COMMISSIONER SANCHEZ: I was there for
7 that meeting.

8 COMMISSIONER GRADDY: You were there or
9 wasn't?

10 COMMISSIONER SANCHEZ: I was there.

11 MR. AMODIO: Promotions.

12 PRESIDENT CLEAVES: Yes, promotions.

13 MR. AMODIO: We'll do the vote on that.

14 Promotion of Jeffery Baig to Water
15 Repairer Supervisor with no change in salary and
16 no change in range.

17 COMMISSIONER SANCHEZ: I'm sorry, the
18 salary, is that okay with you?

19 MR. BELLA: Yes.

20 COMMISSIONER SANCHEZ: Remember, Tom, we
21 wanted to keep everybody on the same level. Is he
22 the --

23 MR. BELLA: Yes.

24 COMMISSIONER SANCHEZ: -- On equal level?

25 MR. BELLA: Yes, they're going to be the

1 same salary.

2 COMMISSIONER DeVITA: This doesn't say it.

3 PRESIDENT CLEAVES: It's within the same
4 range, not the same salary.

5 COMMISSIONER GRADDY: Same salary.

6 COMMISSIONER SANCHEZ: We discussed the
7 same salary.

8 PRESIDENT CLEAVES: They're in the same
9 range but not the same salary.

10 COMMISSIONER SANCHEZ: Didn't we discuss
11 that we want people to kind of be equal so we
12 don't have --

13 COMMISSIONER KOLODZIEJ: Yeah, but you
14 can't always do that because some of them get
15 longevity and that's what adds to their salary so
16 we've been down that road so I'm assuming this
17 committee has done their job.

18 PRESIDENT CLEAVES: It falls within the
19 range, though.

20 MR. AMODIO: They have the same range.

21 COMMISSIONER SANCHEZ: That I know. I
22 thought we had that discussion.

23 COMMISSIONER DeVITA: One of them is not
24 getting increase, because he's already --

25 COMMISSIONER SANCHEZ: I'm sorry.

1 MR. AMODIO: He's at the top.

2 Then there's Tae Pak. Salary of
3 \$63,984.26.

4 Both have a range of \$26,999 to
5 \$71,385.60.

6 Jeff Baig is at the top of that range.

7 Motion?

8 COMMISSIONER SANCHEZ: So move.

9 MR. AMODIO: By Commissioner Sanchez.

10 COMMISSIONER KOLODZIEJ: Second.

11 MR. AMODIO: Second by Commissioner
12 Kolodziej.

13 On the roll.

14

15 (Roll call was taken, all Commissioners
16 present respond in the affirmative. Commissioners
17 Bazian and Levine are absent)

18

19 MR. AMODIO: Thank you.

20 Okay. Now we'll move onto the rest of the
21 agenda.

22 Raymond Adams, Jr. - Pumping Station
23 Operator.

24 Proposed Salary: \$49,930.40.

25 Proposed Range: \$17,805.00 to \$63,983.00.

1 Next is John Feliciano - Pumping Station
2 Operator.

3 His salary would be \$58,354.50.

4 And range will also be \$17,805.00 to
5 \$62,983.00.

6 Next item, C, Lana Frazier - Pumping
7 Station Operator.

8 Proposed Salary: \$58,354.50.

9 Proposed Range also \$17,805.00 to
10 \$62,983.00.

11 Item D, Gary LaQuaglia - Pumping Station
12 Operator.

13 His salary will be \$49,930.40.

14 His range is also \$17,805.00 to
15 \$62,983.00.

16 E. Frank Reveco. He's going to Pumping
17 Station Attendant.

18 His salary will be \$56,326.00.

19 His range is \$25,000.00 to \$56,326.00.

20 Item F. David Melnick to Supervising Water
21 Treatment Plant Operator.

22 His proposed salary is \$76,000.00.

23 His range will be \$23,296.00 to \$84,552.00

24 Item 2. Requests to Hire:

25 Bryan Frierson - Keyboarding Clerk

1 Commercial Department.

2 Proposed salary of \$32,000.00.

3 Range will be \$15,015.00 to \$52,925.00.

4 Carlos Ocasio - Laborer in Maintenance
5 Department.

6 Salary of \$32,000.00.

7 Range of \$16,308.00 to \$57,388.00.

8 Lastly, Salary Adjustment:

9 Daniel Pasquariello - Assistant
10 Supervising Maintenance Repairer.

11 Salary of \$83,965.44.

12 His range goes from \$51,667.20 to
13 \$104,208.00.

14 Questions?

15 Motion.

16 COMMISSIONER KOLODZIEJ: So moved.

17 MR. AMODIO: Motion by Commissioner
18 Kolodziej.

19 Do I have a second?

20 COMMISSIONER GRADDY: Second.

21 MR. AMODIO: By Commissioner Graddy.

22 On the roll.

23 COMMISSIONER SANCHEZ: I just want to say
24 thank you, Commissioner, for ratifying the salary
25 on the two hires. I wasn't here for the

1 particular meeting, so I'm going to abstain. I
2 looked at the resume on both guys so I'm glad you
3 fixed that salary question I had.

4
5 (Roll call was taken, all Commissioners
6 present respond in the affirmative. Commissioner
7 Sanchez abstained. Commissioners Bazian and
8 Levine are absent)

9
10 COMMISSIONER DeVITA: As much as I
11 understand Commissioner Bazian's request that we
12 postpone this, I think we discussed it. I think
13 we have reasons for it. While I'd like to
14 accommodate him, I vote yes.

15 MR. AMODIO: Motion approved.

16 COMMISSIONER KOLODZIEJ: Just a
17 clarification for me.

18 Apparently, our Personnel Director has
19 chosen these titles because it fits the job what
20 they're doing, but it's my understanding that
21 there's still another piece to be done. This now
22 goes to Civil Service and Civil Service will have
23 to signoff that this actually is the correct
24 title. So all the concerns that we talked about
25 in closed session will be answered because it's

1 already been vetted before and it will be double
2 checked with Civil Service.

3 MR. AMODIO: Anything under Good and
4 Welfare?

5 COMMISSIONER GRADDY: Just want to thank
6 the Commissioners for moving forward with the
7 personnel committee. Thank you very much.

8 COMMISSIONER SANCHEZ: I want to
9 congratulate my fellow Commissioner who's a
10 grandfather again. They say, you know, that if
11 you know how wonderful grandchildren are, just
12 keep having your own kids.

13 MR. AMODIO: Motion to adjourn.

14 COMMISSIONER KOLODZIEJ: So moved.

15 MR. AMODIO: Motion by Commissioner
16 Kolodziej.

17 Second by Commissioner Sanchez.

18 Time is 1:30.

19 Next meeting is scheduled for Wednesday,
20 October 21st at 12:00 noon.

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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