

**MINUTES OF THE REGULAR SESSION OF THE
JERSEY CITY MUNICIPAL UTILITIES AUTHORITY
HELD JUNE 30, 2011**

PRESENT: Chairwoman, Eileen Gaughan (present by teleconference)
Commissioner, Donald Brown
Commissioner, William Chopek
Commissioner, William Macchi
Commissioner, Lewis Matthias
First Alternate Commissioner, Nicholas Economou

ALSO PRESENT: Daniel Becht, Esquire, Executive Director
Matthew Donohue, CPA, Donohue, Gironda and Doria
Judy Rybka, Recording Secretary
Drake C. Stinson, PE, LEED, AP, Mayo Lynch and Associates
Joni N. Noble, Esquire, Trent, DePasquale et al
Elnardo Webster, II, Esquire, Trent, DePasquale et al
Kevin Carr, Purchasing Agent
Gerry Remsen, P.E., Senior Engineer
Seamus Cunningham, P.E., Mayo, Lynch & Associates
Barbara Gordon, Director of Administration
John Hroncich, PE, United Water

In compliance with the Sunshine Laws, Chairwoman Gaughan ordered and directed that a Public Notice of a Public Meeting of the Jersey City Municipal Utilities Authority be posted in the main lobby of the Jersey City Municipal Utilities Authority Administration Building and that a copy of the notice be sent to The Jersey Journal, The Star Ledger and the City Clerk.

Commissioner Brown convened the meeting at 5:05 p.m. and opened with the Pledge of Allegiance. (Chairwoman Gaughan was present by teleconference.)

Resolution 6/11/1 authorizing transfer of funds for sewer operations
Motioned to approve by Commissioner Matthias
Seconded by Commissioner Brown
Unanimously approved by all remaining Commissioners present.

Resolution 6/11/2 authorizing payments of audited claims for sewer operations
Motioned to approve by Commissioner Matthias
Seconded by Commissioner Brown
Unanimously approved by all remaining Commissioners present.

Resolution 6/11/3 authorizing transfer of funds and payments of audited claims for water operations
Motioned to approve by Commissioner Matthias
Seconded by Commissioner Brown
Abstention by Chairwoman Gaughan
Unanimously approved by all remaining Commissioners present.

Resolution 6/11/4 authorizing cash disbursements
Motioned to approve by Commissioner Matthias
Seconded by Commissioner Brown
Unanimously approved by all remaining Commissioners present.

Resolution 6/11/5 authorizing payments from the capital improvement, project, construction and note funds
Motioned to approve by Commissioner Economou
Seconded by Commissioner Matthias
Unanimously approved by all remaining Commissioners present.

Resolution 6/11/6 granting partial sewerage abatement

Commissioner Macchi asked, "Do we send people out?"

Mr. Becht replied, "Yes, Dore Carlo and Rich Haytas do a physical inspection."

Motioned to approve by Commissioner Matthias
Seconded by Commissioner Economou
Unanimously approved by all remaining Commissioners present.

Resolution 6/11/7 of the Jersey City Municipal Utilities Authority declaring its official intent to reimburse expenditures for project costs from the proceeds of debt obligations
Motioned to approve by Commissioner Economou
Seconded by Commissioner Matthias
Unanimously approved by all remaining Commissioners present.

Resolution 6/11/8 declaring a water emergency at the aqueduct on the east bank of the Hackensack River

Chairwoman Gaughan asked, "What happened?"

Mr. Remsen explained a leak was repaired. The leak which was leaking on both sides of the aqueduct and located below the water surface was located by United Water's survey crew. It is now sealed shut and welded. The damaged man way was also repaired with new access way and blow off.

Motioned to approve by Commissioner Matthias
Seconded by Commissioner Economou
Unanimously approved by all remaining Commissioners present.

Resolution 6/11/9 authorizing professional engineering services contract with Mayo, Lynch & Associates, Inc. for the preparation to conduct sub-surface investigation and file fuel tank closure permit with the New Jersey Department of Environmental Protection Site Remediation Program and Bureau of Underground Storage Tank for underground kerosene storage tank at Great Notch Storage Yard on the Jersey City Aqueduct

Commissioner Macchi asked, "Do we not know if the tank was removed?"

Mr. Becht explained, "We couldn't find paper work so we have to dig."

Chairwoman Gaughan asked, "Does the DEP go out to bid for remediation?"

Mr. Remsen explained the property owner is responsible for proving the tank is not there and the ground is not contaminated. "We have memos from the City (Jersey City); one stating that the tank is there and another that it has been removed."

Mr. Webster asked, "Did the memo saying the tank is there come after the memo saying it's not there?"

Mr. Remsen replied, "Yes."

Motioned to approve by Commissioner Economou
Seconded by Commissioner Matthias
Unanimously approved by all remaining Commissioners present.

Resolution 6/11/10 authorizing final contract closeout change order number 11 for northwest interceptor realignment at Broadway, JCMUA project number BWY-2007-41, NJDEP project number S340928-05

Motioned to approve by Commissioner Matthias
Seconded by Commissioner Economou
Unanimously approved by all remaining Commissioners present.

Resolution 6/11/11 declaring a water emergency at south mud gate valve at Boonton Dam

Motioned to approve by Commissioner Brown

Seconded by Commissioner Economou

Unanimously approved by all remaining Commissioners present.

Resolution 6/11/12 correcting Resolution 12/10/10, accounting services for water and sewer operations

Motioned to approve by Commissioner Matthias

Seconded by Commissioner Economou

Unanimously approved by all remaining commissioners present.

Resolution 6/11/13 authorizing professional engineering services contract with Remington & Vernick Engineers and affiliates for design and construction administration services for replacement of common sewer with sewer mains on Trenton Street between Chestnut and Waldo Avenue

Motioned to approve by Chairwoman Gaughan

Seconded by Commissioner Macchi

Unanimously approved by all remaining Commissioners present.

Resolution 6/11/14 accepting bid for one (1) or two (2) 2011 combination vacuum high pressure sewer cleaning truck and associated hardware, contract number CVHSCT-2011-09

Commissioner Macchi asked, "How many are we getting?"

Mr. Carr replied, "Two (2)."

Mr. Webster added, "This is part of our consent decree."

Motioned to approve by Commissioner Matthias

Seconded by Commissioner Brown

Unanimously approved by all remaining Commissioners present.

Resolution 6/11/15 authorizing execution of agreement with 110 Hoboken Avenue Development Urban Renewal Co., LLC and establishing payment schedule for payment of connection fees for 110 Hoboken Avenue, Van Leer Place North, Jersey City

Commissioner Gaughan asked, "Is that project still going to be residential or will it be residential/commercial?"

Mr. Becht explained, "They are looking at both. This agreement is an accommodation in light of the difficult financial times to help development move along."

Mr. Remsen added, "Nothing's been submitted about a schedule plan yet. They're getting investors lined up."

Chairwoman Gaughan asked, "Can we see the plans when they're ready?"

Mr. Becht replied, "Yes."

Motioned to approve by Commissioner Economou

Seconded by Commissioner Matthias

Unanimously approved by all remaining Commissioners present.

Resolution 6/11/16 authorizing execution of consent decree with the United States of America, on behalf of the United States Environmental Protection Agency

Mr. Becht explained progress is being made and some credits against future projects have been received. "This Resolution will authorize me to execute the consent decree. Staff and legal counsel did a great job negotiating the best deal for the City. It's a win-win for the City. We got out of an open end contract and have an end point in the consent decree and reduced 'contribution'."

Chairwoman Gaughan thanked Mr. Folk, Ms. Noble, Mr. Webster and everyone involved for a fine job.

Commissioner Macchi asked about a press release.

Mr. Becht explained the EPA has invited the MUA to participate in drafting a press release.

Motioned to approve by Commissioner Brown

Seconded by Chairwoman Gaughan

Unanimously approved by all remaining Commissioners present.

Resolution 6/11/17 amending resolution authorizing adoption of 2011 sewer budget

Motioned to approve by Commissioner Matthias

Seconded by Commissioner Economou

Unanimously approved by all remaining Commissioners present.

Resolution 6/11/18 authorizing and adopting an extension of the executed employment agreement between Daniel Becht as Executive Director and the Jersey City Municipal Utilities Authority

Mr. Brown acknowledged the high quality of work done by Mr. Becht. "He's doing an excellent job. Kudos!"

Chairwoman Gaughan stated, "I absolutely agree."

Mr. Webster added, "I represent many in this business and Dan is one of the best to work with. He's very knowledgeable and not afraid to make a decision."

Mr. Becht thanked everyone for their compliments and vote of confidence.

Motioned to approve by Chairwoman Gaughan
Seconded by Commissioner Chopek
Unanimously approved by all remaining Commissioners present.

Resolution 6/11/19 authorizing retention of CDM for professional engineering services in connection with the pending litigation entitled, New Jersey Fireman's Home V. Verizon New Jersey, Inc. et al docket number MRS-L-469-10

Mr. Webster explained this is an engineering contract to provide testimony in litigation involving the fireman's home and erosion of some of their property near our dam. "We hope to settle this case."

Chairwoman Gaughan asked the location of the home.

Mr. Webster explained the fireman's retirement home is located near the Boonton Dam.

Mr. Becht added that it seems to be the fault of Verizon.

Motioned to approve by Commissioner Brown
Seconded by Commissioner Matthias
Unanimously approved by all remaining Commissioners present.

Prior to adjournment, Commissioner Macchi led a discussion regarding solar panels being used around the City and their cost.

Mr. Becht explained that it's been difficult to find alternate energy sources that "make sense." Hydro energy is also being considered.

Chairwoman Gaughan explained the program is through the state's green initiative and incentives are given to "go green." She referred Commissioner Macchi to Rich Dwyer with PSE&G if he would like more information.

Approval of Minutes

Approval of minutes of the May 26, 2011 Commissioners meeting
Motioned to approve by Commissioner Chopek
Seconded by Commissioner Economou
Unanimously approved by all remaining Commissioners present.

Adjournment

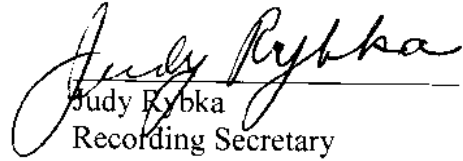
The meeting adjourned at 5:30 p.m.

Motioned by Commissioner Brown

Seconded by Commissioner Macchi

Unanimously approved by all remaining Commissioners present.

Respectfully submitted,


Judy Rybka
Recording Secretary