

**JERSEY CITY MUNICIPAL UTILITIES AUTHORITY  
MINUTES OF THE BOARD OF COMMISSIONERS MEETING  
SEPTEMBER 25, 2014**

**CALL TO ORDER - 5:02 PM**

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In compliance with the Sunshine Laws, Chairman Balmir 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.

**ROLL CALL OF MEMBERS PRESENT:**

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Commissioner William A. Macchi  
Commissioner, Lewis W. Matthias  
Commissioner, Marie Tauro  
Commissioner, John H. Thieroff  
First Alternate Commissioner, Nicholas I. Economou

**MEMBERS ABSENT:**

Chairman, Gerard M. Balmir, Jr.  
Second Alternate Commissioner, Thomas M. Gibbons

**ALSO PRESENT:**

Daniel Becht, Esquire, Executive Director  
Judy Rybka, Recording Secretary  
Frank J. Borin, Esquire, DeCotiis, FitzPatrick & Cole, LLP  
Richard Haytas, P.E., Senior Engineer/Infrastructure Maintenance Supervisor  
Barbara Gordon, Director of Administration  
Kevin Carr, Purchasing Agent  
John Folk, CPA, Director of Finance  
William Katchen, CPA  
Jerome A. Harris, P.E., P.P., CME Associates  
Michael McClelland, P.E., P.P., C.M.E., CME Associates  
Keith Kamitian, P.E., C.M.E., Remington, Vernick and Arango Engineers, Inc.  
John M. Pyne, P.E., Remington, Vernick and Arango Engineers, Inc.

**FLAG SALUTE**

**PUBLIC COMMENT** – No public comment

**APPROVAL OF MINUTES**

Approval of minutes of the August 28, 2014 Commissioners meeting

Motioned to approve by Commissioner Thieroff

Seconded by Commissioner Economou

Roll call vote: Commissioner Economou   Aye  
                  Commissioner Macchi        Abstention  
                  Commissioner Thieroff       Aye  
                  Commissioner Tauro         Aye  
                  Commissioner Matthias     Abstention

**RESOLUTIONS – CONSENT AGENDA**

**Resolution 9/14/1** authorizing transfer of funds for sewer operations

**Resolution 9/14/2** authorizing payments of audited claims for sewer operations

Commissioner Macchi questioned reimbursement to a former JCMUA employee in the amount of approximately \$1,600.

Mr. Becht explained the employee receives \$1,000 yearly toward the cost of a hearing aid. Any funds not utilized in a year can accumulate and be used in a subsequent year per a JCMUA resolution passed in the early 1990's.

Commissioner Macchi asked if all spouses of retired MUA employees are entitled to similar benefits or is this a "special case. I'd like to know if we do this for other people."

Ms. Gordon explained the spouse is covered until she reaches retirement age. "We've been paying since he (the former employee) left."

**Resolution 9/14/3** authorizing transfer of funds and payments of audited for water operations

**Resolution 9/14/4** authorizing cash disbursements

**Resolution 9/14/5** authorizing payments from the capital improvement, project and note funds

**Resolution 9/14/6** authorizing the execution of a bulk water agreement with United Water New Jersey, Inc for the sale and delivery of water by the Jersey City Municipal Utilities Authority

**Resolution 9/14/7** authorizing the execution of a bulk water agreement with Hoboken Water Services for the sale and delivery of water by the Jersey City Municipal Utilities Authority

**Resolution 9/14/10** authorizing the declaration of an emergency condition at 188 Nelson Avenue and awarding contract for repair of sewer main

**Resolution 9/14/11** authorizing change order number nine for East Side pump station motor, VFD and control replacements; JCMUA contract number ESPI-2012-19; NJEIT project number S340928-09

**Resolution 9/14/13** awarding contract for preventative maintenance, repair of emergency generators and associated equipment; JCMUA contract number PMREG-2014-18

**Resolution 9/14/14** authorizing change order number one for emergency condition on Fourth Street between Coles Street and Brunswick Street and on Monmouth Street between Fourth and Fifth Streets

**Resolution 9/14/15** authorizing execution of dedication and easement agreement for Port Liberte residential sanitary sewer collection system

**Resolution 9/14/16** authorizing purchase of one, two or three 2014 or newest model compact wheel loaders and associated equipment; JCMUA contract number CWL-2014-38

**Resolution 9/14/17** rejecting all bids for provision of emergency and non-emergency plumbing repair services; JCMUA contract number PRS-2014-30

**Resolution 9/14/18** authorizing change order number two to contract for the provision of emergency and non-emergency plumbing repair services in compliance with N.J.A.C. 5:30 11-9

**Resolution 9/14/19** authorizing execution of agreement with Jersey Central Power and Light Company for the extension of electric services and equipment necessary for completion of the project to repair the bascule gates, gate houses and suspension bridge at the Boonton Dam

Motioned to approve by Commissioner Thieroff

Seconded by Commissioner Matthias

Roll call vote: Commissioner Economou	Aye
Commissioner Macchi	Aye
Commissioner Thieroff	Aye
Commissioner Tauro	Aye
Commissioner Matthias	Aye

**Resolution 9/14/8** authorizing the execution of a cooperation agreement with the City of Jersey City for assistance in repairing the City's potholes and for use by the Jersey City Municipal Utilities Authority for its operations on an as-needed basis

There was a general discussion led by Commissioner Macchi regarding the agreement with the City to provide vehicles and equipment for pothole repairs. Commissioner Macchi expressed concerns because the agreement calls for the JCMUA to provide the manpower.

Mr. Becht explained the Authority has not had to hire additional employees specifically for pothole work. The MUA has been repairing 40 +/- potholes per day and approximately a few hundred remain. Once the backlog is completed, the MUA will have one (1) three (3) man crew handling potholes.

Mr. Borin advised the City has equipment the MUA can use for its purposes and in return the Authority provides assistance with street conditions. This situation is temporary and the agreement expires July 31, 2015. Mr. Borin explained the original agreement was "more one sided" than this agreement and indemnification language has been added stating the JCMUA will not accept responsibility for the condition of streets. Final approval of these changes has not yet been received.

Mr. Haytas added the MUA has always had a crew to work on potholes to protect the public. It was suggested a policy be put into place.

Motioned to approve by Commissioner Thieroff

Seconded by Commissioner Matthias

Roll call vote: Commissioner Economou	Aye
Commissioner Macchi	Aye
Commissioner Thieroff	Nay
Commissioner Tauro	Aye
Commissioner Matthias	Aye

**Resolution 9/14/9** authorizing change order number one for contract for Brown Place combined sewer replacement; JCMUA contract number BP-2012-14

Commissioner Thieroff asked, "What was the second bidder amount?"

Mr. Haytas replied, "We will have to look that up." The contract was awarded in March and work began work recently.

Motioned to approve by Commissioner Thieroff

Seconded by Commissioner Economou

Roll call vote: Commissioner Economou	Aye
Commissioner Macchi	Aye
Commissioner Thieroff	Aye
Commissioner Tauro	Aye

Commissioner Matthias      Aye

**Resolution 9/14/12** authorizing change order number one for contact for Newark Avenue sewer replacement project; JCMUA contract number NA-2013-47

Commissioner Thieroff noted the work was approved in July and completed in early September. He asked, "What are we voting on?"

Mr. Haytas explained after the contract was awarded it was discovered that PSE&G had installed conduit over the sewer and the Authority was unable to replace the sewer in the same location. (The conduit/concrete did not show on mark outs.) The Authority needs to proceed with the project in order to comply with the EPA consent decree.

Motioned to approve by Commissioner Economou

Seconded by Commissioner Matthias

Roll call vote: Commissioner Economou	Aye
Commissioner Macchi	Aye
Commissioner Thieroff	Aye
Commissioner Tauro	Aye
Commissioner Matthias	Aye

**COMMUNICATIONS** – No

**EXECUTIVE DIRECTOR'S REPORT** – No report

**COMMITTEE REPORTS**

Operations Committee – Per Commissioner Thieroff, a meeting took place with the Mayor's office on Monday, September 22 during which a life safety flood mitigation project was discussed. There will be a presentation on this project at next month's Commissioners meeting.

Financial Oversight and Audit Committee – Commissioner Thieroff reported the Committee met to review last year's audit and will discuss this at the October Commissioners meeting.

**COUNSEL REPORT** – Per Mr. Borin, the Procurement and Contracting Committee met to discuss the JCMUA's change order policy/procedures. Specific recommendations were made concerning ways to reduce the number of change orders. The revised policy/procedures will be presented at next month's Commissioners meeting for approval.

**UNFINISHED BUSINESS** – No unfinished business

**NEW BUSINESS** – Commissioner Tauro discussed a meeting with retired employees about testing for chromium and advised some employees have been tested and have received compensation.

Mr. Haytas discussed renovations “in the back,” the possibility of Butler buildings at East Side plant, a new location for the MUA and fleet relocation for the next five to ten years. He advised that Honeywell “must clean up the chromium on this property.”

Mr. Becht explained “this building will come down and we will have to move. The back is not going and we may relocate Administration there. We have room.” He advised that the perimeter of the property is being monitored for chromium and results are forwarded to Honeywell on a weekly basis. The JCMUA then meets with Honeywell quarterly

**EXECUTIVE SESSION** – No Executive Session

**ADJOURNMENT**

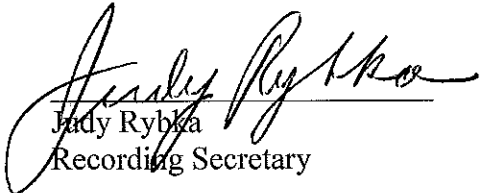
The meeting adjourned at 5:38 p.m.

Motioned to approve by Commissioner Thieroff

Seconded by Commissioner Matthias

Unanimously approved by all Commissioners present.

Respectfully submitted,

  
Judy Rybka  
Recording Secretary