

**JERSEY CITY MUNICIPAL UTILITIES AUTHORITY  
MINUTES OF THE BOARD OF COMMISSIONERS MEETING  
AUGUST 24, 2016**

**CALL TO ORDER** – 5:01 PM

In compliance with the Sunshine Laws, Chairwoman Tauro 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:**

Chairwoman, Marie Tauro  
Commissioner Maureen C. Hulings  
Commissioner, William A. Macchi  
Commissioner, Marcos D. Vigil  
Commissioner, Jeannine Zampella  
First Alternate Commissioner Thomas M. Gibbons

**ABSENT**

Second Alternate Commissioner, Nicholaos I. Economou

**ALSO PRESENT:**

Daniel Becht, Esquire, Executive Director  
Judy Rybka, Recording Secretary  
Francis J. Borin, Esquire, DeCotiis, FitzPatrick & Cole, LLP  
John D. Folk, CPA, Director of Finance  
Richard Haytas, PE, Senior Engineer/Infrastructure Maintenance Supervisor  
Michael McClelland, PE, PP, CME Associates  
Jerome A. Harris, PE, PP, CME Associates  
Kevin J. Carr, RPPO, QPA, Purchasing Agent  
Krystyna Pawlowski, Administrative Assistant  
John Hroncich, Suez/United Water

**FLAG SALUTE**

**PUBLIC COMMENT** – No public comment

**APPROVAL OF MINUTES**

Approval of minutes of the July 27, 2016 Commissioners meeting

Per Commissioner Gibbons, page 4 of the July 27, 2016 Commissioners meeting minutes under Resolution 7/16/16, states that Commissioner Gibbons questioned the “agreement with the National Park Service.” The question was posed by Commissioner Vigil, not Commissioner Gibbons. Minutes have been amended accordingly.

Motioned to approve minutes as amended above by Commissioner Hulings

Seconded by Commissioner Zampella

Roll call vote: Commissioner Vigil	Aye
Commissioner Macchi	Aye
Commissioner Zampella	Aye
Commissioner Hulings	Aye
Chairwoman Tauro	Abstention

**RESOLUTIONS-CONSENT AGENDA**

**Resolution 8/16/1** authorizing transfer of funds for sewer operations

**Resolution 8/16/2** authorizing payments of audited claims for sewer operations

**Resolution 8/16/3** authorizing transfer of funds and payments of audited claims for water operations

**Resolution 8/16/4** authorizing cash disbursements

**Resolution 8/16/5** authorizing payments from the capital improvement, project and note funds

**Resolution 8/16/6** authorizing contract award for transportation of grit and screenings for disposal; JMCUA contract number GSR-2016-26

**Resolution 8/16/8** awarding contract extension for the provision of repair services and parts for combination sewer cleaning machines; JCMUA contract number RPSC-2015-14

**Resolution 8/16/10** authorizing MMREF expenditure for repointing of the face of Boonton Dam and re-sealing expansion joints on the Boonton Dam and water treatment facility

**Resolution 8/16/11** awarding a contract for the provision of maintenance, rehabilitation, repair service and parts for the sanitary, storm or combined sewer system and associated equipment and services; JCMUA contract number CSOS-2016-22

**Resolution 8/16/12** awarding contact to Tony Sanchez, LTD for purchase of two (2) truck mounted hydrolic manhole lifters pursuant to a non-fair and open process in accordance with N.J.S.A. 19:44A-20.4 et seq

**Resolution 8/16/14** authorizing MMREF expenditure for replacement of 6 inch water main in Graham Street, between Central Avenue and Summit Avenue

**Resolution 8/16/15** authorizing MMREF expenditure for replacement of 6 inch water main in Cator Avenue

**Resolution 8/16/16** authorizing amendment to engineering services contract with Arcadis U.S., Inc. for preparation of monthly and quarterly reports containing CSO discharge volumes and frequency for each 2017 storm and additional work required for compliance with JCMUA's CSO permit

Motioned to approve by Commissioner Hulings

Seconded by Commissioner Zampella

Roll call vote: Commissioner Vigil	Aye
Commissioner Macchi	Aye
Commissioner Zampella	Aye
Commissioner Hulings	Aye
Chairwoman Tauro	Aye

### **DEFERRED RESOLUTIONS**

**Resolution 8/16/7** authorizing the declaration of an emergency on Pavonia Avenue between Corbin Place and Van Wagenen Avenue

Commissioner Vigil asked if pricing for the heating units was reviewed and found to be reasonable.

Mr. Haytas explained that funds have been allocated but the matter is not yet resolved with the property owner's insurance carrier. "Nothing's been done with the furnaces."

Mr. Carr further explained that a claim has been filed with JCMUA's insurance carrier. The carrier will offer replacement cost but not new units and negotiations are currently taking place. Per Mr. Carr, William J. Guarini Plumbing, Inc. will submit its bill and a copy of the invoice for furnaces. If this appears excessive, the MUA will take measures.

Commissioner Vigil asked if the matter will be resolved before cold weather and the need for heating.

Mr. Carr replied, "I believe it will be."

Mr. Haytas added that piping will remain the same and there will be no need for new piping.

Motioned to approve by Commissioner Hulings

Seconded by Commissioner Vigil

Roll call vote: Commissioner Vigil	Aye
Commissioner Macchi	Aye
Commissioner Zampella	Aye
Commissioner Hulings	Aye
Chairwoman Tauro	Aye

**Resolution 8/16/9** authorizing the award of a contract for professional engineering services to CME Associates for the development of an asset management plan for the Jersey City Water System

Commissioner Vigil noted the contract called for an asset management plan. He suggested a matrix could be helpful and the contractor could assist with developing it.

Per Commissioner Gibbons, it would be a “good idea” to develop a matrix/asset management plan for the sewer side.

Mr. McClelland, CME Associates, offered to provide matrix suggestions/assistance.

Commissioner Macchi asked if the JCMUA’s low interest loan required an asset management plan.

Mr. Folk explained an asset management plan is not required at this time but there are additional requirements/regulations by the DEP, and the DEP did ask the status of the Authority’s asset management plan. He believes such a plan will be required in the future; “maybe next year.”

Commissioner Macchi asked if “someone from Hudson County approves the loan,” and Mr. Folk replied, “No.”

Motioned to approve by Commissioner Vigil

Seconded by Commissioner Hulings

Roll call vote: Commissioner Vigil	Aye
Commissioner Macchi	Aye
Commissioner Zampella	Aye
Commissioner Hulings	Aye
Chairwoman Tauro	Aye

**Resolution 8/16/13** authorizing the award of a contract for General Counsel services

Commissioner Vigil noted that quality statements were requested from nine firms and three responses were received. Messrs. Becht, Carr and Folk reviewed the responses which were scored in accordance with the system in place.

Commissioner Macchi then recalled that in the past all written communications concerning bids were required to be mailed to an actual address and not a post office box. He asked if this requirement is still in place.

Commissioner Zampella agreed it was that way in past years but a post office box now seems to be acceptable.

Motioned to approve by Commissioner Hulings

Seconded by Commissioner Macchi

Roll call vote: Commissioner Vigil	Aye
Commissioner Macchi	Aye
Commissioner Zampella	Aye
Commissioner Hulings	Aye
Chairwoman Tauro	Aye

**COMMUNICATIONS** – No Communications

**EXECUTIVE DIRECTOR’S REPORT** – Mr. Becht reported on the following:

1. Contract for laborers - Several offers have been made but no response has yet been received from the union. Awaiting response from the union.
2. Kick off meeting with General Counsel, Suez/United Water and Finance was held to discuss/review contract with Suez. The meeting was “very fruitful,” and many suggestions were made. “We’ll go back to the table after review. Much depends on water and sewer projects.”

**COMMITTEE REPORTS** – No reports

**COUNSEL REPORT** – Per Mr. Borin, “nothing at this time.” He thanked the JCMUA and its Board of Commissioners for reappointment of the DeCotiiss, FitzPatrick et al firm as General Counsel.

**ITEMS OF UNFINISHED BUSINESS** - Unfinished Business Agenda/Action Item(s) for August 2016 Commissioners meeting:

1. Change Order Chart

**ITEMS OF NEW BUSINESS** – Commissioner Vigil discussed the transfer of the East Side plant property to Liberty Science Center/Liberty Humane Society, and asked if there is any possibility of encroachments. He explained that moving forward the City must abide by standards set by the State DOH and DEP.

Per Mr. Becht, Liberty Human Society is looking for a storefront site, and this is “not related to the MUA.”

Mr. Borin added that he will “double check and let you know.”

Mr. Haytas explained that per the survey, there is no encroachment.

Chairwoman Tauro then requested that temporary name plates used during Commissioners meetings be replaced with more permanent ones. She also requested that hard copy of each month's Commissioners meeting documents be mailed to her.

Per Mr. Becht, he will see to it that new name plates are ordered, and that Commissioner Tauro receives her meeting package by mail rather than electronically.

Commissioner Gibbons recalled last month's request from the Environmental Committee asking that someone address the status of the City's water supply.

Mr. Becht recommended Commissioner Gibbons reach out to Elmer Andal and stated, "We are more than happy to meet with them."

**WATER REPORT** – Mr. Hroncich advised that approximately five inches of rain fell in July. "We're doing well and in the 80 percent range which is good for this time of year." Hopefully there will be more rain.

Commissioner Macchi asked if all municipalities/towns "go dry" at the same time when a drought is declared.

Mr. Hroncich explained the State first issues a drought watch, then a warning and finally an emergency. When an emergency is declared, steps are taken to balance all reservoirs and share the water supply.

Commissioner Macchi then requested a copy of the contract concerning recent testing of the City's water supply and briefly discussed the potential for criminal charges in the Flint, Michigan drinking water matter.

Mr. Becht assured Commissioner Macchi that a copy of the contract for water testing will be hand delivered to him. He added that the contract provides indemnification and insurance and that everything was done correctly and legally.

**EXECUTIVE SESSION** – Entered Executive Session at 5:28 p.m. to discuss personnel matter

Motioned by Commissioner Vigil

Seconded by Commissioner Macchi

Roll call vote: Commissioner Vigil	Aye
Commissioner Macchi	Aye
Commissioner Zampella	Aye
Commissioner Hulings	Aye
Chairwoman Tauro	Aye

**EXECUTIVE SESSION CLOSED/REGULAR SESSION REOPENED AT 5:55 P.M.**

Motioned by Commissioner Vigil

Seconded by Commissioner Macchi

Unanimously approved by all Commissioners present.

**ADJOURNMENT**


The meeting adjourned at 5:56 p.m.

Motioned to approve by Commissioner Vigil

Seconded by Commissioner Hulings

Unanimously approved by all Commissioners present.

Respectfully submitted,

  
\_\_\_\_\_  
Judy Rybka  
Recording Secretary