

**JERSEY CITY MUNICIPAL UTILITIES AUTHORITY
MINUTES OF THE REGULAR MEETING OF THE
BOARD OF COMMISSIONERS
JUNE 22, 2017**

CALL TO ORDER – 4:58 PM

In compliance with the Sunshine Laws, Chairwoman Hulings 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, Maureen C. Hulings
Commissioner, Thomas M. Gibbons
Commissioner, Marcos D. Vigil
Commissioner, Jeannine Zampella
Second Alternate Commissioner, Vincent Mastria (arrived 5:13 p.m.)

ABSENT

First Alternate Commissioner, Nicholas I. Economou

ALSO PRESENT:

Jeremy Farrell, 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
Jerome A. Harris, PE, PP, CME Associates
Michael McClelland, PE, PP, CME Associates
Edward Traina, PE, CME Associates
MacKenzie Binder, CME Associates
Keith Chiaravallo, CME Associates
Kevin J. Carr, RPPO, QPA, Purchasing Agent
Krystyna Pawlowska, Administrative Assistant
Rajiv Prakash, Engineering Department
John Hroncich, Suez
Stephen Dioslaki, Metra Industries
Matt Zinader, 56 Greenville Avenue, Jersey City, NJ
Esther Wintner, Jersey City Resident (no address given)
Terrence McDonald, The Jersey Journal
Mark DelBove, Arcadis
Gerry Spiesbach, Arcadis

FLAG SALUTE

PUBLIC COMMENT – Ms. Esther Wintner introduced herself as a resident and homeowner in Jersey City. She requested the Board consider changing the time of the monthly Board of Commissioners meeting, explaining traffic is difficult at 5:00 p.m. If a change isn't possible, she asked that the meeting be taped/ broadcast on the City's website. She noted JCMUA's website needs to be updated.

Ms. Wintner discussed the MUA's contract with Suez, contributions from Suez, the high cost of water/sewer in Jersey City, and the City's pay-to-play ordinance, explaining pay-to-play is confusing and not widely understood by the City's residents. She also explained a problem with water on her street. Ms. Winter requested the following of the Board: put Suez contract out for bid, return contributions, openly discuss pay-to-play and reconsider Board of Commissioners meeting schedule. Ms. Wintner thanked the Board for its time and attention.

APPROVAL OF MINUTES

Approval of minutes of the May 25, 2017 Commissioners meeting

Commissioner Gibbons noted an error on page five, under Committee Reports. Minutes state "Committees meet at the discretion of the Executive Director." Minutes will be corrected and will state "Committees meet at the discretion of the Chair."

Motion to approve minutes as amended above by Commissioner Gibbons

Seconded by Commissioner Zampella

Roll call vote: Commissioner Vigil	Aye
Commissioner Gibbons	Aye
Commissioner Zampella	Aye
Chairwoman Hulings	Aye

Prior to Consent Agenda, General Counsel advised Resolution 6/12/17 and 6/18/17 are pulled for consideration following Executive Session.

RESOLUTIONS – CONSENT AGENDA

Resolution 6/17/1 authorizing transfer of funds for sewer operations

Resolution 6/17/2 authorizing payments of audited claims for sewer operations

Resolution 6/17/3 authorizing transfer of funds and payments of audited claims for water operations

Resolution 6/17/4 authorizing cash disbursements

Resolution 6/17/5 authorizing payments from the capital improvement, project and note funds

Resolution 6/17/6 authorizing MMREF expenditure for replacement of altitude valve at the Troy Street storage tank

Resolution 6/17/7 granting partial abatements of sewerage charges

Resolution 6/17/8 authorizing MMREF expenditure for replacement of 6 inch water main in Sixth Street from Jersey Avenue to Brunswick Street

Resolution 6/17/9 authorizing change order numbers 1 through 3 for construction of 30 inch and 24 inch water main installation – Phase I of the Jersey City Municipal Utilities Authority water infrastructure system project; JCMUA contract number A130-2016-35-Phase I

Resolution 6/17/10 authorizing the declaration of an emergency 12 inch sewer repair on Alan Terrace

Resolution 6/17/11 amending property, casualty, auto, excess liability, public officials’ liability and workers’ compensation insurance coverages

Resolution 6/17/13 authorizing amendment to contract for professional engineering services with T&M Associates for flood hardening improvements to pump stations 1, 2, and 3B

Resolution 6/17/14 authorizing the declaration of an emergency repair to electrical components the grit building at the West Side pump station

Resolution 6/17/15 authorizing emergency MMREF expenditure for replacement of 6 inch water main on Alan Terrace

Resolution 6/17/17 authorizing the award of a contract for special counsel services

Motioned to approve by Commissioner Vigil
Seconded by Commissioner Gibbons
Roll call vote: Commissioner Vigil Aye
 Commissioner Gibbons Aye
 Commissioner Zampella Aye
 Chairwoman Hulings Aye

RESOLUTIONS – DEFERRED

Resolution 6/17/12 authorizing the award of a contract for professional engineering services to CME Associates for the East Side force main replacement

Per General Counsel, this Resolution is pulled for consideration after Executive Session.

Resolution 6/17/16 authorizing the execution of shared services agreement with the City of Jersey City and the Hudson County Improvement Authority

Commissioner Gibbons noted the agreement was not attached as stated in the Resolution and therefore could not be reviewed by Commissioners. He expressed concern that the contract could be amended after approval, and recommended the contract be presented to the Board for action when it is final.

Mr. Borin explained the language allowing for contract revisions is for minor revisions, and he does not anticipate any changes to the contract.

Commissioner Gibbons moved to table Resolution 6/17/16 until the final contract can be reviewed.

Chairwoman Hulings recommended the language concerning revisions be removed and an amended contract be sent to Board members for review/signature.

Per Mr. Borin, amended contract will be sent to the Board tomorrow morning.

Motioned to table Resolution 6/17/16 by Commissioner Zampella

Seconded by Commissioner Gibbons

Roll call vote: Commissioner Vigil	Aye
Commissioner Gibbons	Aye
Commissioner Zampella	Aye
Chairwoman Hulings	Aye

Resolution 6/1718 authorizing the declaration of an emergency for the replacement of a section of the 54 inch cross-town force main in the vicinity of the New Jersey Transit Hudson –Bergen light rail tracks

Per General Counsel, this Resolution is pulled for consideration after Executive Session.

COMMUNICATIONS – None

EXECUTIVE DIRECTOR’S REPORT – Mr. Farrell reported the following:

1. Tours – tours of the Boonton Reservoir and gatehouse, as well as follow up site visits to netting facilities in Jersey City, are being scheduled. Mr. Farrell noted it is important to visit Boonton first.
2. Facilities Committee – Mr. Farrell advised there is work for the Facilities Committee
3. Jersey City Environmental Commission – a presentation to the Jersey City Environmental Commission recently took place and concerns about the reservoir and construction in the area were discussed. Mr. Farrell thanked the teams (Suez, CME, DeCotiis law firm and the MUA’s internal team) for their contributions to the presentation/meeting, and reported the Environmental Commission was pleased with the presentation

4. JCMUA's website will be updated.
5. Union – meeting(s) with the union went well and it is hoped the good relationship will continue.

COMMITTEE REPORTS – No reports

GENERAL COUNSEL REPORT – Mr. Borin discussed the ongoing Suez contract, explaining it is subject to a specific process and public hearing. Discussions continue with counsel for Suez concerning pay-to-pay. Information received will need to be analyzed, and some inaccuracies exist concerning contributions. No conclusions have been reached thus far, and the Board will be informed of ongoing discussions.

Commissioner Gibbons expressed concerns over the possibility the Suez contract will expire and there will not be adequate time to go out for bid for a new contract.

Mr. Borin advised the Suez contract is in effect until the end of March 2018. He explained there already is not adequate time for the bid process.

Chairwoman Hulings expressed her “thank you for Troy Street.” The MUA was “good” to the fire chief and fire department regarding in house training which will result in savings to the City.

ITEMS OF UNFINISHED BUSINESS - None

ITEMS OF NEW BUSINESS - None

ENTERED EXECUTIVE SESSION AT 5:20 P.M. (to discuss potential emergency contract issue)

Motioned by Commissioner Zampella

Seconded by commissioner Vigil

Roll call vote: Commissioner Vigil	Aye
Commissioner Gibbons	Aye
Commissioner Zampella	Aye
Chairwoman Hulings	Aye

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

Motioned by Commissioner Gibbons

Seconded by Commissioner Mastria

Roll call vote: Commissioner Vigil	Aye
Commissioner Gibbons	Aye
Commissioner Zampella	Aye
Commissioner Hulings	Aye

Prior to voting on Resolutions 6/17/12 and 6/17/18, Mr. Farrell advised the Board is being asked to take action to authorize the award of an emergency contract for additional engineering services and negotiation of a contract to remediate a potentially hazardous condition.

Resolution 6/17/12 authorizing the award of a contract for professional engineering services to CME Associates for the East Side force main replacement

Motioned to approve by Commissioner Zampella

Seconded by Commissioner Vigil

Roll call vote: Commissioner Vigil

Commissioner Gibbons

Commissioner Zampella

Chairwoman Hulings

Resolution 6/17/18 authorizing the declaration of an emergency for the replacement of a section of the 54 inch cross-town force main in the vicinity of the New Jersey Transit Hudson-Bergen Light Rail tracks

Motioned to approve as amended to include a root cause analysis by Commissioner Zampella

Seconded by Commissioner Gibbons

Roll call vote: Commissioner Vigil Aye

Commissioner Gibbons Aye

Commissioner Zampella Aye

Chairwoman Hulings Aye

Prior to adjournment, Mr. DelBove and Mr. Spiesbach of Arcadis presented the JCMUA and its Board of Commissioners with a new map highlighting facilities and properties owned and operated by the Authority. "We have had the pleasure of working with the MUA for 30 years. It has been our pleasure to serve for so many years."

Mr. Farrell and the Board expressed thanks to Arcadis for its many years of service and for the gift of a new map. Mr. Farrell then advised of his upcoming vacation time and noted that he will be reachable during that time

ADJOURNMENT

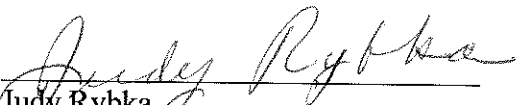
The meeting adjourned at 6:03 p.m.

Motioned by Commissioner Gibbons

Seconded by Commissioner Zampella

Unanimously approved by all Commissioners present.

Respectfully submitted,



Judy Rybka
Recording Secretary