

Meeting of October 17, 2013
Maintenance

A meeting of the Joint Meeting was held on the above date at the Maplewood Municipal Building at 4:00 p.m. Chairperson Rice in the Chair.

The Executive Director read the following statement:

Pursuant to Section #5, Chapter 231, P.L. 1975, notice of this meeting has been provided to the public by posting the notice of the meeting of the Joint Meeting on the bulletin board of the Maplewood Municipal Building; by mailing the notice of the meeting to the Star Ledger, The Home News Tribune and to the offices of the Municipal Clerks of the 11 member municipalities of the Joint Meeting and to the City Clerk of the City of Elizabeth and to the County Clerks' Offices of Essex and Union, all on December 26, 2012.

On roll call the following members were present: Messrs. McDermott, Rice, Casais, Levison, Bomgaars, Florio, Ms. Garretson, Leventhal and Spango. Ms. Jones notified the office that she would be unable to attend today's meeting.

Also in attendance were Messrs. McGhee, Terrezza, Dowhan, Sforza and Phillips of Joint Meeting; E. Webster, J. Nobel and J. Borek Esq. of Genova, Burns, Giantomasi and Webster et al., Joint Meeting's Consultants CME Associates (CME), AVA Consulting LLC (AVA) and Global Logistics Group (GLG).

The Chairperson led the pledge of allegiance.

On motion by Mr. Levison, seconded by Ms. Garretson, the minutes of the last meeting were approved as printed. On roll call; ayes, Messrs. McDermott, Rice, Casais, Levison, Bomgaars, Florio, Ms. Garretson, Leventhal and Spango; nays, none.

On motion by Mr. Levison, seconded by Mr. McDermott, the **Treasurer's Report** having been delivered to the Board members was received and ordered printed. On roll call; ayes, Messrs. McDermott, Rice, Casais, Levison, Bomgaars, Florio, Ms. Garretson, Leventhal and Spango; nays, none.

Copies of the proposed 2014 budget were distributed to the members for their review with adoption to be taken at the November meeting. If there are any questions the office should be contacted.

On motion by Ms. Garretson, seconded by Mr. Florio, the **Treatment Plant and Industrial Pretreatment Reports** having been delivered to the Board members were received and ordered printed. On roll call; ayes, Messrs. McDermott, Rice, Casais, Levison, Bomgaars, Florio, Ms. Garretson, Leventhal and Spango; nays, none.

On motion by Mr. Florio, seconded by Mr. McDermott, **Counsel, Conflict Counsel** and the **Engineer's Reports** having been delivered to the Board members were received and ordered printed. On roll call; ayes, Messrs. McDermott, Rice, Casais, Levison, Bomgaars, Florio, Ms. Garretson, Leventhal and Spango; nays, none.

The correspondence will be printed in the minutes.

The Chairperson asked if there was anyone wishing to address the Board on any Joint Meeting matter with a five-minute limit. Hearing no one the Public Session was declared closed.

On motion by Mr. Levison, seconded by Mr. McDermott, Resolution 084, approving payment of bills was adopted. On roll call; ayes, Messrs. McDermott, Rice, Casais, Levison, Bomgaars, Florio, Ms. Garretson, Leventhal and Spango; nays, none.

On motion by Ms. Leventhal, seconded by Mr. Casais, Resolution 085, awarding a contract to CME Associates for Professional Engineering Services for Dewatering Facility Upgrades was adopted. On roll call; ayes, Messrs. McDermott, Rice, Casais, Levison, Bomgaars, Florio, Ms. Garretson, Leventhal and Spango; nays, none.

On motion by Mr. McDermott, seconded by Ms. Leventhal, Resolution 086, authorizing the Retention of Waters, McPherson, McNeill, P.C. as Special Bond Counsel was adopted. On roll call; ayes, Messrs. McDermott, Rice, Casais, Levison, Bomgaars, Florio, Ms. Garretson, Leventhal and Spango; nays, none.

On motion by Ms. Garretson, seconded by Mr. Florio, Resolution 087, amending contract with Genova Burns Giantomasi Webster, LLC for General Counsel Services was adopted. On roll call; ayes, Messrs. McDermott, Rice, Casais, Levison, Bomgaars, Florio, Ms. Garretson, Leventhal and Spango; nays, none.

Following a discussion on the Board's concern that Resolution 088 does not show the original contract amount and what the new contract amount will be (as shown in Resolution 087), Mr. Casais made a motion, seconded by Mr. Levison, to table Resolution 088, amending contract with Hunt, Hamlin & Ridley for Labor and Employment Counsel/Special Counsel for Pretreatment.

In answer to the Board's concern regarding Resolution 088, Counsel Webster explained the current contract is for \$30,000.00 for labor and employment counsel services and for pretreatment services. Their request for an additional \$50,000.00, which would bring the new contract amount to \$80,000.00, is due to additional pretreatment activities and sexual harassment training classes for all Joint Meeting's employees.

Following Counsel explanation on motion by Mr. Casais, seconded by Ms. Garretson, with the discussed amounts being included in Resolution 088, Mr. Casais rescinded his previous motion.

On motion by Mr. Bomgaars, seconded by Mr. Casais, Resolution 088, Amending Contract with Hunt, Hamlin & Ridley for Labor and Employment Counsel/Special Counsel for Pretreatment, with the dollar amounts as clarified by Counsel being shown was adopted. On roll call; ayes, Messrs. McDermott, Rice, Casais, Levison, Bomgaars, Florio, Ms. Garretson, Leventhal and Spango; nays, none.

On motion by Ms. Leventhal, seconded by Mr. Bomgaars, Resolution 089, authorizing the procurement by Public Bidding for Furnishing and Delivering Bulk Liquid Polymer was adopted. On roll call; ayes, Messrs. McDermott, Rice, Casais, Levison, Bomgaars, Florio, Ms. Garretson, Leventhal and Spango; nays, none.

On motion by Mr. McDermott, seconded by Ms. Leventhal, Resolution 090, awarding a contract to MBE Mark III Electric, Inc. for SCADA Phase I was adopted. On roll call; ayes, Messrs. McDermott, Rice, Casais, Levison, Bomgaars, Florio, Ms. Garretson, Leventhal and Spango; nays, none.

On motion by Mr. Casais, seconded by Ms. Leventhal, Resolution 091, awarding a contract for Furnishing and Delivering 15% Sodium Hypochlorite was adopted. On roll call; ayes, Messrs. McDermott, Rice, Casais, Levison, Bomgaars, Florio, Ms. Garretson, Leventhal and Spango; nays, none.

On motion by Mr. Levison, seconded by Mr. Bomgaars, Resolution 092, awarding a contract for Furnishing and Delivering Potassium Permanganate was adopted. On roll call; ayes, Messrs. McDermott, Rice, Casais, Levison, Bomgaars, Florio, Ms. Garretson, Leventhal and Spango; nays, none.

On motion by Mr. Bomgaars, seconded by Mr. Florio, Resolution 093, Rejecting All Bids submitted for the Bid for Furnishing and Delivering No. 2 Fuel Oil was adopted. On roll call; ayes, Messrs. McDermott, Rice, Casais, Levison, Bomgaars, Florio, Ms. Garretson, Leventhal and Spango; nays, none.

On motion by Mr. Casais, seconded by Ms. Spango, Resolution 094, authorizing the purchase of a 2014 Chevrolet Impala Limited 4 Door Sedan was adopted. On roll call; ayes, Messrs. McDermott, Rice, Casais, Levison, Bomgaars, Florio, Ms. Garretson, Leventhal and Spango; nays, none.

The Chairperson read the following statement which on motion by Mr. Levison, seconded by Mr. McDermott, was received and ordered printed. On roll call; ayes, Messrs. McDermott, Rice, Casais, Levison, Bomgaars, Florio, Ms. Garretson, Leventhal and Spango; nays, none.

In accordance with Section 7 of the Open Public Meeting Act, Chapter 231, P.L. 1975, permitting the exclusion of the public from a meeting in certain circumstances and as the Joint Meeting is of the opinion that such circumstances presently exist as the general nature of the subject matter to be discussed is Contracts and Litigation and it is anticipated at this time that this subject matter will be made public upon reconvening.

Upon reconvening on motion by Ms. Leventhal, seconded by Mr. Casais, Resolution 095, amending contract with Zinn Graves & Field, Inc. for Public Relations Services was adopted. On roll call; ayes, Messrs. McDermott, Rice, Casais, Florio, Ms. Garretson, Leventhal and Spango; nays, Messrs. Levison and Bomgaars.

New business – the Executive Director stated that the League of Municipalities/AEA will be held November 19th – 22nd in Atlantic City.

There being no further business on motion by Mr. Levison, seconded by Mr. McDermott, the meeting then adjourned to meet again on Thursday, November 14, 2013, at the Maplewood Municipal Building at 4:00 p.m. unless called earlier by the Chair. On roll call; ayes, Messrs. McDermott, Rice, Casais, Levison, Bomgaars, Florio, Ms. Garretson, Leventhal and Spango; nays, none.

Respectfully submitted,

Ronald C. Rice
Chairperson