

## **Meeting of January 18, 2018 Maintenance**

A meeting of the Joint Meeting was held on the above date at the Maplewood Municipal Building at 4:00 p.m. Chairperson Levison 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 and maintaining the annual notice of the regular meetings of the Joint Meeting on the bulletin board of the Maplewood Municipal Building; by mailing the annual notice of the regular meetings for 2018 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' Office of the Counties of Essex and Union, all on December 29, 2017.

On roll call the following members were present: Messrs. Mobley, DeLuca, Levy, Fahoury, Levison, Bowman, Florio and Ms. Johnson and Chaneyfield Jenkins. Mr. Guarino notified the office that he would be unable to attend today's meeting.

Also in attendance were Messrs. Dowhan, Barry, Phillips, Berkeley, Esq. and Ms. Shultz and DeFrancis of Joint Meeting; E. Webster and J. Noble Esq. of Inglesino, Webster, Wyciskala & Taylor, LLC, K. Nova Esq. of Scarinci Hollenbeck; Joint Meeting's Consultants CME Associates (CME), AVA Consulting LLC (AVA) and Global Logistics Group (GLG) and Mr. S. Qersdyn of the Roselle Park News.

The Chairperson led the pledge of allegiance.

Since this is the reorganization meeting, the Chairperson stated that nominations for the offices of Chairperson, Vice-Chairperson/ Secretary and Treasurer would be in order.

Mr. Florio nominated Mayor DeLuca for the office of Chairperson which nomination was seconded by Ms. Chaneyfield Jenkins..

The Chairperson again asked if there were any further nominations for Chairperson. There being none, on motion by Ms. Johnson, seconded by Mr. Florio, the nominations for Chairperson was closed. On roll call; ayes, Messrs. Mobley, DeLuca, Levy, Fahoury, Levison, Bowman, Florio and Ms. Johnson, and Chaneyfield Jenkins; nays, none.

There being only one (1) nominee, on roll call; ayes, Messrs. Mobley, DeLuca, Levy, Fahoury, Levison, Bowman, Florio and Ms. Johnson and Chaneyfield Jenkins; nays, none; Mayor DeLuca was elected Chairperson. (R-001)

The Chairperson stated that nominations were now in order for the office of Vice-Chairperson/Secretary.

Mayor DeLuca nominated Mr. Florio for the office of Vice-Chairperson//Secretary which nomination was seconded by Mr. Bowman.

The Chairperson again asked if there were any further nominations for the Office of Vice-Chairperson/Secretary. There being none, on motion by Ms. Johnson, seconded by Mr. Levison, the nominations for Vice-Chairperson/Secretary was closed. On roll call; ayes, Messrs. Mobley, DeLuca, Levy, Fahoury, Levison, Bowman, Florio and Ms. Johnson and Chaneyfield Jenkins; nays, none.

There being only one (1) nominee, on roll call; ayes, Messrs. Mobley, DeLuca, Levy, Fahoury, Levison, Bowman, Florio and Ms. Johnson and Chaneyfield Jenkins; nays, none; Mr. Florio was elected Vice-Chairperson/Secretary. (R-002)

The Chairperson stated that nominations were now in order for the office of Treasurer.

Ms. Chaneyfield Jenkins nominated Ms. Johnson for the office of Treasurer which nomination was seconded by Mayor DeLuca.

The Chairperson again asked if there were any further nominations for the Office of Treasurer. There being none, on motion by Mr. Bowman, seconded by Mr. Florio, the nominations for Treasurer was closed. On roll call; ayes, Messrs. Mobley, DeLuca, Levy, Fahoury, Levison, Bowman, Florio and Ms. Johnson and Chaneyfield Jenkins; nays, none.

There being only one (1) nominee; on roll call; ayes, Messrs. Mobley, DeLuca, Levy, Fahoury, Levison, Bowman, Florio, Ms. Johnson and Chaneyfield Jenkins; nays, none. Ms. Johnson was elected Treasurer. (R-003)

The Board congratulated Messrs. DeLuca and Florio and Ms. Johnson on their election as officers of the Joint Meeting.

Messrs. DeLuca and Florio and Ms. Johnson thanked the Boards for their support.

On motion by Ms. Chaneyfield Jenkins, seconded by Mr. Florio, Resolution 004, designating publications as The Star Ledger, Home News Tribune, El Nuevo Coql and City News Publications was adopted. On roll call; ayes, Messrs. Mobley, DeLuca, Levy, Fahoury, Levison, Bowman, Florio and Ms. Johnson and Chaneyfield Jenkins; nays, none.

On motion by Ms. Chaneyfield Jenkins, seconded by Mr. Florio, Resolution 005, designating Official Financial Institutions was adopted. On roll call; ayes, Messrs. Mobley, DeLuca, Levy, Bowman, Fahoury, Levison, Florio and Ms. Johnson and Chaneyfield Jenkins; nays, none.

On motion by Ms. Chaneyfield Jenkins, seconded by Mr. Bowman, Resolution 006, designating Bank Signatories was adopted. On roll call; ayes, Messrs. Mobley, DeLuca, Levy, Bowman, Fahoury, Levison, Florio and Ms. Johnson and Chaneyfield Jenkins; nays, none. .

On motion by Ms. Chaneyfield Jenkins, seconded by Mr. Florio, the minutes of the last meeting were adopted. On roll call; ayes, Messrs. DeLuca, Levison, Bowman, Florio and Ms. Chaneyfield Jenkins; nays, non; abstaining, Messrs. Mobley, Levy, Fahoury and Ms. Johnson.

On motion by Mr. Florio, seconded by Ms. Chaneyfield Jenkins, the **Treasurer's Report** having been mailed to the Board members was received and ordered printed. On roll call; ayes, Messrs. Mobley, DeLuca, Levy, Fahoury, Levison, Bowman, Florio and Ms. Johnson and Chaneyfield Jenkins; nays, none.

The following verbal report was given:

Personnel & Procurement Committee: the Chairperson stated that the Committee had met, discussed and recommends authorization of the following: RFQ's for Special Counsel for Pretreatment Violations and Special Conflict Counsel (R-007); Special Counsel for Pretreatment Violations (R-013); Special Conflict Counsel (R-014); contract with CME Associates for Screen House Overhead Crane Project Construction Phase (R-015); Contract with Constellation Energy for Purchase of Natural Gas (R-016); Contract with Direct Energy Business Marketing, LLC D/B/A Direct Energy Business for Purchase of Natural Gas (R-017); Emergency Contract with Municipal Maintenance Company for Purchase of Two (2) Pumps and Associated Parts (R-018) and Amending Authorization to Purchase Certain Parcels of Land from the City of Elizabeth as part of The Flood Mitigation Project (R-019).

On motion by Mr. Florio, seconded by Ms. Chaneyfield Jenkins, Resolution 007, the RFQ's for Special Counsel for Pretreatment Violations and Special Conflict Counsel was adopted. On roll call; ayes, Messrs. Mobley, DeLuca, Levy, Fahoury, Levison, Bowman, Florio and Ms. Johnson and Chaneyfield Jenkins; nays, none.

On motion by Ms. Chaneyfield Jenkins, seconded by Mr. Florio, Resolution 013, Appointing the Law Firm of Hunt, Hamlin & Ridley and the law firm of Antonelli Kantor P.C. to serve as Pretreatment Violations Counsel was adopted. On roll call; ayes, Messrs. Mobley, DeLuca, Levy, Fahoury, Levison, Bowman, Florio and Ms. Johnson and Chaneyfield Jenkins; nays, none.

On motion by Ms. Chaneyfield Jenkins, seconded by Mr. Levison, Resolution 014, Appointing the Law Firm of Hunt, Hamlin & Ridley and the law firm of Antonelli Kantor P.C. to serve as Special Conflict Counsel was adopted. On roll call; ayes, Messrs. Mobley, DeLuca, Levy, Fahoury, Levison, Bowman, Florio and Ms. Johnson and Chaneyfield Jenkins; nays, none.

On motion by Ms. Chaneyfield Jenkins, seconded by Mr. Bowman, Resolution 015, authorizing a contract with CME Associates for Professional Engineering Services for the Screen House Overhead Crane Project Construction Phase was adopted. On roll call; ayes, Messrs. Mobley, DeLuca, Levy, Fahoury, Levison, Bowman, Florio and Ms. Johnson and Chaneyfield Jenkins; nays, none.

On motion by Ms. Chaneyfield Jenkins, seconded by Mr. Bowman, Resolution 016, authorizing a contract with Constellation Energy for the Purchase of Natural Gas was adopted. On roll call; ayes, Messrs. Mobley, DeLuca, Levy, Fahoury, Levison, Bowman, Florio and Ms. Johnson and Chaneyfield Jenkins; nays, none.

On motion by Ms. Chaneyfield Jenkins, seconded by Mr. Levison, Resolution 017, authorizing a contract with Direct Energy Business Marketing, LLC D/B/A Direct Energy Business for the purchase of Natural Gas was adopted. On roll call; ayes, Messrs. Mobley, DeLuca, Levy, Fahoury, Levison, Bowman, Florio and Ms. Johnson and Chaneyfield Jenkins; nays, none.

Resolution 018/18 was pulled.

On motion by Mr. Florio, seconded by Ms. Chaneyfield Jenkins, Resolution 019, authorization to Purchase Certain Parcels of Land from the City of Elizabeth as part of the Flood Mitigation Project was adopted. On roll call; ayes, Messrs. Mobley, DeLuca, Levy, Fahoury, Levison, Bowman, Florio and Ms. Johnson and Chaneyfield Jenkins; nays, none.

In answer to questions as to whether this purchase is covered by FEMA Counsel Webster explained that 90% will be reimbursed. Presently FEMA is still committed to the funding dissipate the disasters occurring in various States. Eventually, the funds not financed by FEMA will be by NJEIT funding.

For clarification purposes as to the Flood Mitigation Project, CME Associates explained that following Hurricane Sandy in 2012 and although Joint Meeting was able to use its own generated electricity to keep the facility running, there was some flood damage. Therefore, the plan is to make the facility storm proof by building a wall approximately 10 feet to 12 feet high around the entire site. Within the site three (3) pumping stations have to be built; two (2) to pump the storm water and the other to pump the sewage effluent out to the Arthur Kill. In addition, the Co-Generation Facility has to be upgraded in order to make all of the planned pumping stations work. Presently, Joint Meeting generates approximately 80% of their power but with the upgrades to the Co-Generation Facility we should be able to generate 100% of the energy required. The overall project consists of two (2) walls, three (3) pumping stations and the upgrades to the Co-Generation Facility.

On motion by Ms. Chaneyfield Jenkins, seconded by Mr. Bowman, Resolution 008, approving payment of bills was adopted. On roll call; ayes, Messrs. Mobley, DeLuca, Levy, Fahoury, Levison, Bowman, Florio and Ms. Johnson and Chaneyfield Jenkins; nays, none.

On motion by Ms. Chaneyfield Jenkins, seconded by Mr. Levison, Resolution 009, appreciation to Quilla E. Talmadge; Resolution 010, appreciation to Donald DeAugustine, Resolution 011, appreciation to Dianne Eglow and Resolution 012, appreciation to Eugene Meola were adopted. On roll call; ayes, Messrs. Mobley, DeLuca, Levy, Fahoury, Levison, Bowman, Florio and Ms. Johnson and Chaneyfield Jenkins; nays, none.

With regard to Resolution 020 Counsel Webster explained that this is being pulled because it was passed by the Legislature on January 8<sup>th</sup> and signed into Law by the Governor on January 16<sup>th</sup>.

Counsel Webster further explained that this Law caps other treatment facilities at 2%. Joint Meeting is not included in this because we are not under the Statute. We are a Joint Meeting and not a Sewerage Authority.

On motion by Ms. Chaneyfield Jenkins, seconded by Mr. Bowman, the **Treatment Plant and Industrial Pretreatment Reports** having been mailed to the Board members were received and ordered printed. On roll call; ayes, Messrs. Mobley, DeLuca, Levy, Fahoury, Levison, Bowman, Florio and Ms. Johnson and Chaneyfield Johnson; nays, none.

On motion by Ms. Chaneyfield Jenkins, seconded by Mr. Levison, the **General Counsel, Labor & Employment Counsel, Special Counsel for Pretreatment Violations and Conflicts and Engineering Reports** having been mailed to the Board members were received and ordered printed. On roll call; ayes, Messrs. Mobley, DeLuca, Levy, Fahoury, Levison, Bowman, Florio and Ms. Johnson and Chaneyfield Jenkins; nays, none.

The correspondence was received and will be filed.

Counsel Webster explained that due to a typographical error the letter from Roselle Park appointing their representative will be received at the February meeting. However, the representative is present at today's meeting.

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.

There being no further business on motion by Mr. Levison, seconded by Ms. Chaneyfield Jenkins, the meeting then adjourned to meet again on Thursday, February 15, 2018, at the Maplewood Municipal Building at 4:00 p.m. unless called earlier by the Chair. On roll call; ayes, Messrs. Mobley, DeLuca, Levy, Fahoury, Levison, Bowman, Florio and Ms. Johnson and Chaneyfield Jenkins; ; nays, none.

Respectfully submitted,

Joseph M. Florio  
Secretary