



**MINUTES  
REGULAR MEETING  
MAR. 1, 2011**

1. **The Vice-Chairman called the Meeting to order at 7:55 p.m.**
2. **The Vice-Chairman read the statement in compliance with C.231, PL 1975.**
3. **Roll Call: the following Commissioners were present: Chewcaskie, Dachnowicz, Kasparian, Kelaher, Plumley, Rotonda, Shafron and. The following Commissioners were absent: Dator.**
4. **Salute to the Flag. The Vice-Chairman led the salute to the flag.**
5. **Chairman's remarks. The minutes reflect that the Commissioners went into Closed Session to discuss personnel, specifically to discuss the impact of the veto on the professional service appointments and the corrective action to be taken by the Authority. Commissioner Chewcaskie moved to go into Closed Session, seconded by Commissioner Shafron. The Commissioners proceeded into Closed Session at 7:57 p.m.**

**Commissioner moved to go back into open session, seconded by Commissioner Kasparian. All Commissioners voted to go back into open session at 8:25 p.m.**

6. **Approval of Minutes. Reorganization Meeting of Feb. 1, 2011. Commissioner made the motion to approve the minutes of Feb. 1, 2011 with the caveat that everyone is aware that portions of the minutes have been vetoed, and there was no action taken with respect to the vetoed resolutions. Seconded by Commissioner Shafron. All Commissioners present voted in favor of approving the minutes of Feb. 1, 2011.**
7. **Public Comments. No public was present.**
8. **Consideration for approval list of Resolutions attached dated Mar. 1, 2011.**

**All Resolutions were discussed during the work session.**

**Commissioner Chewcaskie moved resolutions 22 thru 26-2011. With respect to 22-2011 there is a payment for Kaufman, Bern & Deutsch for March which would be an advance payment. Based upon the County Executives' veto, it is felt that the March payment should wait for the April meeting. The bill list reflects vouchers for February and March and we do not want to pay in advance. The Commissioners are authorizing the February**

payment and not the March payment at this meeting. The remaining portion of Resolution #22-2011 is acceptable.

The Resolutions #22-2011 thru 26-2011 were moved by Commissioner Chewcaskie with the amendment to Resolution #22-2011. Seconded by Commissioner Rotonda. All Commissioners present voted in favor of the Resolutions.

**Resolution #22-2011. Approval of vouchers, payroll and tax deposits. This resolution is to approve the payroll transfers, payroll tax deposits & pension & benefits transfers for the month of Feb. 2011 and health and dental benefits transfers for Mar. 2011 for the following accounts: Payroll Account \$201,444.46; Tax Deposit Account \$82,450.62 PERS & Contributory Insurance \$22,268.96; Health Benefits, \$85,579.69; Dental Benefits \$6,736.77; DCRP Employee Contribution \$22.91; DCRP Employer Contribution \$12.50; Operating Account (as amended) \$316,126.91; 2009A Project Account \$4,630.00.**

**Resolution #23-2011. Regular Employment of Maintenance Mechanic. The Resolution is to retain Russell Richter as a regular employee in the position of Maintenance Mechanic. Mr. Richter has satisfactorily completed his 90-day probationary period after being transferred to this position.**

**Resolution #24-2011. Regular Employment of Collection Systems Operator. The Resolution is to retain Todd Joaquin as a regular employee in the position of Collection Systems Operator. Mr. Joaquin has satisfactorily completed his 90-day probationary period after being transferred to this position.**

**Resolution #25-2011. Authorization to rescind resolutions No.10-2011, 11-2011, 12-2011, 13-2011, 14-2011 and 16-2011. This resolution is to rescind these resolutions after receiving correspondence from the County Executive dated Feb. 15, 2011 vetoing portions of the minutes wherein motions to pass these resolutions were made with a written explanation that the text of said resolutions did not supply monthly retainer amounts or maximum appropriations for the services. Resolution No.16-2011 was also provisionally vetoed for failing to publish and seek an RFQ for this professional service.**

**The Vice-Chairman requested that Counsel read Resolution #25-2011 into the record in its entirety. The Vice-Chairman asked if anyone had any questions on this resolution.**

**As a consequence of the veto of the last minutes and the conversations that took place in Closed Session, the Commissioners have decided to have a Special Executive Committee Meeting on March 15, 2011 at 7:00 p.m. Professionals need not attend the meeting. We will have a public meeting to start and go into Closed Session. Subsequent to that meeting the intention of this body is based on deliberations of the 15<sup>th</sup> that we will resolve this issue**

at the April 5, 2011 meeting. Everyone is hoping that by the April meeting we have this all resolved.

Executive Director Hurwitz reported that based on the veto of Resolution #16-2011, we will be issuing an RFQ for the Insurance Risk Manager which was discussed with the Chairman.

**Resolution #26-2011. Authorization to enter Gridconnect Subscription Agreement for access to PJM Demand Response Programs with Energyconnect, Inc. The Authority's facility in Waldwick is eligible to participate in the Demand Response Program and has been qualified for payment in the estimated amount of \$35,724 for an Emergency Capacity Reduction of 887 kW. EnergyConnect, Inc. is a member of PJM Interconnection, Inc. and as a curtailment service provider is authorized to register, represent and manage the Authority's participation in the PJM Demand Response Program for a fee of 15% of the PJM payment (\$5,378). According to the agreement the Authority shall reduce the demand for energy up to ten (10) times each year, when called for a reduction.**

## 9. Reports of Committees

- A. Finance Committee – The year end 2010 financial report is being reviewed by the Executive Director.
- B. Personnel Committee – Two resolutions were approved tonight to for change of positions for two existing employees.
- C. Insurance Committee – Nothing to report.
- D. Operating Committee – a report was presented during the Work Session. Highlights are as follows:

Committed Flow Report – The plant averaged only 7.8 mgd flow for the month of January. The facility is operating at less than 50% of capacity.

Incinerator Rebuild – Resolution awarding contract to Iron Hills Construction (low bidder) was submitted to NJDEP for approval. The authority received a verbal approval on the authorization to award (ATA), so we can proceed with signing the contract. The pre-construction meeting is scheduled for Friday, March 11, 2011.

Discharge Permit Appeal – The Authority is appealing the nitrate limit in our discharge permit. NJDEP has been asked to issue a stay until the issue is resolved. We have not received a response.

**Allendale Service Charges** – A meeting will be scheduled with Allendale and the appropriate professionals to discuss issues related to the information provided by Allendale and used by the Authority in establishing Service Charges.

**Franklin Lakes Interceptor** – The Authority is continuing with its plans to expand service to the western municipalities (Franklin lakes and perhaps Oakland) in order to increase capacity and reduce unit costs. A loan agreement with the NJEIT is pending.

**Northwest Bergen County Mayors Association Meeting** – A meeting is planned for Saturday, March 12 here at the Authority. Objective is to inform our municipalities about the Authority.

The Vice-Chairman suggested that he, the Executive Director and Chairman have a conference call to come up with an acceptable agenda. Commissioner Chewcaskie noted that the Chairman wants to address who we are, what we do and how we do it. The Mayors have three issues: how we are spending our money, they do not like the rate structure and they believe they do not have enough input in the way the Authority is run. They really don't know what we do and what we charge for and how we are trying to benefit them through various projects we have done, such as the solar and expansion of the system because we are at a low capacity. The more capacity we get the better it is for them. They need to understand that even though the Authority has increased Service Charges over the past 8 years at a compounded rate of 2.2% a year that not everybody goes up 2.2%, it is allocation based upon the formula. This is what needs to be discussed.

They also need to know that we run a clean operation. Our employees are the ones doing the work outside and we have a couple of executives and that is all. The public needs to be made aware that we do not have a dozen, or any, people here making over \$150,000 a year. They will be surprised when they come here and see that we have a small operation.

**E. Buildings & Grounds** – Nothing additional to report.

10. **Report of Treasurer** – \$11.5 million in short term investments at rates of .05% to 1.25%. Majority of funds are invested with TD Bank. \$1.9 million is not invested and in return we are receiving a 25 basis point credit towards the \$700 a month fee that TD Bank is charging us. The Treasurer is pursuing other banks to try and improve our yield. Yields are down and we are not certain that we will have any success in getting anything higher but will make the effort. We are also limited in the type of investments we can make.


It was suggested by the Treasurer that once our web-site is up and running, as a matter of transparency, we post what we receive on a monthly basis and the

bills that are being paid. The Executive Director noted the information would be posted after the approval of the minutes by the Commissioners at the following meeting.

11. Report of Counsel – Nothing additional to report.
12. Report of Engineer – Many Northwest Municipalities have deficiencies in their local storm water and/or riparian buffer/stream ordinances. NJDEP is insisting these be corrected. Each municipality will be contacted directly by our Engineer with a description of the issue to be resolved.
13. Report of Executive Director – The Authority recognizes the passing of Emil Porfido, former Executive Director of the Authority late last month. Commissioners recommend a plaque be erected in his m memory.

The Authority plans to participate in the PJM Demand Response Program reducing demand for electric power during an emergency. Authority will receive payment for participation whether a load reduction is required or not (Resolution #26-2011).

14. Report of Superintendent – Nothing to report.
15. Old Business. No old business.
16. New Business. No new business.
17. Public comments (on subjects 8 through 17). No public comments.
18. Adjournment. Motion to adjourn was made by Commissioner Shafron seconded by Commissioner Kelaher. All Commissioners present voted to adjourn at 8:45 p.m.

  
Madeline Thumudo, Secretary