Meeting of January 15, 2015
Maintenance

A meeting of the Joint Meeting was held on the above date at the Maplewood Municipal Building at 4:25 p.m. Chairperson Florio 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 2015 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, 2014.

On roll call the following members were present: Messrs. Hughes, Tillotson, Hokanson, Levison, McTernan, Florio, Ms. Saxton, Burgess, Leventhal, Chaneyfield-Jenkins and Spango.

Also in attendance were Messrs. McGhee, Dowhan, Phillips, Barry, Berkeley, Esq. and Ms. DeFrancis of Joint Meeting; J. Borek Esq. Genova Burns, Joint Meeting's Consultants CME Associates (CME), AVA Consulting LLC (AVA) and Global Logistics Group (GLG).

In addition, also in attendance were E. Webster and J. Noble Esq. of Inglesino, Wyciskala & Taylor, LLC and F. Borin and J. Williams Esq. of DeCotiis, FitzPatrick & Cole, LLP.

The Chairperson led the pledge of allegiance.

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

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

Counsel Borek asked if there were any further nominations. There being none, on motion by Ms. Leventhal, seconded by Mr. Hughes, the nominations for Chairperson was closed. On roll call; ayes, Messrs. Hughes, Tillotson, Hokanson, Levison, McTernan, Florio, Ms. Saxton, Burgess, Leventhal, Chaneyfield-Jenkins and Spango; nays, none.

On motion by Mr. Hughes, seconded by Mr. McTernan, Resolution-001, electing Mr. Florio as Chairperson was adopted. On roll call; ayes, Messrs. Hughes, Tillotson, Hokanson, Levison, McTernan, Florio, Ms. Saxton, Burgess, Leventhal, Chaneyfield-Jenkins and Spango; nays, none.

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

Ms. Leventhal nominated Mr. Levison for the office of Vice-Chairperson/Secretary which nomination was seconded by Mayor Hokanson.

The Chairperson asked if there were any further nominations. There being none, on motion by Ms. Leventhal, seconded by Mr. Hughes, the nominations for Vice-Chairperson/Secretary was closed. On roll call; ayes, Messrs. Hughes, Tillotson, Hokanson, Levison, McTernan, Florio, Ms. Saxton, Burgess, Leventhal, Chaneyfield-Jenkins and Spango; nays, none.

There being only one (1) nominee, on roll call; ayes, Messrs. Hughes, Tillotson, Hokanson, Levison, McTernan, Florio, Ms. Saxton, Burgess, Leventhal, Chaneyfield-Jenkins and Spango; nays, none; Mr. Levison was elected Vice-Chairperson/Secretary. (R-002)

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

Mr. Levison nominated Ms. Spango for the office of Treasurer which nomination was seconded by Mr. McTernan.

The Chairperson asked if there were any further nominations. There being none, on motion by Mr. Levison, seconded by Ms. Leventhal, the nomination for Treasurer was closed. On roll call; ayes, Messrs. Hughes, Tillotson, Hokanson, Levison, McTernan, Florio, Ms. Saxton, Burgess, Leventhal, Chaneyfield-Jenkins and Spango; nays, none.

There being only one (1) nominee, on roll call; ayes, Messrs. Hughes, Tillotson, Hokanson, Levison, McTernan, Florio, Ms. Saxton, Burgess, Leventhal, Chaneyfield-Jenkins and Spango; nays, none; Ms. Spango was elected Treasurer. (R-003)

The Board congratulated Messrs. Florio, Levison and Ms. Spango on their election as officers of the Joint Meeting.

Messrs. Florio, Levison and Ms. Spango thanked the Board for their support.

On motion by Mr. Levison, seconded by Mr. McTernan, Resolution 004, designating publications as The Star Ledger, Home News Tribune, El Nuevo Coqui, and City News was adopted. On roll call; ayes, Messrs. Hughes, Tillotson, Hokanson, Levison, McTernan, Florio, Ms. Saxton, Burgess, Leventhal, Chaneyfield-Jenkins and Spango; nays, none.

On motion by Mr. Hughes, seconded by Ms. Saxton, Resolution 005, designating Official Financial Institutions was adopted. On roll call; ayes, Messrs. Hughes, Tillotson, Hokanson, Levison, McTernan, Florio, Ms. Saxton, Burgess, Leventhal, Chaneyfield-Jenkins and Spango; nays, none.

On motion by Mr. McTernan, seconded by Ms. Leventhal, Resolution 006, designating Bank Signatories was adopted. On roll call; ayes, Messrs. Hughes, Tillotson, Hokanson, Levison, McTernan, Florio, Ms. Saxton, Burgess, Leventhal, Chaneyfield-Jenkins and Spango; nays, none.

Following a discussion on the minutes of the last meeting, on motion by Ms. Leventhal, seconded by Mr. Levison, the minutes of the last meeting as amended were approved. The amendment being the 1st paragraph on page 2, beginning with; Following a thorough and in depth discussion of Deleting #2 (General Counsel) and #5 (Public Relations) and ending with awarded at the January 15th meeting. On roll call; ayes, Messrs. Hughes, Tillotson, Hokanson, Levison, Florio, Ms. Saxton, Burgess, Leventhal, Chaneyfield-Jenkins and Spango; nays, none.

On motion by Ms. Saxton, 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. Hughes, Tillotson, Hokanson, Levison, Florio, Ms. Saxton, Burgess, Leventhal, Chaneyfield-Jenkins and Spango; nays, none.

The following verbal report was given:

Personnel & Procurement Committee: Ms. Leventhal, Chairperson of the Committee, stated that the Committee had met, discussed and recommends authorization of the following: RFQs for Various Professional Services and Extraordinary Unspecifiable Service Firms (R-007); General Counsel (R-008); Labor & Employment Counsel/Special Counsel for Pretreatment (R-009); Auditing Services for 2015 (R-010); Public Relations Services (R-011); receipt of bids for Various Services, Equipment and Materials (R-015); Purchase Order to Reiner Pump Systems, Inc. for Furnishing and Delivering Two (2) ABS Submersible Pumps (R-016) and Purchase Order to Dave Heiner Associates, Inc. for Furnishing and Delivering One (1) Chemical Induction Syster (R-017).

With regard to Resolution 007, Ms. Leventhal explained that at the December 2014 meeting, Resolution 089/14 was amended by deleting #2 General Counsel and #5 Public Relations and readvertising for those two (2) services. Four (4) law firms responded to #2 General Counsel, Inglesino, Wyciskala & Taylor, LLC, DeCotiis, FitzPatrick & Cole, LLP, Genova, Burns (formerly

Genova, Burns, Giantomasi and Webster LLC) and McManimon, Scotland & Baumann, LLC. In reviewing the RFQ's the Administrative Evaluation Team deemed the law firms of Inglesino, Wyciskala & Taylor, LLC and DeCotiis, FitzPatrick & Cole, LLP as qualified and the firms of Genova, Burns and McManimon, Scotland & Baumann LLC as not qualified.

In answer to the question as to why Genova, Burns and McManimon, Scotland & Baumann LLC were not on the list Ms. Leventhal explained they were not qualified because of the following: Genova, Burns lacked the experience and knowledge of Joint Meeting and McManimon, Scotland & Baumann LLC was seen as a firm strong in bonding issues which left Inglesino, Wyciskala & Taylor LLC and DeCotiis, Fitzpatrick & Cole, LLP.

For clarification purposes, the Executive Director explained that following review of the RFQ's by the Administrative Evaluation Team Inglesino, Wyciskala & Taylor, LLC and DeCotiis, FitzPatrick & Cole, LLP were deemed qualified based on their experience and the individuals who would be working with Joint Meeting. The firms of Genova, Burns and McManimon, Scotland & Baumann LLC were deemed not qualified based on what was previously stated.

With regard to the Public Relations portion of Resolution 007, Ms. Leventhal explained that even though concern was expressed at the December meeting and there is still concern, Zinn Graves and Field, Inc., for the second time is the only respondent.

On motion by Ms. Spango, seconded by Mr. Hughes, Resolution 007, approving the Qualifications for Various Professional Services and Extraordinary Unspecifiable Service Firms was adopted. On roll call; ayes, Messrs. Hughes, Tillotson, Hokanson, Levison, McTernan, Florio, Ms. Saxton, Burgess, Leventhal, Chaneyfield-Jenkins and Spango; nays, none.

With regard to Resolution 008, the Executive Director explained that the Administrative Evaluation Team recommendation for General Counsel is Inglesino, Wyciskala & Taylor, LLC based upon the continuity of Experience and the individuals who would be working with Joint Meeting.

A discussion was held with regard to the confusion expressed by some of the Board members with regard to Resolution 089/14 being amended at the December meeting with respect to the name change of one (1) of the respondent law firms and although Counsel Webster's name is being mentioned in conjunction with the firm of Inglesino, Wyciskala & Taylor, LLC, Counsel Webster's is not in the legal name before the Board.

Counsel Borek stated that the name of the firm is scheduled to be changed.

Ms. Leventhal explained that Counsel Webster is part of the law firm and does not have to be listed as Inglesino, Wyciskala & Taylor, LLC listed him as the attorney in their RFQ.

On motion by Ms. Leventhal, seconded by Mr. Levison, Resolution 008, appointing the Law Firm of Inglesino, Wyciskala & Taylor LLC as General Counsel was adopted. On roll call; ayes, Messrs. Hughes, Tillotson, Levison, McTernan, Florio Ms. Leventhal and Spango; nays, Mayor Hokanson, Ms. Saxton, Burgess and Chaneyfield-Jenkins.

With regard to Resolution 009 the Chairperson explained that three (3) firms, Hunt, Hamlin & Ridley, Genova, Burns LLC and DeCotiis, FitzPatrick & Cole LLP, qualified for Labor & Employment Counsel and one (1) firm, Hunt, Hamlin & Ridley qualified as Pretreatment Counsel. This was discussed in the P&P Committee meeting and Counsel Borek agreed that there should be two (2) separate resolutions on this. One (1) for Labor & Employment Counsel and one (1) for Pretreatment Counsel.

Counsel Webster stated that we did not do it this way last year. We appointed it as a joint contract.

The Executive Director explained that for a number of years Hunt Hamlin and Ridley have represented Joint Meeting as Labor and Employment Counsel as well as Pretreatment Counsel. With regard to DeCotiis, FitzPatrick & Cole, LLP, although they did not specifically deal with labor and employment, the Administrative Evaluation Team considered them qualified based on their experience and knowledge of Joint Meeting. With regard to Genova Burns, although they qualified based on the RFQ submitted, Administrative Evaluation Team felt they lacked experience and knowledge of Joint Meeting

On motion by Ms. Chaneyfield-Jenkins, seconded by Ms. Saxton, Resolution 009, appointing the Law Firm of DeCotiis FitzPatrick & Cole, LLP to serve as Labor and Employment Counsel was adopted. On roll call; ayes, Messrs. Hughes, Tillotson, Hokanson, Levison, Florio, Ms. Saxton, Burgess, Leventhal, Chaneyfield-Jenkins and Spango; nays, Mr. McTernan.

On motion by Mr. Levison, seconded by Ms. Burgess, Resolution 009A, appointing the law firm of Hunt Hamlin & Ridley to serve as Pretreatment Counsel was adopted. On roll call; ayes, Messrs. Hughes, Tillotson, Hokanson, Levison, McTernan, Florio, Ms. Saxton, Burgess, Leventhal, Chaneyfield-Jenkins and Spango; nays, none.

Following a discussion with regards to the same company doing the annual audit for a period of years, which has been addressed (by the Attorney General's Office and the Comptroller's Office) over the past 20 years, it was the consensus of the Board that Resolution 010 should include that the Audit Partner cannot serve more than three (3) consecutive years.

On motion by Ms. Saxton, seconded by Mr. Hughes, Resolution 010, reappointing the firm of Suplee, Clooney & Company for Auditing Services to Perform the 2015 Audit, and that the Audit Partner cannot serve more than 3 conservative years was adopted. On roll call; ayes, Messrs. Hughes, Tillotson, Hokanson, Levison, McTernan, Florio, Ms. Saxton, Burgess, Leventhal, Chaneyfield-Jenkins and Spango; nays, none.

On motion by Mr. McTernan, seconded by Ms. Saxton, Resolution 011 Renewal of a Contract with Zinn Graves & Field Inc. for Public Relations Services was adopted. On roll call; ayes, Messrs. Hughes, Tillotson, Hokanson, McTernan, Florio, Ms. Saxton, Burgess and Spango; nays, Mr. Levison, Ms. Leventhal and Chaneyfield-Jenkins.

On motion by Ms. Saxton, seconded by Mayor Tillotson, Resolution 012, approving payment of bills was adopted. On roll call; ayes, Messrs. Hughes, Tillotson, Hokanson, Levison, McTernan, Florio, Ms. Saxton, Burgess, Leventhal, Chaneyfield-Jenkins and Spango; nays, none.

On motion by Mr. Levison, seconded by Mr. Hughes, Resolution 013, appreciation to Sandra Haimoff was received and ordered printed. On roll call; ayes, Messrs. Hughes, Tillotson, Hokanson, Levison, McTernan, Florio, Ms. Saxton, Burgess, Leventhal, Chaneyfield-Jenkins and Spango; nays, none.

On motion by Ms. Saxton, seconded by Mayor Tillotson, Resolution 014, appreciation to Ryan Kelly; was received and ordered printed. On roll call; ayes, Messrs. Hughes, Tillotson, Hokanson, Levison, McTernan, Florio, Ms. Saxton, Burgess, Leventhal, Chaneyfield-Jenkins and Spango; nays, none.

With regard to Resolution 015 the Plant Superintendent explained that currently we have a three (3) year contract with WeCare Organics and are in discussions with them the possibility of renewing that contract for a one (1) year period. However, since this is a complicated procurement document we are requesting authorization from the Board in the event that we do have to go out for bids.

On motion by Ms. Chaneyfield-Jenkins, seconded by Mr. Levison, Resolution 015 Procurement by Public Bidding of Various Services, Equipment and Materials was adopted. On roll call; ayes, Messrs. Hughes, Tillotson, Hokanson, Levison, McTernan, Florio, Ms. Saxton, Burgess, Leventhal, Chaneyfield-Jenkins and Spango; nays, none.

On motion by Ms. Chaneyfield-Jenkins, seconded by Ms. Burgess, Resolution 016, authorizing a Purchase Order to Reiner Pump Systems, Inc. for Furnishing and Delivering Two (2) ABS Submersible Pumps was adopted. On roll call; ayes, Messrs. Hughes, Tillotson, Hokanson, Levison, McTernan, Florio, Ms. Saxton, Burgess, Leventhal, Chaneyfield-Jenkins and Spango; nays, none.

On motion by Mr. McTernan, seconded by Ms. Chaneyfield-Jenkins, Resolution 017, authorizing a Purchase Order to Dave Heiner Associates, Inc. for Furnishing and Delivering One (1) Chemical Induction System was adopted. On roll call; ayes, Messrs. Hughes, Tillotson, Hokanson, Levison, McTernan, Florio, Ms. Saxton, Burgess, Leventhal, Chaneyfield-Jenkins and Spango; nays, none.

On motion by Ms. Leventhal, seconded by Mr. Hughes, the **Treatment Plant Report** having been mailed to the Board members was received and ordered printed. On roll call; ayes, Messrs. Hughes, Tillotson, Hokanson, Levison, McTernan, Florio, Ms. Saxton, Burgess, Leventhal, Chaneyfield-Jenkins and Spango; nays, none.

On motion by Ms. Spango, seconded by Mr. McTernan, the **Industrial Pretreatment Report,** having been mailed to the Board members was received and ordered printed. On roll call; ayes, Messrs. Hughes, Tillotson, Hokanson, Levison, McTernan, Florio, Ms. Saxton, Burgess, Leventhal, Chaneyfield-Jenkins and Spango; nays, none.

On motion by Ms. Saxton, seconded by Ms. Chaneyfield-Jenkins, **Counsel** and the **Engineer's Reports** having been mailed to the Board members were received and ordered printed. On roll call; ayes, Messrs. Hughes, Tillotson, Hokanson, Levison, McTernan, Florio, Ms. Saxton, Burgess, Leventhal, Chaneyfield-Jenkins and Spango; nays, none.

On motion by Mr. McTernan, seconded by Ms. Spango, the correspondence was received and will be filed. On roll call; ayes, Messrs. Hughes, Tillotson, Hokanson, Levison, McTernan, Florio, Ms. Saxton, Burgess, Leventhal, Chaneyfield-Jenkins and Spango; nays, none.

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 Ms. Leventhal, seconded by Mr. Levison, the meeting then adjourned to meet again on Thursday, February 19, 2015, at the Maplewood Municipal Building at 4:00 p.m. unless called earlier by the Chair. On roll call; ayes, Messrs. Hughes, Tillotson, Hokanson, Levison, McTernan, Florio, Ms. Saxton, Burgess, Leventhal, Chaneyfield-Jenkins and Spango; nays, none.

Respectfully submitted,

Howard Levison
Secretary