



UNION COUNTY UTILITIES AUTHORITY

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Union County Utilities Authority February 12, 2014 Annual Reorganization Meeting

General Counsel Kraig Dowd called the meeting to order at 6:35 p.m., in the meeting room of the Union County Utilities Authority, 1499 Routes 1 & 9 North, Rahway, New Jersey.

Notice of Compliance with the Open Public Meetings Act was read by Joseph C. Bodek, Clerk of the Authority.

A roll call of the Commissioners showed the following present: Commissioners Badri, Erdos, Huff, Kulish and People. Also present were Alternate Commissioners Bonanno and Lombardo.

Commissioners Absent: Commissioner Eastman, Jackus, Kahn, and Kennedy,

General Counsel Kraig Dowd appointed Alternate Commissioner Bonanno to act for Commissioner Jackus and Alternate Commissioner Lombardo to act for Commissioner Kennedy.

Others Present: Daniel Sullivan of the Authority's staff; Kraig Dowd of Weber Dowd Law; Tim Gillen of CME Engineers; Dennis Enright of NW Financial; Freeholder Liaison Christopher Hudak; Deputy Clerk Lisa DaSilva and Clerk Joseph C. Bodek.

General Counsel Kraig Dowd led the Pledge of Allegiance.

Mr. Bodek provided Proof of Notice of the meeting.

Election of Officers of the Authority for 2014

General Counsel Dowd called for nominations for the office of Chairman of the Authority, Commissioner Erdos nominated Commissioner Huff for Chairman. The nomination was seconded by Commissioner Badri. No other nominations were made. Commissioner Bonanno moved to close nominations for the office of Chairman. The motion was seconded by Commissioner Badri and was unanimously order approved by a roll call vote. Mr. Dowd called for the vote on the nomination of Commissioner Huff. Commissioner Huff was unanimously elected chairman by a roll call vote.

Commissioner Huff assumed the Chair. He thanked everyone for their support and stated he looked forward to working with all.

Chairman Huff called for nominations for the office of Vice-Chairman of the Authority. Commissioner Kulish nominated Reni Erdos for Vice-Chairman. The nomination was seconded by Commissioner Bonanno. No other nominations were made. Commissioner Bonanno moved to close nominations for the office of Vice-Chairman. The motion was seconded by

Commissioner Lombardo and was unanimously ordered approved by a roll call vote. Chairman Huff called for the vote on the nomination of Commissioner Erdos as Vice-Chairman of the Authority. Commissioner Erdos was unanimously elected Vice-Chairman by a roll call vote.

Chairman Huff called for nominations for the office of Treasurer of the Authority. Commissioner Erdos nominated Commissioner People for Treasurer. The nomination was seconded by Commissioner Badri. No other nominations were made. Commissioner Bonanno moved to close nominations for the office of Treasurer. The motion was seconded by Commissioner Lombardo and was unanimously ordered approved by a roll call vote. Chairman Huff called for the vote on the nomination of Commissioner People as Treasurer of the Authority. Commissioner People was unanimously elected Treasurer by a roll call vote.

Chairman Huff called for nominations for the office of Secretary of the Authority. Commissioner Badri nominated Commissioner Kennedy. The nomination was seconded by Commissioner Erdos. No other nominations were made. Commissioner People moved to close nominations for the office of Secretary. The motion was seconded by Commissioner Lombardo and was unanimously ordered approved by a roll call vote. Chairman Huff called for the vote on the nomination of Commissioner Kennedy as Secretary of the Authority. Commissioner Kennedy was unanimously elected Secretary by a roll call vote.

Appointment of Committees

Chairman Huff asked to hold the appointment of the committees until he had a chance to review them. Commissioner Erdos moved to table the resolution confirming the committee appointments made by the chairperson of the Authority for 2014-2015. The motion was seconded by Commissioner Badri and was unanimously ordered approved by a roll call vote.

Public Comment

Tina Renna of Cranford. Ms. Renna asked what projects the Utilities Authority/Improvement Authority have with the Union County Alliance. She also asked for an explanation of employee payments, noting that the Executive Director, and staff began receiving monthly payments, in addition to their salaries, beginning in August 2013. She noted the Utilities Authority signing a shared services agreement with the Improvement Authority. She commented on whether the Utilities Authority approved a \$23,000.00 increase in the salary of the Executive Director at about the same time. She detailed what she believed to be the monthly payment amounts to the Executive Director, Deputy Executive Director and other staff members and when they began. She asked whether these payments were authorized, as she could not find them in the minutes of the public session she was provided with and is awaiting copies of the executive session. She noted other documents she had reviewed, that she was awaiting a response to other OPRA requests she had made and that she could not find authorization for the payments. She asked if the payments would continue in 2014 and noted what she believed would be the annual compensation to the Executive Director if the payments she described continued for 2014.

A second individual spoke, without identifying himself, and asked if questions would be answered by the Authority and whether it is the policy in Union County not to answer questions.

There were no other individuals seeking to comment.

Communications

There were no communications.

Approval of Minutes

Commissioner Erdos moved for approval of the public session minutes of the public session of the regular meeting of January 15, 2014. The motion was seconded by Commissioner Badri and was ordered approved by a roll call vote, with all voting in favor except Commissioners Bonanno and Lombardo who abstained.

Reports of Officers

There were no reports from the officers.

Reports of Committees, Staff and Counsel – Public Session I

Finance and Budget

Commissioner Kulish reported that the Finance and Budget Committee had met and recommended payment of the bills and authorizing consideration of the annual budget of the Authority. Commissioner Kulish moved the following resolutions: 1) Approving operating and resource recovery facility vouchers for processing and payment; and 2) Approving consulting and legal vouchers for processing and payment. The motion was seconded by Commissioner People and was unanimously ordered approved by a roll call vote.

Commissioner Kulish reported that the Finance and Budget also recommended the resolution designating certain financial institutions as official depositories of the Authority. Commissioner Kulish moved the resolution designating certain financial institutions as official depositories for the monies of the Authority in accordance with N.J.S.A. 40A:5-14 for the year 2014. The motion was seconded by Commissioner Erdos and was unanimously ordered approved by a roll call vote.

Commissioner Kulish further reported that the Committee recommended increasing the CAP for CME Associates and Weber Dowd Law. He then moved the resolution increasing the CAP for CME Associates and Weber Dowd Law, LLC in their existing professional services contracts. The motion was seconded by Commissioner Erdos and was unanimously ordered approved by a roll call vote.

Personnel/Procurement/Insurance

Commissioner Erdos reported on the meeting of the Personnel/Procurement/Insurance Committee. The Committee recommended the qualification of firms, appointment of consultants & professionals, appointment of General Counsel and appointment of a qualified purchasing agent. Commissioner Erdos then moved the resolution adopting a list of firms qualified to provide various services to the Authority pursuant to a request for qualifications process. The motion was seconded by Commissioner Badri and was unanimously ordered approved by a roll call vote. Commissioner Erdos then moved the following resolutions: 1) Appointing and reappointing certain professionals and consultants to the Authority; 2) Appointing Kraig M. Dowd, Esq., of the firm Weber Dowd Law, LLC as General Counsel; and 3) Reappointing Joseph C. Bodek as qualified purchasing agent. The motion was seconded by Commissioner Erdos and was unanimously ordered approved by a roll call vote.

Public Information

Commissioner Kulish moved the resolutions, 1) establishing a meeting schedule for the period March 2014 through the Authority's reorganization meeting in February 2015; and 2) Designating the official newspaper for the Authority as the Union County Local Source and authorizing the use of the Home News Tribune, the Star Ledger and LaVoz as supplemental newspapers. The motion was seconded by Commissioner Badri and was unanimously ordered approved by a roll call vote.

Policy, Ethics & By-Laws

Commissioner Badri moved the resolution authorizing the re-adoption of the bylaws of the Authority. The motion was seconded by Commissioner People and was unanimously ordered approved by a roll call vote.

Operations

There was no report of the Operations Committee.

Solid Waste and Recycling

There was no report of the Solid Waste and Recycling Committee.

New Business

Mr. Sullivan explained the reasons and need to approve an extension of the shared services agreement with the Improvement Authority. He noted the terms of the extension. Commissioner Badri moved the resolution approving an extension of the shared services agreement with the Union County Improvement Authority for the provision of Executive Director and other services until August 1, 2014. The motion was seconded by Commissioner Kulish and was unanimously ordered approved by a roll call vote.

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Mr. Sullivan explained the purpose of the resolution implementing a flexible spending account program. Commissioner Erdos moved the resolution authorizing the implementation of a flexible spending account program. The motion was seconded by Commissioner Bonanno and was unanimously ordered approved by a roll call vote.

Report of Committees, Staff and Counsel – Executive Session

There was no need for an executive session.

Unfinished Business

There were no items of unfinished business

Public Comment by Commissioners/Freeholder Liaison Chris Hudak

There were no comments.

There being no further business to come before the Authority, Commissioner Lombardo moved to adjourn the meeting. The motion was seconded by Commissioner Bonanno and was unanimously ordered approved by a voice vote. The meeting was adjourned at 6:56 pm.

Respectfully submitted,

Joseph C. Bodek
Clerk

James Huff
Chairman

James Kennedy
Secretary