



UNION COUNTY UTILITIES AUTHORITY

1499 Routes 1 & 9, North, Rahway, New Jersey 07065

(732) 382-9400

FAX (732) 382-5862

Union County Utilities Authority September 19, 2012 Regular Public Meeting

Chairman Jackus called the meeting to order at 6:38 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: Chairman Jackus, Treasurer People, Secretary Kennedy, and Commissioner Kulish. Commissioner Erdos arrived 6:44 p.m. Also present were Alternate Commissioners Bonanno and Lombardo

Commissioners Absent: Vice-Chairman Kahn, Commissions Badri, Eastman and Huff.

Chairman Jackus appointed Alternate Commissioner Bonanno to act for Commissioner Badri and Alternate Commissioner Lombardo to act for Commissioner Eastman.

Others Present: Daniel Sullivan and Tom Brennan of the Authority's staff; Kraig Dowd of Weber Dowd Law; Rich Bauch of Bauch Zucker Hatfield; Ed Trainia of CME Engineers; Dennis Enright of NW Financial; Deputy Clerk Lisa M. DaSilva and Clerk Joseph C. Bodek.

Chairman Jackus led the Pledge of Allegiance.

Mr. Bodek provided Proof of Notice of the meeting.

Approval of Minutes

Commissioner People moved for approval of the public and executive session minutes of August 15, 2012. The motion was seconded by Chairman Jackus and was ordered approved by a roll call vote, with all voting yes, except for Commissioner Kennedy who abstained.

Communications

There were no communications.

Report of Officers

There were no reports from the officers.

Report of Committees, Staff & Counsel – Public Session I

Finance & Budget

Commissioner Kulish reported that the Finance & Budget Committee had met and recommended approval of the bill list. Commission People 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 Kennedy and was unanimously ordered approved by a roll call vote.

Mr. Dowd explained the Class action lawsuit that included the Authority, with Wachovia Bank. He noted that the Authority could receive up to \$180,600.64 in the global settlement agreement. Mr. Enright provided further details on the lawsuit and the reasons for the settlement. Commissioner Kulish moved the resolution authorizing participation in the class action settlement entitled, in Re Municipal Derivatives Antitrust Litigation, MDL NO. 1950, Master Docket No. 08-2516 (S.D.N.Y.) (Wachovia Class Action). The motion was seconded by Commissioner Bonanno and was ordered approved by a roll call vote, with all voting in favor, except for Commissioner Erdos, who abstained.

Personnel/Procurement/Insurance

Chairman Jackus reported that as the Personnel/Procurement/Insurance asked to table the resolution regarding an employment contract for the executive director. Commissioner Kulish moved to table resolution 75-2012 regarding an employment contract for the Executive Director. The motion was seconded by Commissioner Bonanno and was ordered approved by a roll call vote, with all voting yes except for Commissioner Bonanno who abstained.

Operations

There was no report from the Operations Committee.

Solid Waste & Recycling

There was no report.

New Business

There were no items of new business.

Public Comment

There was no public comment.

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Report of Committees, Staff & Counsel – Executive Session

There was no executive session.

Report of Committees, Staff & Counsel – Public Session II

There were no reports.

Old Business/Unfinished Business

There was no old business

Public Comments by Commissioners/Freeholder Liaison Hudak

Commissioner Bonanno commented on the recent Star Ledger Article regarding the retro-fitting of the Essex County resource recovery facility with mercury controls. He noted that this authority had taken those actions twenty something years ago. Commissioner Kennedy spoke about a recent meeting, with Senator Mendez's staff, regarding the changing of the current mercury standards and what effect it would have on the Authority.

There being no further business to come before the Authority, Commissioner Kennedy moved to adjourn the meeting. The motion was seconded by Commissioner Kulish, and was unanimously ordered approved by a roll call vote. The meeting was adjourned at 6:54 pm.

Respectfully submitted,

Joseph C. Bodek
Clerk

Ed Jackus

James Kennedy