

Union County Utilities Authority
February 13, 2008
Annual Reorganization Meeting

General Counsel Neil Cohen called the meeting to order at 6:50 pm, 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 Ms. Miskiewicz, Deputy Clerk of the Authority.

A roll call of the Commissioners showed the following present: Commissioners Badri, Erdos, Huff, Jackus, Kahn, Kennedy, People and Wolf, Also present was Alternate Commissioner Lombardo.

Commissioners Absent: Commissioner Kulish and Alternate Commissioner Jorn.

Others Present: Dr. Garg, Mr. Brennan, Mr. Crane, Ms. Santiago, Mr. Hummel, and Mr. Neafsey, of the Authority's staff; Neil Cohen, General Counsel; Ed Traina of CME; Kraig Dowd of G. Weber Law; Gina Bilangi and Jonathan Williams of DeCotiis, FitzPatrick, Cole and Wisler; Freeholder Liaison Holmes; Alex Booth of Brownstein Booth and Associates; Deputy Clerk Lisa Miskiewicz

Mr. Cohen led the Pledge of Alliance.

Ms. Miskiewicz provided Proof of Notice of the meeting.

Elections of Officer of the Authority

Mr. Cohen asked for nominations for the Office of Chairman of the Authority for 2008-2009. Commissioner Jackus nominated Commissioner Kahn to be Chairman. The nomination was seconded by Commissioner Kennedy. There being no further nominations Commissioner Jackus moved to close the nominations. The motion was seconded by Commissioner Badri and approved by voice vote. Commissioner Jackus then made a motion to approve the election of Chairman of the Authority. The motion was seconded by Commissioner Badri and approved unanimously by roll call vote. Commissioner Kahn was then elected Chairman, unanimously by a roll call vote.

Chairman Kahn assumed the chair, and thanked the Commissioners for their support.

Chairman Kahn asked for nominations for the Office of Vice-Chairman of the Authority for 2008-2009. Commissioner Jackus nominated Commissioner Kulish to be Vice-Chairman. The nomination was seconded by Commissioner Wolf. There being no further nominations Commissioner Jackus moved to close nominations. The motion was seconded by Commissioner Badri and approved unanimously by a voice vote. Commissioner Kulish was then elected Vice-Chairman, unanimously by a roll call vote.

Chairman Kahn asked for nominations for the Office of Treasurer of the Authority for 2008-2009. Commissioner Jackus nominated Commissioner People to be Treasurer. The nomination was seconded by Commissioner Wolf. There being no further nominations, Commissioner Jackus moved to close nominations. The motion was seconded by Commissioner Wolf and approved unanimously by a voice vote. Commissioner People was then elected Treasurer, unanimously by a roll call vote.

Chairman Kahn asked for nominations for the Office of Secretary of the Authority for 2008-2009. Commissioner Jackus nominated Commissioner Wolf to be Secretary. The nomination was seconded by Commissioner Badri. There being no further nominations Commissioner Jackus moved to close nominations. The motion was seconded by Commissioner Badri and approved unanimously by a voice vote. Commissioner Wolf was then elected Secretary, unanimously by a roll call vote.

Appointment of Committees

Chairman Kahn assumed the chair, and thanked the Commissioners for their support. He passed out the Committee assignments for 2008-2009. Commissioner Wolf then moved the resolution confirming the committee appointments made by the Chairperson of the Authority for 2008-2009. The motion was seconded by Commissioner Badri and approved unanimously by a roll call vote.

Approval of Minutes

Commissioner Badri moved the resolution approving the regular session and executive session minutes of the January 17, 2008 meeting. The motion was seconded by Commissioner Wolf and approved by a roll call vote, with all voting in favor, except Commissioners Jackus, Huff and Lombardo who abstained.

Communications

Mr. Miskiewicz read a card from the family of Grace Wolf, thanking the Authority for their kindness and also for the donation to the Center for Hope Hospice in memory of Grace Wolf.

Ms. Miskiewicz then read a letter from the Center of Hope Hospice thanking the Authority for their donation to the Center in memory of Grace Wolf.

Report of Officers

There were no reports from the officers.

Reports of Committees, Staff & Counsel - Public Session I

Finance and Budget

Commissioner Jackus reported that the Finance and Budget Committee had met, and recommended approval of the bill list and the following resolutions. Commissioner Kennedy made a motion moving the following resolutions: 1) Approving operating and resource recovery facility vouchers for processing and payment; 2) Approving consulting and legal vouchers for processing and payment; and 3) Designating certain Financial Institutions as official Depositories for the monies of the Authority in accordance with N.J.S.A. 40A:5-14; 4) Increasing the cap for Malcolm Pirnie Inc. and CME in their existing professional services contract. The motion was seconded by Commissioner Huff and approved unanimously by a roll call vote.

Personnel/Procurement/Insurance And Public Information

Commissioner Erdos made a motion to move the following resolutions, 1) Execution of an Employment contract with Sunil K. Garg, Ph.D., Esq. for the position of Executive Director of the Authority 2) Appointment of General Counsel and approving for an agreement for same and authorizing execution thereof. 3) Resolution adopting a list of firms qualified to provide various services to the Authority pursuant to a request for qualifications process. 4) Resolution appointing and reappointing certain professionals and consultants to the Authority. 5) Resolution reappointing Thomas Brennan as the Affirmative Action and Public Agency Compliance Officer for the Authority. 6) Adoption of the Annual Meeting Schedule 7) Resolution designating the Official Newspapers of the Authority. The Motion was Seconded by Commissioner Badri and approved unanimously by roll call vote.

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Policy/Ethics and By-laws

Chairman Kahn then asked for a motion to readopt the bylaws of the Authority. Commissioner Badri made a motion which was seconded by Commissioner Huff and approved unanimously by roll call vote.

Operations

Mr. Crane informed the Commissioners that for the month of January there had been a total of 384 solid waste inspections. 296 of them were for type 13 and 88 of them were type 10. Notices of Violation with Penalty Assessment were issued against four waste hauling companies for 49 cases representing \$235,000.00 in penalties. Proof of Compliance letters were sent to 181 hauling companies for 736 inspections.

Solid Waste & Recycling

Ms. Santiago noted that there were no topics for discussion.

New Business

Commissioner Kennedy welcomed Alternate Commissioner Lombardo to the Board.

Public Comment

Chairman Kahn noted that there was no one from the public present.

Report of Committees, Staff & Counsel - Executive Session

Commissioner Badri moved to go into executive session. The motion was seconded by Commissioner Wolf. Ms. Miskiewicz read the following statement as to why the Authority was entering into executive sessions: In accordance with the Open Public Meetings Act, The Authority is entering into executive session to discuss items concerning contracts, litigation and/or personnel. The Authority may take official action on any item discussed in executive session, once the Authority returns to public session. The motion was approved unanimously by a roll call vote.

The Authority entered into executive session at 7:04 p.m.

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Upon motion of Commissioner Badri, seconded by Commissioner Wolf, and approved unanimously by a roll call vote the Authority reconvened into public session at 7:07 p.m.

Report of Committees, Staff & Counsel - Public Session II

There were no reports.

Unfinished Business

There were no items of unfinished business.

Public Comments by Commissioners/Freeholder Liaison Chester Holmes

There were no public comments.

There being no further business to come before the Authority, Commissioner Badri moved to adjourn the meeting. The motion was seconded by Commissioner Wolf and approved unanimously by a voice vote.

The meeting was adjourned at 7:10 p.m.

Respectfully submitted,

Lisa Miskiewicz
Deputy Clerk

Edward Kahn
Chairman

William Wolf
Secretary