HUDSON COUNTY IMPROVEMENT AUTHORITY

IN THE MATTER OF: TRANSCRIPT OF
THE REGULAR MONTHLY MEETING: PROCEEDINGS

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WEDNESDAY, JULY 27, 2016
830 BERGEN AVENUE, 9TH FLOOR
JERSEY CITY, NEW JERSEY 07306
COMMENCING AT 5:48 P.M.

BOARD MEMBERS:

FRANK PESTANA, CHAIRMAN
JAMES DORAN, VICE CHAIRMAN
STEPHEN J. GALLO, TREASURER
FRANK LORENZO, SECRETARY
MARTIN T. MARTINETTI, COMMISSIONER
FRED M. BADO, COMMISSIONER
JOHN PENEDA, COMMISSIONER (NOT PRESENT)
NICHOLAS GOLDSACK, COMMISSIONER
JEFFREY DUBLIN, COMMISSIONER

APPEARANCES:

KURT CHERRY, EXECUTIVE DIRECTOR/CFO
WILLIAM J. NETCHERT, ESQ.
GENERAL COUNSEL TO THE BOARD
CARMEN LOZANO, EXECUTIVE ASSISTANT/ASSISTANT
SECRETARY TO THE BOARD

SHARON PALMER
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ALSO PRESENT:

MARY-ELLEN GILPIN, HCIA
ELIZABETH RAMOS, EXECUTIVE ASSISTANT
MICHAEL O'CONNOR, HCIA
JEFF LANIGAN

CHAIRMAN PESTANA: Here.

MS. LOZANO: We have a quorum with
eight board members present, one not present.

CHAIRMAN PESTANA: Mr. Netchert.

MR. NETCHERT: Yes, Mr. Chairman.

For the record, Kurt Cherry is chairing
the meeting tonight. Our chief executive officer
is recuperating from a second knee replacement.
We have talked to him and he's walking and he's
doing well. If Kurt has his way he'll be back
before the next meeting. If not, we'll see him
after the next meeting.

Mr. Chairman, this is a public meeting.

Notice of tonight's meeting has been forwarded for
publication both to the Jersey Journal and Star
Ledger on February 11th, 2016. Notice of these
meetings were also forwarded to the Office of the
Clerk of the County of Hudson, to the Clerk of the
Board of Chosen Freeholders, and was posted on the
bulletin board outside of this meeting hall.

These notices are all in compliance
with the requirements of the Open Public meetings
Act.

CHAIRMAN PESTANA: Thank you.

At this time I would like to ask for a

motion for approval of the minutes for the June
22nd meeting.

COMMISSIONER GALLO: I'll move the
motion.

CHAIRMAN PESTANA: Motion by
Commissioner Gallo.

COMMISSIONER DUBLIN: Second.

CHAIRMAN PESTANA: Second by
Commissioner Dublin.

MS. LOZANO: Commissioner Bado
COMMISSIONER BADO: Present.

MS. LOZANO: Commissioner Doran.
COMMISSIONER DORAN: Here.

MS. LOZANO: Commissioner Dublin.
COMMISSIONER DUBLIN: Here.

MS. LOZANO: Commissioner Gallo.
COMMISSIONER GALLO: I'll move.

MS. LOZANO: Commissioner Goldsack.
COMMISSIONER GOLDSACK: Here.

MS. LOZANO: Commissioner Lorenzo.
COMMISSIONER LORENZO: Here.

MS. LOZANO: Commissioner Martinetti.
COMMISSIONER MARTINETTI: Here.

MS. LOZANO: Commissioner Peneda. Not
present.

Chairman Pestana.
MS. LOZANO: The minutes of June 22nd, 2016, with number 7-2016-2, passes in the affirmative by six members voting yes, two abstentions, and one not present.

CHAIRMAN PESTANA: At this time we would like to open the meeting to the public for any comments on the agenda.

Seeing none, the public portion is now closed.

Kurt.

MR. CHERRY: 6-2016-4, resolution of the Hudson County Improvement Authority authorizing payment of certain costs and expenses of the Authority for the month of July 2016.

CHAIRMAN PESTANA: Are there any motions?

MR. CHERRY: I believe that there is an addendum with this too.

CHAIRMAN PESTANA: Are there any motions?

COMMISSIONER GOLDSACK: I'll move the motion.

CHAIRMAN PESTANA: Motion by Commissioner Goldsack.

COMMISSIONER GALLO: Second.

seeing this monthly.

MR. NETCHERT: There you go. That's two of us.

MR. DORAN: I was just wondering why I didn't get it.

MR. NETCHERT: It gives you a feel for where we are.

COMMISSIONER DORAN: I would assume this the halfway mark. I don't get this every month. If you produce it is every month, I don't get it.

MS. LOZANO: When I get it from the finance department I always put them in the folders.

MR. NETCHERT: Okay.

COMMISSIONER GOLDSACK: This is the first time I'm --

MR. NETCHERT: So the finance department --

COMMISSIONER DORAN: Has anyone else seen this?

CHAIRMAN PESTANA: I have.

MR. NETCHERT: The CFO is seated next to us. Perhaps he can tell us how often we get this.

CHAIRMAN PESTANA: Second by Commissioner Gallo.

MS. LOZANO: Commissioner --

COMMISSIONER DORAN: Can I ask a question?

CHAIRMAN PESTANA: Yes.

COMMISSIONER DORAN: With the bills we have is the report of contract cap analysis.

Bill, was that part of the bills?

MR. NETCHERT: Do you have the contract cap analysis?

COMMISSIONER DORAN: Yes, the contract cap analysis.

MR. NETCHERT: It is not normally part of the bills. I don't know why the cap analysis is in there.

MS. LOZANO: I do. We have to explain how far we have gone with the contracts.

MR. DORAN: We do not --

MR. CHERRY: We do it every month.

MR. NETCHERT: We do it every month?

MR. CHERRY: Yes.

MR. NETCHERT: That shows you I read the bill list.

COMMISSIONER DORAN: I don't remember paper.

MR. NETCHERT: You don't need to have it.

And what we need to do is we monitor it because if you exceed the cap, we have to come back to you and get approval to exceed the cap, and that's all it is for. So we don't know.

The question was asked why all of a sudden do the commissioners have the cap analysis in their packages.

MS. GILPIN: I try to do it a little more frequently, but the timing was bad for a couple of months. So I finally caught up and made sure that everybody had through June. And the
analysis, we'll get back into the habit of doing it hopefully every month.

MR. NETCHERT: Mary-Ellen, the commissioners seem to indicate that they don't feel a need to have the extra paper in their packet and have this cap analysis.

COMMISSIONER DUBLIN: That was one Commissioner.

COMMISSIONER DORAN: You don't want to speak for everyone Norman (sic).

COMMISSIONER DUBLIN: I would like to receive it so that I can stay abreast of what's going on.

MS. GILPIN: You know, sometimes -- this time I printed out every single one including ones that didn't have any changes on them because I hadn't done them in a few months.

So what I could do is just the ones that are changed. You know, just print out as I enter the information and just print that out and only give you the ones that had any changes.

COMMISSIONER DUBLIN: Yes. That's all right.

MS. GILPIN: It is up to you. Let me know which way you prefer and I would be happy to do it. It's one file and it is just different tabs.

COMMISSIONER DUBLIN: Okay.

MS. GILPIN: However you prefer it.

I'll be happy to do it.

COMMISSIONER DUBLIN: I think this way, the way you gave it to us, was on information only.

MS. GILPIN: Yes.

COMMISSIONER DUBLIN: So I would rather keep it the same way --

MS. GILPIN: Okay.

COMMISSIONER DUBLIN: -- you are doing it.

MS. GILPIN: Okay.

COMMISSIONER DORAN: So I guess the question is it is for information purposes.

MS. GILPIN: Yes.

COMMISSIONER DORAN: We're not voting on it?

MR. NETCHERT: No.

MR. CHERRY: No.

CHAIRMAN PESTANA: No.

MR. NETCHERT: So for the purposes of moving from this discussion we're going to leave whatever course of conduct we have been following as is until the commissioners ask for a different course to be taken.

MR. CHERRY: You also now have your addendum in front of you to the bill list.

CHAIRMAN PESTANA: Is there a motion and a second?

COMMISSIONER GOLDSACK: I made the motion.

CHAIRMAN PESTANA: Yes. We had a motion and the second already.

Carmen.

MS. LOZANO: Commissioner Bado.

COMMISSIONER BADO: Yes.

MS. LOZANO: Commissioner Doran.

COMMISSIONER DORAN: Yes.

MS. LOZANO: Commissioner Dublin.

COMMISSIONER DUBLIN: Yes.

MS. LOZANO: Commissioner Gallo.

COMMISSIONER GALLO: Yes.

MS. LOZANO: Commissioner Goldsack.

COMMISSIONER GOLDSACK: Yes.

MS. LOZANO: Commissioner Lorenzo.

COMMISSIONER LORENZO: Yes.

MS. LOZANO: Commissioner Martinetti.

COMMISSIONER MARTINETTI: Yes.

MS. LOZANO: Chairman Pestana.

CHAIRMAN PESTANA: Yes.

MS. LOZANO: Resolution 7-2016-4 passes in the affirmative, as amended, by eight board members voting yes, one not present.

MR. CHERRY: Resolution 6-2016 --

MS. LOZANO: Seven.

COMMISSIONER GALLO: Seven.

MR. CHERRY: Excuse me. 7-2016-5, Correctory Resolution of the Hudson County Improvement Authority correcting Resolution No. 6-2016-10 authorizing the First Amendment to the Purchase and Sale Agreement with Morris Koppers Urban Renewal Associates, LLC for the disposition of the Koppers Seaboard site.

This resolution is being tabled.

COMMISSIONER DORAN: That's the correcting resolution?

MR. CHERRY: Yes, correct.

MR. NETCHERT: Tabled to make sure that the corrections are correct.

COMMISSIONER DORAN: Are we going to have a corrected correcting resolution?

MR. NETCHERT: No. We'll just put this
1. County of Hudson, Hudson County Community College, and Hudson County Vocational-Technical School.
2. This resolution authorizes a contract with Winning Strategies to provide, on a federal level, Governmental Affairs Consulting Services with the cost to be shared by the County, County College, County Vocational-Technical School, and the Authority.
3. For the HCIA they have been working on prior transportation earmarks such as the Light Rail Extension from the Culver Avenue Station in Jersey City to the Honeywell Route 440 development site. They have also been working on the Koppers access roadway funding.
4. COMMISSIONER DORAN: Are they effective or have they been effective?
5. MR. NETCHERT: They have been very effective. We're more than happy. The County is happy with them. I can speak for the college as well. The college is happy with them. I can't speak for the Schools of Technology. You might be able to.
6. They have produced.
7. COMMISSIONER DORAN: Okay.
8. MR. NETCHERT: And their contract is the same contract that they have had for the last, and there is no increase, for the last twelve years.
9. CHAIRMAN PESTANA: Are there any other questions?
10. (No response) CHAIRMAN PESTANA: Do we have any motions.
11. COMMISSIONER GALLO: I'll move the motion.
12. CHAIRMAN PESTANA: Motion by Commissioner Gallo.
13. Is there a second?
15. CHAIRMAN PESTANA: Seconded by Commissioner Goldsack.
17. COMMISSIONER BADO: Yes.
18. MS. LOZANO: Commissioner Doran.
19. COMMISSIONER DORAN: Yes.
20. MS. LOZANO: Commissioner Dublin.
21. COMMISSIONER DUBLIN: Yes.
22. MS. LOZANO: Commissioner Gallo.
23. COMMISSIONER GALLO: Yes.
24. MS. LOZANO: Commissioner Goldsack.
25. COMMISSIONER GOLDSACK: Yes.

1. COMMISSIONER GOLDSACK: Should there be a motion to table or just the table?
2. MR. NETCHERT: If you want.
3. COMMISSIONER DORAN: I think that's up to the Chair to table.
4. MR. NETCHERT: Either that or you could just -- our request is to carry it to the next meeting.
5. CHAIRMAN PESTANA: All right. We'll take your recommendation to carry it to the next meeting.
6. Do we have a motion for that?
7. COMMISSIONER GALLO: I'll move it.
8. CHAIRMAN PESTANA: Is there a second?
9. COMMISSIONER DORAN: Second.
10. CHAIRMAN PESTANA: Motion by Commissioner Gallo and seconded by Commissioner Doran.
11. MS. LOZANO: Commissioner Bado.
12. COMMISSIONER BADO: Yes.
13. MS. LOZANO: Commissioner Doran.
14. COMMISSIONER DORAN: Yes.
15. MS. LOZANO: Commissioner Dublin.
16. COMMISSIONER DUBLIN: Yes.

1. CHAIRMAN PESTANA: Resolution 7-2016-5 passes in the affirmative by eight board members voting yes, one not present.
2. COMMISSIONER DUBLIN: Mr. Chairman.
3. CHAIRMAN PESTANA: Yes.
4. COMMISSIONER DUBLIN: Could we, maybe not for this meeting, but the next meeting, could we have a summary update on where we're at on the Koppers site?
5. MR. NETCHERT: Sure. Absolutely.
6. MR. CHERRY: 7-2016-6, Resolution of the Hudson County Improvement Authority authorizing renewal of an Agreement to Provide Governmental Affairs Consulting Services and Interlocal Agreements for Shared Services with the
COMMISSIONER GOLDSACK: Yes.
MS. LOZANO: Commissioner Lorenzo.
COMMISSIONER LORENZO: Yes.
MS. LOZANO: Commissioner Martinetti.
COMMISSIONER MARTINETTI: Yes.
MS. LOZANO: Chairman Pestana.
CHAIRMAN PESTANA: Yes.
MS. LOZANO: Resolution 7-2016-6 passes in the affirmative by eight board members voting yes, one not present.
MR. CHERRY: 7-2016-7, Resolution of the Hudson County Improvement Authority renewing a sub-contract with the County of Hudson under the Ryan White HIV/AIDS Treatment Extension Act of 2009 and continuing the employment of a Director of Hudson County TGA-HIV/AIDS Services Planning Council.
This resolution is for the Ryan White Grant that's received by the County.
One of the provisions of the Grant requires that there be an independent planning agency to provide guidance on spending funds. The Authority serves as the independent planning agency to the County.
This resolution renews the contract with the County for the TGA-HIV/AIDS Planning Council and names the Director of the Planning Council. And this resolution would cover one year.
CHAIRMAN PESTANA: This is the one we're renewing?
MR. CHERRY: For several years, yes.
COMMISSIONER DUBLIN: So do they meet here?
MR. NETCHERT: They meet here, yes, in this building. Reverend Marvin Krieger, who has been housed here since we got here in 2003, is the Director of the program. They meet here fairly frequently.
COMMISSIONER DUBLIN: Who from the Authority sits in on the meetings?
MR. NETCHERT: No one.
COMMISSIONER DUBLIN: No one?
MR. NETCHERT: No.
COMMISSIONER DUBLIN: So we are supposed to oversee the program on how they spend the money or how they --
MR. NETCHERT: I think the office, the grant office that gives them the money, oversees it and monitors it. All we do is provide them with this --
COMMISSIONER DUBLIN: With the facility?
MR. NETCHERT: Well, and the space.
The County is not allowed to set its own programs. It has to be an independent authority. So this is as close to keeping it close to the County as we can without having it not be in violation.
COMMISSIONER DUBLIN: So we just --
MR. NETCHERT: The office is located here and it operates out of here. The meetings are held here. And the Authority gets a fee for providing that benefit to the program.
COMMISSIONER DUBLIN: So we just house them. We don't have to oversee and make sure that the program --
MR. NETCHERT: Right.
COMMISSIONER DUBLIN: Okay.
MR. CHERRY: The Director is also an employee of the Authority.
COMMISSIONER DUBLIN: Who is the director?
MR. CHERRY: That is Reverend Marvin Krieger.
MS. LOZANO: Commissioner Goldsack.
COMMISSIONER GOLDSACK: Yes.
MS. LOZANO: Commissioner Lorenzo.
COMMISSIONER LORENZO: Yes.
MS. LOZANO: Commissioner Martinetti.
COMMISSIONER MARTINETTI: Yes.
MS. LOZANO: Chairman Pestana.
CHAIRMAN PESTANA: Yes.
MS. LOZANO: Resolution 7-2016-7 passes in the affirmative by eight board members voting yes, one not present.

MR. CHERRY: 7-2016-8, Resolution of the Hudson County Improvement Authority authorizing payment for a sewer connection at Laurel Hill, Block 5, Lot 2.03 regarding Hudson County Schools of Technology.

This resolution authorizes the payment to the Secaucus MUA for the sewer connection necessary for the new Hudson County Schools of Technology in the amount of $806,766.67. A partial payment of that amount is now due, and that fee will be paid from the Schools of Technology bond proceeds.

CHAIRMAN PESTANA: Does anybody have any questions on this?

COMMISSIONER DORAN: Do they have to run their sewer out there, run the water main out there or is it just a connection?
MR. NETCHERT: I think it's just a connection.
COMMISSIONER DORAN: Okay.
CHAIRMAN PESTANA: I think they're going to have a pump station that pumps --
MR. O'CONNOR: Yes. There is - I think there is an enhanced pump station or some other improvements, but essentially they are plugging in.

COMMISSIONER GALLO: But that fee doesn't cover the building of the pump station.
MR. O'CONNOR: No, that's the connection fee.
MR. NETCHERT: For the record, the resolution that you have before you authorizes payment of one-half now in a like amount at the time prior to certificate of occupancy subject to an increase if the rates at the time have increased then from what they are today. So if the rates stay stable, it will be a matching amount. If the rate goes up it will be one-half of -- well, it will be an amount necessary at the time, less the amount paid now.
COMMISSIONER GALLO: Do we know what the rate is?
MR. CHERRY: It's determined by formula through their resolution.
CHAIRMAN PESTANA: I think it's on Secaucus's website. I actually know the director and recently I was speaking to him about it.
MR. NETCHERT: And if I'm not mistaken, in the documentation I saw I think we received a credit of $90,000 for monies that had been either paid to, in anticipation of some other connection or not, but I know it's a reduced rate from what the normal rate would be.
CHAIRMAN PESTANA: Are there any motions on this?
COMMISSIONER DORAN: I make a motion to approve.
CHAIRMAN PESTANA: Motion by Commissioner Doran.
Is there a second?
COMMISSIONER LORENZO: Seconded by Commissioner Lorenzo.

MS. LOZANO: Commissioner Bado.

COMMISSIONER BADO: Yes.
MS. LOZANO: Commissioner Doran.
COMMISSIONER DORAN: Aye.
MS. LOZANO: Commissioner Dublin.
COMMISSIONER DUBLIN: Yes.
MS. LOZANO: Commissioner Gallo.
COMMISSIONER GALLO: Yes.
MS. LOZANO: Commissioner Goldsack.
COMMISSIONER GOLDSACK: Yes.
MS. LOZANO: Commissioner Lorenzo.
COMMISSIONER LORENZO: Yes.
MS. LOZANO: Commissioner Martinetti.
COMMISSIONER MARTINETTI: Yes.
MS. LOZANO: Chairman Pestana.
CHAIRMAN PESTANA: Yes.
MS. LOZANO: Resolution 7-2016-8 passes in the affirmative by eight board members voting yes, one not present.
MR. CHERRY: 7-2016-9, Resolution of the Hudson County Improvement Authority authorizing execution of a Settlement Agreement and Release, and Material Recovery Agreement with Allegro Sanitation, Inc. for Materials Recovery Services for solid waste generated within Hudson County in accordance with the Hudson County
District Solid Waste Management Plan.

For this explanation I'll turn this over to Bill.

MR. NETCHERT: Okay.

Commissioners, as you recall, we came to the Board I guess approximately a year ago indicating that we were having difficulty getting Allegro to execute the Materials Recovery Facility Agreement that we have in place with all of the other facilities throughout the County. They had a different view of what they were permitted to do and not permitted to do than we did.

We worked as long and hard as we could to get an agreement without instituting litigation. At the time we came to you you authorized litigation, if litigation was necessary.

I'm happy to say at this point that, without any admission of wrongdoing on their part, they have agreed to settle the amount by paying us the sum of $300,000 and they have agreed to execute the Materials Recovery Facility Agreement that we have in place with just about every other facility in the County as well.

The agreement will be executed, the settlement will be executed, and the lawsuit will be dismissed.

CHAIRMAN PESTANA: Does anybody have any questions on that?

COMMISSIONER DORAN: What was the basis of this agreement?

MR. NETCHERT: They thought that they were entitled to take in their facility, which is a materials recovery facility, materials that the DEP and we, as agents for them, considers to be solid waste, disposable waste, compressible waste.

In the vernacular it's garbage.

COMMISSIONER DORAN: Right. Regular garbage.

MR. NETCHERT: Regular garbage.

Without getting too involved, if you have a cardboard box and you leave it out in the rain, it is no longer cardboard, it's ruined. Or if you have a cardboard box and you throw your spaghetti in it, it's, for want of a better description, damaged cardboard and not considered by DEP for recyclable.

They thought that they could decide what was and what is not. As a result, we were losing revenue for payment of disposal materials that should have been being brought to the directed facility that the County Solid Waste Plan directs the waste to be brought to, and we were losing $96 a ton that should have been being paid or something close to $96.

So we have worked it out now that they have agreed that if it's contaminated recyclables it has to stay on the truck that goes to the other facility. We'll monitor that. We expect to have to monitor it. We expect the facility to work together with us to monitor it.

We have been, from day one, about compliance, not about punishment. They probably could have gotten this a year and a half ago without the angst that went along with it.

COMMISSIONER DORAN: Where are they located?

MR. NETCHERT: Secaucus. They are a very big operation. They are fairly successful.

They hope, with coming to this settlement agreement, to become more successful because there won't be any confusion out there in the world as to what all can go there and bring what they can bring to them and not. So it should be a win/win for everybody.

CHAIRMAN PESTANA: Are there any other questions?

COMMISSIONER LORENZO: I had a question. You're talking about the damage to the cardboard. Does that go for every cardboard and garbage that is considered damaged?

MR. NETCHERT: When material is sent to a material recovery facility it's dumped on the floor. We have inspectors. We now have two inspectors. We have a solid waste inspector and a recycling inspector. If you should know what you're looking for, you don't have to go through everything to know that this load is too contaminated and belongs back in the truck.

They would like to, and that was what they wanted to argue, they wanted to go through every piece of cardboard, or whatever else was in there, and say no, this one is good, this one is bad. And they were telling us that when they did that, they were able to find 90 percent of every load that was recyclable. We had a real difficult time believing that. But it's all resolved now.

CHAIRMAN PESTANA: I think that they allow a certain percentage of contaminated material.
MR. NETCHELT: DEP says it is defined as a de minimis amount. A few of the court cases have asserted that it is less than one percent or one percent of the load. Is that correct, Mary-Ellen?

MS. GILPIN: Yes.

COMMISSIONER LORENZO: You said the whole load is more than one percent?

MR. NETCHELT: If it is more than one percent, the whole load goes to where it is supposed to go.

CHAIRMAN PESTANA: And they pay a higher rate there.

MR. NETCHELT: They pay a rate. The recycling facility pays nothing. And what is supposed to happen at the recycling facility is the residue is supposed to then be loaded in the truck and they can pay the rate. And typically a facility would usually be able to recycle - a good facility should be able to recycle seventy-five percent to eighty percent and therefore pay us twenty-five or twenty-six percent. They were taking the position that they were recycling ninety-five percent and were paying us five percent. They do a good job and they do recycle a lot of cardboard. And we're going to work with them and hopefully it will be a successful marriage. Hopefully.

CHAIRMAN PESTANA: Anyone else have any questions?

(No response)

COMMISSIONER LORENZO: Thank you.

CHAIRMAN PESTANA: Are there any motions?

COMMISSIONER GOLDSACK: Motion. 

CHAIRMAN PESTANA: Motion by Commissioner Goldsack.

COMMISSIONER LORENZO: Second.

CHAIRMAN PESTANA: Second by Commissioner Lorenzo.

MS. LOZANO: Commissioner Dado.

COMMISSIONER BADO: Yes.

MS. LOZANO: Commissioner Doran.

COMMISSIONER DORAN: Yes.

MS. LOZANO: Commissioner Dublin.

COMMISSIONER DUBLIN: Yes.

MS. LOZANO: Commissioner Gallo.

COMMISSIONER GALLO: Yes.

MS. LOZANO: Commissioner Goldsack.

COMMISSIONER GOLDSACK: Yes.

MS. LOZANO: Commissioner Lorenzo.

COMMISSIONER LORENZO: Yes.

MS. LOZANO: Commissioner Martinetti.

COMMISSIONER MARTINETTI: Yes.

MS. LOZANO: Chairman Pestana.

CHAIRMAN PESTANA: Yes.

MS. LOZANO: Resolution 7-2016-9 passes in the affirmative by eight board members voting yes, one not present.

MR. CHERRY: 7-2016-10, Resolution of the Hudson County Improvement Authority authorizing the negotiation and extension of an Extension of Lease with Great Lakes Dock and Dredge Company.

I'm going to turn this over to Bill for further explanation.

MR. NETCHELT: As you know, we have had a lease with Great Lakes Dock and Dredge for a number of years now. I'm going to say maybe five, six, seven years. Currently the lease is due to expire in September. Our Purchase and Sale Agreement with Morris, or whatever they're called, Kearny, Morris Developers, represented to Morris that we would not extend or renew our lease on the property so as to interfere with their eventual development of the site.

The negotiations with Morris, through no fault of Morris and/or the Authority, have gone on longer than we would like, but it's due to the fact that New Jersey Transit is in the middle of it now. And then only recently the Town of Kearny has designated someone as a developer on an adjoining site, which has caused some bumps in the road, if you will, for us.

In the meantime, Great Lakes has come to us and said hey, we would like to extend this for another year if you would have us. Truthfully, we would like to do that because we get a income per month for a ground lease rental. And we get a dollar per ton for every ton of material, a cubic yard I guess it is, of material that is processed at the processing site that they have.

Morris will not allow us, or Great Lakes, to lay down any more materials on the site. They feel that there is enough material on the site. Great Lakes is okay with that, which means they will process it and they will load it back on barges and they will dispose of it somewhere else.
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<td>1. For that we get a dollar plus we get our ground lease payment. In return for Morris agreeing to that they will get $0.50. Every time we get a dollar they're going to get $0.50. So it costs us nothing. We continue to get the ground lease payments which we'll use to kind of mitigate the dustbowl issues that sometimes are created now out there because of the land being so remediated and when it gets dry and the wind blows it up it gets kind of hectic. I know that Norman has arranged for a second water truck, maybe a third water truck, to be put on the site. So we're happy with the request for the extension and we like it. CHAIRMAN PESTANA: Are there any other questions? (No response). CHAIRMAN PESTANA: Is there any motions? COMMISSIONER DORAN: Bill, why would Morris -- they are not owners yet, right? MR. NETCHERT: Right. COMMISSIONER DORAN: Why would they be entitled to anything at all while it is our property and we're leasing it? MR. NETCHERT: Because the contract that we have with them represented that we would not do anything on the site after the existing lease expired, which is September. COMMISSIONER DORAN: Okay. MR. NETCHERT: So they got a -- they're kind of a third-party beneficiary in this thing. They got a little windfall. They wanted more, but this is what they got. The truth is we're not sure of how much material, if any, that's going to get processed there. But we're happy with the rent payment every month if nothing gets processed there. It just gives us some money to rent more water trucks. COMMISSIONER DORAN: Thank you. CHAIRMAN PESTANA: Anybody else? (No response) CHAIRMAN PESTANA: Is there any motions? COMMISSIONER GALLO: I'll move the motion. CHAIRMAN PESTANA: Motion by Commissioner Gallo.</td>
<td>1. Is there a second? COMMISSIONER DORAN: Second. CHAIRMAN PESTANA: Seconded by Commissioner Doran. MS. LOZANO: Commissioner Bado. COMMISSIONER BADO: Yes. MS. LOZANO: Commissioner Doran. COMMISSIONER DORAN: Yes. MS. LOZANO: Commissioner Dublin. COMMISSIONER DUBLIN: Yes. MS. LOZANO: Commissioner Gallo. COMMISSIONER GALLO: Yes. MS. LOZANO: Commissioner Goldsack. COMMISSIONER GOLDSACK: Yes. MS. LOZANO: Commissioner Lorenzo. COMMISSIONER LORENZO: Yes. MS. LOZANO: Commissioner Martinetti. COMMISSIONER MARTINETTI: Yes. MS. LOZANO: Chairman Pestana. CHAIRMAN PESTANA: Yes. MS. LOZANO: Resolution 7-2016-10 passes in the affirmative by eight board members voting yes, one not present. MR. CHERRY: 7-2016-11, Resolution of the Hudson County Improvement Authority authorizing pre-payment of certain invoices prior to formal Board Ratification. This resolution will allow for the payment of certain expenses not to exceed $10,000 that are necessary for the efficient operation of the Authority. The nature of these expenses, for example, are permit fees, registration fees, that just come up in the normal events of operating the Authority, especially with some of our dealings with DEP as well as certain development projects like the Schools of Technology. So the expenses that are covered by this resolution will be ratified at a subsequent meeting. So that's what this is for. COMMISSIONER DORAN: I have a little bit of an issue and I think we're opening up a Pandora's box with doing something like this because you can wind up with a whole series of bills being paid and one could slip at a meeting and -- MR. NETCHERT: But the only -- COMMISSIONER DORAN: If this was a conservative board they would say get your fees in ahead of time and move accordingly. MR. NETCHERT: Well, the only</td>
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alternative is to call a special meeting every
time we need to do it because -- the perfect
element is the sewer connection fee that needs to
be paid to MUA. The Schools of Technology is on a
fast track to get the thing built by a certain
date. The permit to do the sewer work will not be
issued until the fee is paid. And that's the
reason for this.

COMMISSIONER DORAN: Well what if your
local vendor says well gee, I'm a little short on
cash this month, you don't have the meeting, and
you pay them their money, why can't you pay me my
check.

MR. NETCHERT: We won't do it.

COMMISSIONER DORAN: Well what would
stop you?

MR. NETCHERT: Because their contract
requires that their bill be submitted 30 days
prior to the board meeting and paid at the next
regular meeting.

MR. CHERRY: Unfortunately this is to
cover our brother or sister governmental agencies
that won't budge, they won't wait. Well, they
will wait, they would be happy to wait, but we
have to wait too.

COMMISSIONER GOLDSACK: Is there a cap
on this?

MR. NETCHERT: Yes.

MR. CHERRY: Yes, $10,000.

MR. NETCHERT: And it requires
presentation to the Board.

COMMISSIONER GOLDSACK: And
ratification.

COMMISSIONER DORAN: What would you do
in the event that you paid a bill and then the
Board said no rent will come from that bill.

MR. NETCHERT: I don't know, but we
would have to figure that out. But we would only
be paying bills that are being paid to other, as
Kurt said, governmental agencies. So it's not as
if there is an option to pay. It is when they get
paid, not if they get paid.

COMMISSIONER GOLDSACK: So these are
bills that would happen in the normal course of
business.

MR. NETCHERT: Yes. Like, as Kurt
said, DEP sends us a registration of certain
properties fees that need to be paid or you pay
the --

MR. CHERRY: There is a filing fee,

there is a registration fee. These are not Joe
Schmo down the street that needs to get paid.
They, of course --

COMMISSIONER DORAN: If you read number
two it says:

"The Authority hereby approves the
payment of costs and expenses in connection
with the operation of the Authority business
prior to formal presentation of the
individual items to the Board..."

THE STENOGRAPHER: I'm sorry. Items to
the Board --

COMMISSIONER DORAN: I'm reading number
two.

COMMISSIONER DORAN: Okay.

Any way, I'll leave it as is.

As number two is read, it could be
anybody. It doesn't say just governmental
agencies.

MR. CHERRY: Number two isn't being
paid prepayed, it's coming to you first before it
is paid.

MR. NETCHERT: What he's suggesting is

paragraph two in the resolution authorizes the
prepayment of expenses up to the amount of $10,000
in expenses which arise every day.

COMMISSIONER DORAN: In the normal
operation of business for the Authority so that
means you can issue any check. You're saying that
you will limit that to governmental agencies.

I don't know how any of the other
members feel about it. I just don't know.

Normally public boards vote on things. You're
voting on something that's already taken place, so
it's really perfunctory.

MR. NETCHERT: That's why we're here
now asking you to vote on this authorization. So
it's not as if you're simply -- the resolution
says that we bring to your attention for a
confirmation or a ratification the approval which
you are giving now.

COMMISSIONER DORAN: But you take away
from the Board its ability to say yes or no to an
expense. And I just wonder -- I mean to me,
don't know -- I have never known a board that has
the authority to send its CFO out to spend
whatever money in the operation of things and then
ratify things past that. I just think it could
1. lead to, you know, without being specific as to who they are.
2. I would be more comfortable with, if there is a financial chair, of giving the financial chair the okay of saying okay. During mid month it could be discussions with financial charges, whatever it is, this bill could be paid because it has to be due by a certain date.
3. COMMISSIONER DUBLIN: I just think that, and I agree with Doren.
4. On this Board, when I first got on the Board I was asking do we have committees of commissioners. There should be a finance committee, a personnel committee. And if the finance committee, if there is something more important, and whoever the finance committee, it should be made up of the chairman of the commissioners with another person, whoever, with a financial background, and the financial person for the Authority. If something comes in important of a bill being paid, and it is talked over with the chairman and whoever is part of that committee, and if it is something that’s important, then, you know, they can - the chairman could get a consensus from the Board if there is something they want to do.

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<td>1. freeholders have this?</td>
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<td>2. COMMISSIONER DUBLIN: No.</td>
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<td>3. COMMISSIONER GALLO: Mr. Chairman.</td>
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<td>4. CHAIRMAN PESTANA: Yes.</td>
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<td>5. COMMISSIONER GALLO: I can tell you that when I ran the Utilities Authority in Bayonne I had authority to spend up to $10,000. They never knew at all.</td>
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<td>6. I think every executive has a dollar value, even if it is just petty cash. If we have professionals that you trust, I think you should trust them. And that’s just my opinion.</td>
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<td>7. CHAIRMAN PESTANA: Could I make one suggestion that might solve the issue that Jeffrey is talking about. Why don’t we set a policy where before any of these are approved an e-mail goes out to the finance committee saying this is what we’re going to authorize for payment, and you get the okay for it, and then you can respond and that’s it. At the end of the meeting we would ratify it under a separate list.</td>
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<td>8. COMMISSIONER GALLO: Mr. Chairman, if I could apologize to my fellow commissioner. I didn’t mean that you didn’t trust people.</td>
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<td>9. COMMISSIONER DORAN: It’s not a matter</td>
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<td>1. To put this resolution and say that it is a $10,000 gap on what can be spent or not spent, I don’t feel comfortable unless I have everything that I can review and make sure we make a conscientious decision.</td>
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<td>2. So I know if we have committees, maybe that’s the avenue that we should go to look at this because I don’t feel comfortable either with something that I’m not going, you know, know about until we have a commissioners meeting and it has already been spent.</td>
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<td>3. MR. CHERRY: Let me just say one thing before, and that is that when a check is cut from the Authority, one of the officers of the Authority needs to sign that check. So in other words it is not just Norman or me or -- I mean that could be one signature. But it has to be signed by either the chairman, vice chairman, secretary or the treasurer. If that gives you any level of --</td>
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<td>4. COMMISSIONER DORAN: Does the Community College have this?</td>
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<td>5. MR. NETCHERT: Not that I know of.</td>
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<td>6. COMMISSIONER DORAN: Does the</td>
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<td>1. that I don’t trust anyone. It’s a matter of do you take away the Board’s authority to say yes or no on an expenditure, which is the statutory authority, and it isn’t something that you just give away by resolution.</td>
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<td>2. So I would even -- Norman (sic), I’m sure you have researched this, but I would question the legality of it.</td>
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<td>3. Isn’t that why you have monthly board meetings, so that there is oversight of the expenditures and payments and so forth? When things are already paid that’s really not oversight, that’s just rubber stamping.</td>
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<td>4. COMMISSIONER GOLDSACK: Can I just --</td>
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<td>5. CHAIRMAN PESTANA: Yes.</td>
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<td>6. COMMISSIONER GOLDSACK: Being a financial officer I can understand where they are coming from with respect to that. There is certain bills or invoices that have to be paid prior to any meeting. And what you look for -- I mean one perfect example is DEP, so far as DEP applications or permits, or whatever the case may be. And what happens is that at the council meeting the bill list is ratified with those bills on there.</td>
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resolution looks like it was over $10,000 so we would have to vote on it any way.

MR. CHERRY: That's what I said, commissioner. It wouldn't have helped us on that one.

COMMISSIONER DUBLIN: Right.

And when I was deputy executive director of the Incinerator Authority if anything came up within a couple of weeks, the executive director would call the chairman of the board, and the chairman would call whoever was in charge of the finances of the commission board, and they would have a conversation and they would come up with a plan to make sure things get paid.

I mean I agree that bills have to get paid. I mean things come up during the middle of the month, during snow season, we are on the phone a lot because equipment breaks down, and you have to do that.

At the end of the day I just think that there has to be some type of responsible order on how we go ahead with this process. It don't have to be about a trust factor, it's just about doing the right thing and getting in the habit of doing the right thing. And so I mean that's where I'm

granted that would have been out of the limits of authority, but that's how these things sometimes happen.

COMMISSIONER GOLDSACK: Right.

MR. CHERRY: There could be something down the road.

COMMISSIONER DORAN: Listen, I deal with the same thing on different levels. The board meeting was yesterday and today a request comes in that next week the kindergartners are going to Turtleback Zoo and how dare you not pay for that. I have to get them a check. What I did is I called the board president and I called the finance chairman and said is it okay to authorize this payment and then we do ratify it at the next meeting.

How often does this come up?

MR. CHERRY: It comes up often enough that the last time it came up, which was last month, we said we really should present a resolution to get this done.

COMMISSIONER DUBLIN: Mr. Chairman.

CHAIRMAN PESTANA: Yes.

COMMISSIONER DUBLIN: The connection fee, how much was the connection fees? To me this

at. I just think that we have to come up collectively -- that's why we have a board, to come up with an agreement on how we're gonna move forward on making sure that at least the chairman and the person who has been chosen among the peers of commissioners to be the finance person that oversees the finances of this Board, to have a conversation and at least they know about it, because if something occurs, at least I can reach out to the chairman and say did you know such and such, and he would say yeah, we had a discussion. I mean that's all it takes. We're not asking for nothing out of extraordinary. We want to make sure that as a Board that somehow we stand formal on what's going on.

MR. CHERRY: Commissioners, I don't like to pay bills. Do I?

(Indiscernible due to multiple people speaking)

COMMISSIONER GOLDSACK: Can I say something? I understand where you're coming from, but I think we have a maximum dollar amount per bill of $10,000. I think that's the limitation that they were putting on them so far as the bills that they are paying. If you want to reduce that
number, if that's the comfort zone, then reduce it. But I think we should give them the flexibility to pay something. The $10,000 is not going to kill us.

COMMISSIONER DUBLIN: I'm not stopping them from having the flexibility. All I'm saying is let the chairman of this board know, let the person who is the finance person of this board know that these things are going to occur. And if they get the explanation and they feel comfortable about it, they sign off. If they don't feel comfortable they can decide maybe we should have a special meeting. That's all I'm saying.

MR. NETCHERT: Why don't we amend the resolution to authorize the Chairman or the Finance Treasurer to authorize the payments and we'll leave these guys off. So when we get the bill, we'll have them call Chairman Pestana and he'll say okay, pay it, or -- who is the Treasurer?

COMMISSIONER GALLO: I am.

MR. NETCHERT: Steve Gallo. We'll call Steve Gallo and say we have this bill, and he'll say pay it.

COMMISSIONER GALLO: I think that's essentially what Commissioner Dublin has mentioned and as well as the Chairman. It's a good compromise in my opinion that reflects that there is oversight and if there is a controversy, then we say hold on.

COMMISSIONER DORAN: I also think it protects the CFO also to say well, you did this, the Board didn't vote on this. At least you can then say no, the Chairman, as our resolution is read, approved it between meetings and so forth and we discussed it.

MR. NETCHERT: And I don't want to argue Kurt's position. It was he and Norman who asked for it, and they asked for it two years ago, and we decided forget it, we'll try to deal with it and live with it.

But what was determined was to bring it to you in advance, get the Board's approval for an amount that was reasonable, which would mean that it could only go wrong once, because if it has to be presented to the Board at the next meeting for the Board's approval, then it's operating the way it should be or if it's not, it's over. That's how it got presented this way.

And the number $10,000 was the number that was picked hoping to be reasonable in terms of guessing the amounts that the authority would be needed for.

COMMISSIONER DUBLIN: And I hear all of that, and I think that we came up with a compromise. Somebody can write it up and we can vote on it and maybe we can move this meeting forward.

MR. NETCHERT: At the next meeting.

COMMISSIONER DUBLIN: To the next item.

COMMISSIONER LORENZO: Mr. Chairman, how does the Board feel it they specify that it's going to be only for governmental payments? That is more definitive so that we know you are not just paying a contractor or someone else.

CHAIRMAN PESTANA: There might be some emergency or something. You never know. I don't know.

MR. NETCHERT: So my suggestion was we're spending far too much time on this. We thought it was going to be routine. So I would suggest that you pull the resolution and we'll figure out if there is a way to operate the authority.

COMMISSIONER GALLO: But this was exciting.

COMMISSIONER GOLDSACK: Yes, t was.

MR. CHERRY: I recommend that we table it.

MR. NETCHERT: So we'll table it.

CHAIRMAN PESTANA: Is there any motions?

COMMISSIONER GOLDSACK: Motion to table.

COMMISSIONER MARTINETTI: I'll second it.

CHAIRMAN PESTANA: Motion by Commissioner Goldsack and seconded by Commissioner Martinetti.

MS. LOZANO: Commissioner Bado.

COMMISSIONER BADO: Yes.

MS. LOZANO: Commissioner Doran.

COMMISSIONER DORAN: Yes.

MS. LOZANO: Commissioner Dublin.

COMMISSIONER DUBLIN: Yes.

MS. LOZANO: Commissioner Gallo.

COMMISSIONER GALLO: Yes.

MS. LOZANO: Commissioner Goldsack.

COMMISSIONER GOLDSACK: Yes.

MS. LOZANO: Commissioner Lorenzo.
COMMISSIONER LORENZO: Yes.

MS. LOZANO: Commissioner Martinetti.

COMMISSIONER MARTINETTI: Yes.

MS. LOZANO: Chairman Pestana.

CHAIRMAN PESTANA: Yes.

MS. LOZANO: Resolution 7-2016-11 passes in the affirmative. Voting 7-2016-11, and it is approved by eight board members voting yes, one not present.

MR. CHERRY: 7-2016-12, Resolution authorizing the execution of a Memorandum of Understanding between the Hudson County Improvement Authority, New Jersey Turnpike Authority, County of Hudson, and Secaucus Brownfield Redevelopment, LLC in connection with the redevelopment of the former Malanka Landfill Site.

You do have an amended resolution that was handed out this evening for a further explanation of this.

I'll now hand this over to Bill.

MR. NETCHERT: What the resolution does is authorizes the Authority to sign this Memorandum of Understanding conditioned upon and subject to the County of Hudson asking us to sign the Memorandum of Understanding and the Escrow Agreement that accompanies it.

As of now the County of Hudson has not requested us to act as their agent. They simply have requested us and our professionals to present documentation that would allow this to happen.

Briefly what is happening is the developer would like to build a bridge over the turnpike getting parking near the Frank Lautenberg Station. They have gone to the Turnpike and have gotten authority to do so. They have gotten a letter of support from the Town of Secaucus. They have come to the County and asked for permission because they need some of the County's land.

It is my understanding that the County has taken the position that we would do so provided that it didn't cost us anything.

The other provision was the Turnpike Authority said yeah, you can do it providing the County maintains it, cleans it, sweeps it, and it signals it.

The County said well, we're not going to do it, we're not going to pay for it. The developer has said we'll pay for it. And what's being talked about is creating a situation, which will be documented, which would create that situation.

The reason we're in it is, once again, the County is asking us, the Improvement Authority and our professionals, to make it work, if it can work.

So this resolution that you're being asked to approve tonight simply says that if the County continues to do what it has talked about doing and designates us as their agent, that we have the authority, we being Norman and/or Kurt, the authority to sign the agreement to move forward.

All of the fees and costs are paid into an escrow account and are paid to our professionals so that there is no cost to the Authority.

COMMISSIONER DORAN: Where would they meet?

MR. NETCHERT: Somewhere near the station, the Malanka Landfill, which is a big piece of property out there. It is very close to -- Nick, maybe you know better.
CHAIRMAN PESTANA: Yes.

MS. LOZANO: Resolution 7-2016-12 passes in the affirmative by seven board members voting yes, one abstention, and one board member not present.

MR. CHERRY: 7-2016-13, Resolution of the Hudson County Improvement Authority authorizing the Settlement of a Temporary Taking by the NJDOT of a portion of Block 287, Lct 73 as designated on the Tax Map of the Town of Kearny, Hudson County, New Jersey.

I'm going to turn this also over to Bill for a further explanation.

MR. NETCHERT: The DOT is, as you know, widening Route 7. As a result of those activities the access to the Owens Corning plant is being impacted. The DOT has come to us, as owners of the adjoining property, and informed that they would like to purchase and, if not, take by way of condemnation a temporary access easement so that they could insure to the Owens people access to their plant during this construction period.

They made a good faith offer. The Authority hired professionals as a result of the negotiations between DOT and the Authority. We have come to an agreeable and satisfactory resolution of the compensation, fair compensation that should be paid to the Authority.

The easement covers the period I believe, of 20 months, it might be 18, I'm not positive, and it will be in place only while they're working out on the road, widening the road, and whatever else they're doing out on Route 7.

MR. O'CONNOR: They're going to make improvements to the property, including a road and a driveway and parking area that may or may not remain afterward. Basically they are removing everything they place on the property with a temporary easement. Some of these groups will continue on the site once they finish with it.

CHAIRMAN DORAN: Is this the Koppers site?

MR. NETCHERT: The out parcel of the Koppers site, yes. Actually it's the parcel that New Jersey Transit will eventually be owning. So it's conceivable that if we get paid by DOT and Transit takes it before that from us and pays us for it, then Transit will get the benefit of the easement payment because it will be their property.
then. But since we're the landowner, we're the only ones who can only execute the easement agreement.

MR. O'CONNOR: It's on Route -- it's on Fish House Road, the turn. It's the outside parcel, the turn that loops around onto Route 7 under, directly underneath where the new Wittppenn Bridge is being constructed. So they're cutting off that --

COMMISSIONER DORAN: So it is not affecting --

MR. O'CONNOR: The only way that Owens Corning can continue operating is to have access to this while they are reconfiguring that.

COMMISSIONER DORAN: So it wouldn't -- it's not affecting them. Morris can't say that it's not on their part.

MR. NETCHERT: No, no. Morris has nothing to do with this parcel. It's Transit's parcel.

MR. O'CONNOR: It will not impinge on any of the access to the Koppers site by doing this. In fact, it may make the driveway more viable for truck traffic.

COMMISSIONER DORAN: Okay.

CHAIRMAN PESTANA: Are there any other questions?

(No response)

CHAIRMAN PESTANA: Do we have any motions?

COMMISSIONER GOLDSACK: Motion.

CHAIRMAN PESTANA: Motion by Commissioner Goldsack.

COMMISSIONER DORAN: Second.

CHAIRMAN PESTANA: Seconded by Commissioner Doran.

MS. LOZANO: Commissioner Bado.

COMMISSIONER BADO: Yes.

COMMISSIONER DORAN: Yes.

MS. LOZANO: Commissioner Doran.

COMMISSIONER DUBLIN: Yes.

COMMISSIONER DUBLIN: Yes.

MS. LOZANO: Commissioner Dublin.

COMMISSIONER GOLDSACK: Yes. 

MS. LOZANO: Commissioner Gallo.

COMMISSIONER GOLDSACK: Yes.

MS. LOZANO: Commissioner Gallo.

COMMISSIONER GOLDSACK: Yes.

MS. LOZANO: Commissioner Goldsack.

COMMISSIONER GOLDSACK: Yes.

MS. LOZANO: Commissioner Lorenzo.

COMMISSIONER LORENZO: Yes.

MS. LOZANO: Commissioner Martinetti.

COMMISSIONER MARTINETTI: Yes.

MS. LOZANO: Chairman Pestana.

CHAIRMAN PESTANA: Yes.

MS. LOZANO: Resolution 7-2016-13 passes in the affirmative by eight board members voting yes, one not present.

MR. CHERRY: Chairman, there are no personnel matters to bring before the Board tonight.

CHAIRMAN PESTANA: Thank ycu.

MR. CHERRY: You have the Division Reports in your packets.

Is there anything that you need to add Mary-Ellen or Jay?

MR. DeDOMENICO: No.

MS. GILPIN: No.

MR. NETCHERT: Chairman, we have nothing further.

CHAIRMAN PESTANA: Okay.

MR. CHERRY: No litigation, nothing further.

COMMISSIONER DUBLIN: Can I ask one question. I was at one of the landfill sites and I saw our HCIA worker out there and I noticed on a 97 degree day he had a polo shirt on and a vest.

Is there a lighter uniform for them in the summer like when you have a hot heat wave. It was pretty hot.

MR. CHERRY: No. I assume that's a safety vest that he was wearing.

COMMISSIONER DUBLIN: Yes.

What I'm saying is like if they have like safety T-shirts like with a reflective vest thing, maybe something lighter. I don't know if it is something that you can look into in the future. I mean it was pretty hot. That's what our guys at DPW supply them with during hot weather.

MR. CHERRY: So they are different than the one he was wearing? It was lighter?

COMMISSIONER DUBLIN: Yes. I mean especially when you wear a polo shirt and a vest and it is 97 or close to a 100 degree day.

CHAIRMAN PESTANA: He's talking about it being like a T-shirt with the reflective material on it.

COMMISSIONER DUBLIN: They don't wear the vests. They wear a T-shirt with reflectors on it.

MR. CHERRY: Yes, I see what you're saying.

COMMISSIONER DUBLIN: And we give our
employees like three to four T-shirts during the summertime to wear especially when it's hot out there.

MR. CHERRY: I would be happy to look into that.

COMMISSIONER DUBLIN: All right. Thank you.

CHAIRMAN PESTANA: Does anyone else have anything else? (No response)

CHAIRMAN PESTANA: Do we have a motion to adjourn.

COMMISSIONER DORAN: Yes, motion to adjourn.

CHAIRMAN PESTANA: Motion by Commissioner Doran.

COMMISSIONER GALLO: Second. COMMISSIONER PESTANA: Second by Commissioner Gallo.

All in favor?

COMMISSIONER BADO: Aye.

COMMISSIONER DORAN: Aye.

COMMISSIONER DUBLIN: Aye.

COMMISSIONER GALLO: Aye.

COMMISSIONER GOLDSACK: Aye.

COMMISSIONER LORENZO: Aye.

COMMISSIONER MARTINETTI: Aye.

CHAIRMAN PESTANA: Aye.

Thank you.

MR. CHERRY: Thank you.

CHAIRMAN PESTANA: Do you want to talk about the meeting dates?

MR. NETCHERT: Sure.

(Discussion off the record.)

(Whereupon the meeting is concluded.)

CERTIFICATION

I, Sharon Palmer, C.C.R., License Number X100796, a Certified Court Reporter of the State of New Jersey, do hereby certify that the foregoing is a true and accurate transcript of my stenographic notes of the within proceedings to the best of my knowledge and ability.

[Signature]

Sharon Palmer, C.C.R.

Dated: July 29, 2016