

ESSEX COUNTY
IMPROVEMENT AUTHORITY
ESSEX COUNTY, NEW JERSEY

REGULAR BOARD MEETING : TRANSCRIPT OF RECORDED
: PROCEEDINGS
:
:

27 Wright Way
Fairfield, New Jersey

Thursday, October 4, 2018
Commencing at 5:01 p.m.

M E M B E R S P R E S E N T:

COMMISSIONER MARK S. DUNEC
COMMISSIONER CLIFFORD ROSS
COMMISSIONER GERARD M. SPIESBACH, (Arrived at 5:06 p.m.)
COMMISSIONER CARLA A. STANZIALE
COMMISSIONER JACQUELINE YUSTEIN, (Arrived at 5:03 p.m.)
COMMISSIONER STEVEN H. KLINGHOFFER, Chairman

M E M B E R S A B S E N T:

COMMISSIONER RONALD J. BROWN, Vice Chairman

A L S O P R E S E N T:

STEVEN C. ROTHER, Executive Director
NIA H. GILL, ESQ., General Counsel, (Via telephone)
LUCY SAPINSKI, Director of Operations
THOMAS GOMEZ, Airport Manager
BETSY WILLIAMSON, Administrative Assistant
CHRISTOPHER B. LANGHART, ESQ., Bond Counsel,
(Left at 5:05 p.m.)
STEPHEN B. PEARLMAN, ESQ., Bond Counsel,
(Left at 5:05 p.m.)

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1 MS. DILLON: You're on the record.

2 CHAIRMAN KLINGHOFFER: Okay.

3 Thank you.

4 Notice was duly given by regular mail,
5 electronic mail, and facsimile to the Essex
6 County Executive, the Essex County Clerk, the
7 Clerk of the Board of Chosen Freeholders,
8 Freeholder President Gill, the News Editor of The
9 Herald News, the News Editor of The Star-Ledger,
10 and notice was posted on the bulletin board in
11 the Office of the Essex County Improvement
12 Authority stating the time, date, and location of
13 this Regular Board Meeting that was previously
14 scheduled for September 25, 2018.

15

16 **ROLL CALL:**

17

18 CHAIRMAN KLINGHOFFER: Roll call please.

19 MS. SAPINSKI: Commissioner Dunec?

20 COMMISSIONER DUNEC: Present.

21 MS. SAPINSKI: Commissioner Ross?

22 COMMISSIONER ROSS: Present.

23 MS. SAPINSKI: Commissioner Stanziale?

24 COMMISSIONER STANZIALE: Present.

25 MS. SAPINSKI: Chairman Klinghoffer?

1 CHAIRMAN KLINGHOFFER: Here.

2 Okay.

3

4 (Whereupon, the Board discussed and took
5 action on the following item:

6 **LATE STARTER**

7 **NEWARK LEASEBACK PROJECT**

8 1. RESOLUTION NO. 18-185 - RESOLUTION
9 AUTHORIZING THE ESSEX COUNTY IMPROVEMENT
10 AUTHORITY TO (I) EXECUTE A SUPPLEMENTAL
11 INDENTURE, (II) EXECUTE AN AMENDMENT TO A LEASE
12 AGREEMENT, (III) EXECUTE AN AMENDMENT TO A
13 CONTRACT FOR SALE OF REAL ESTATE, AND (IV) TAKE
14 CERTAIN ACTIONS, ALL IN CONNECTION WITH THE
15 TRANSFER AND REPLACEMENT OF LEASED PROPERTY
16 RELATING TO THE OUTSTANDING \$74,080,000.00 LEASE
17 REVENUE BONDS (CITY OF NEWARK PROJECT), SERIES
18 2010 OF THE AUTHORITY, AND DETERMINING OTHER
19 MATTERS RELATED THERETO.)

20

21 CHAIRMAN KLINGHOFFER: Okay.

22 We're going to do the Late Starter first.

23 Is that it?

24 MR. ROTHER: Yup.

25 MS. SAPINSKI: Yes.

1 CHAIRMAN KLINGHOFFER: Okay.

2 MR. PEARLMAN: Thank you, Mr. Chairman.

3 The --

4 MS. DILLON: Can I just you --

5 MS. GILL: Yeah, do you want to sit?

6 MS. DILLON: Come forward.

7 CHAIRMAN KLINGHOFFER: He's never done this
8 before.

9 MR. PEARLMAN: Yeah.

10 Usually they could hear me three doors
11 down.

12 Okay, thank you.

13 Steve Pearlman, Pearlman and Miranda.

14 We're Bond Counsel for this particular
15 matter.

16 So, a few years back you entered into a
17 transaction with Newark where you leased
18 properties.

19 PSE&G apparently needs to put a --

20 Switching station, Chris?

21 MR. LANGHART: That's right.

22 MR. PEARLMAN: -- switching station on one
23 of the properties that you now own.

24 The properties are not pledged to your
25 bondholders. This was a GO lease deal, so

1 Newark's lease payments pay your bonds.

2 So, it's an easy opinion to give, as Bond
3 Counsel, to say that you can switch out two of
4 the properties for two other properties of equal
5 or greater value.

6 We have appraisals. We have the
7 properties.

8 And the Resolution that you have in front
9 of you authorizes that swap subject to my Bond
10 Counsel opinion because the bond insurer for that
11 deal will not allow this to happen, unless they
12 get a opinion from me saying (a) it's permitted
13 under the -- the bond documents; and (b) that
14 this transaction alone will not have an affect on
15 the tax status of the bonds.

16 And I'm prepared to give that opinion. I
17 think I have everything I need to do that.

18 MR. ROTHER: And City of Newark, today,
19 consented --

20 MR. PEARLMAN: Finally.

21 MR. ROTHER: -- to that?

22 MR. PEARLMAN: Yes, we heard --

23 MR. ROTHER: Good.

24 MR. PEARLMAN: -- we finally heard from the
25 City --

1 MR. ROTHER: City today.

2 MR. PEARLMAN: -- that they did want you to
3 go forward and do this.

4 MR. ROTHER: Good.

5 Yeah.

6 CHAIRMAN KLINGHOFFER: Questions?

7 COMMISSIONER STANZIALE: So does that
8 change the Resolution because it was under --
9 Is the -- the Resolution that I looked at
10 was we were going to agree to this.

11 Right?

12 And then it was --

13 Okay, forget it.

14 MR. PEARLMAN: It's still subject to --

15 COMMISSIONER STANZIALE: I with --
16 withdraw.

17 If it's -- that's my question.

18 MR. PEARLMAN: No, no, that's a fair
19 question.

20 Fair question.

21 It's still subject to. Because I had not
22 issued the opinion as of 5:02.

23 COMMISSIONER STANZIALE: Thank you.

24 MR. PEARLMAN: But I -- I shall within the
25 next week or so.

1 At the time we did this, we didn't know if
2 there was going to be a timing issue.

3

4 (Whereupon, Commissioner Jacqueline Yustein
5 arrived at 5:03 p.m.)

6

7 MR. PEARLMAN: So, --

8 COMMISSIONER STANZIALE: Thank you.

9 MR. PEARLMAN: -- no need to set it up
10 differently; we're just going with that.

11 COMMISSIONER STANZIALE: Thank you.

12 MR. PEARLMAN: Um-hum.

13 My pleasure.

14 CHAIRMAN KLINGHOFFER: Anything else?

15 If not, would someone like to move this?

16 COMMISSIONER DUNEC: I move it.

17 COMMISSIONER ROSS: Second.

18 COMMISSIONER STANZIALE: Second.

19 MS. SAPINSKI: Who moved it?

20 Commissioner Dunec?

21 And Commissioner Ross; second?

22 Okay.

23 Commissioner Dunec?

24 COMMISSIONER DUNEC: Yes.

25 MS. SAPINSKI: Commissioner Ross?

1 COMMISSIONER ROSS: Yes.

2 MS. SAPINSKI: Commissioner Stanziale?

3 COMMISSIONER STANZIALE: Yes.

4 MS. SAPINSKI: Commissioner Yustein?

5 COMMISSIONER YUSTEIN: Abstain.

6 MS. SAPINSKI: Chairman Klinghoffer?

7 CHAIRMAN KLINGHOFFER: Yes.

8 MR. PEARLMAN: Thank you, all.

9 Steve, I had one other item that came up
10 literally about an hour ago.

11 I talked to Clyde and he said just leave it
12 with you.

13 A deal we did with NJPAC, which has now
14 matured or will have matured possibly as of
15 October 1. Twenty years, bonds paid off, all
16 good.

17 They've asked for a release of the -- the
18 mortgage.

19 We've asked for proof that the last payment
20 was made.

21 CHAIRMAN KLINGHOFFER: Um-hum.

22 MR. PEARLMAN: We believe it was.

23 If it was, then you could sign the --

24 MR. ROTHER: Very good.

25 MR. PEARLMAN: -- release.

1 MR. ROTHER: Thank you.

2 MR. PEARLMAN: Okay?

3 CHAIRMAN KLINGHOFFER: Get your phone now.

4 MR. PEARLMAN: I'm going to get my phone
5 and back in the rain.

6 Thank you.

7 CHAIRMAN KLINGHOFFER: Okay.

8 Take care.

9 COMMISSIONER STANZIALE: Thank you.

10 MR. LANGHART: Thank you.

11 MR. PEARLMAN: Good to see everybody.

12 Thank you.

13 (Whereupon, there was a pause in the
14 proceedings.)

15

16 (Whereupon, Messrs. Pearlman and Langhart
17 left the meeting at 5:05 p.m.)

18

19 (Whereupon, the Board discussed and took
20 action on the following items:

21 **ADMINISTRATIVE**

22 1. RESOLUTION NO. 18-166 - RESOLUTION
23 AUTHORIZING PAYMENT TO AUDIO-DIGITAL
24 TRANSCRIPTION SERVICES, LLC FOR TRANSCRIPTION OF
25 BOARD MEETING ON 8-28-18; and

1 **2.** RESOLUTION NO. 18-167 - RESOLUTION
2 RATIFYING PAYMENT OF RECURRING BILLS (BILL
3 LIST).)

4
5 CHAIRMAN KLINGHOFFER: Next up are
6 Administrative Resolutions 1 and 2.

7 That includes the Bill List and paying for
8 it.

9 COMMISSIONER DUNEC: Make a motion.

10 COMMISSIONER STANZIALE: Second.

11 MS. SAPINSKI: Commissioner Dunec?

12 COMMISSIONER DUNEC: Yes.

13 MS. SAPINSKI: Commissioner Ross?

14 COMMISSIONER ROSS: Yes.

15 MS. SAPINSKI: Commissioner Stanziale?

16 COMMISSIONER STANZIALE: Yes.

17 MS. SAPINSKI: Commissioner Yustein?

18 COMMISSIONER YUSTEIN: Yes.

19 MS. SAPINSKI: Chairman Klinghoffer?

20 CHAIRMAN KLINGHOFFER: Yes.

21

22 (Whereupon, the Board discussed and took
23 action on the following item:

24 **NEWARK RIVERFRONT PROJECT/LITIGATION**

25 **3.** RESOLUTION NO. 18-168 - RESOLUTION

1 AUTHORIZING PAYMENT OF \$400.24 TO DE COTIIS,
2 FITZPATRICK & COLE & GIBLIN, LLP FOR LEGAL
3 SERVICES RENDERED IN THE MONTH OF AUGUST.)
4

5 CHAIRMAN KLINGHOFFER: Next, item 3.
6 Newark Riverfront Project Litigation,
7 \$400.24.

8 COMMISSIONER DUNEC: Motion.

9 CHAIRMAN KLINGHOFFER: Okay.

10 COMMISSIONER ROSS: Second.

11 MS. SAPINSKI: Commissioner Dunec?

12 COMMISSIONER DUNEC: Yes.

13 MS. SAPINSKI: Commissioner Ross?

14 COMMISSIONER ROSS: Yes.

15 MS. SAPINSKI: Commissioner Stanziale?

16 COMMISSIONER STANZIALE: Yes.

17 MS. SAPINSKI: Commissioner Yustein?

18 COMMISSIONER YUSTEIN: Yes.

19 MS. SAPINSKI: Chairman Klinghoffer?

20 CHAIRMAN KLINGHOFFER: Yes.
21

22 (Whereupon, the Board discussed and took
23 action on the following items:

24 **CORRECTIONAL FACILITY/CELANESE/ENVIRONMENTAL**

25 **EXPOSURE**

1 **ALL EXPENSES PAID FROM ECIA OPERATIONS ACCOUNT**

2 **4.** RESOLUTION NO. 18-169 - RESOLUTION
3 AUTHORIZING AMENDMENT #2 TO THE AGREEMENT WITH
4 BUCHANAN, INGERSOLL & ROONEY, PC IN THE AMOUNT OF
5 \$200,000.00 FOR LEGAL SERVICES; and

6 **5.** RESOLUTION NO. 18-170 - RESOLUTION
7 AUTHORIZING PAYMENT IN THE AMOUNT OF \$59,442.00
8 TO BUCHANAN, INGERSOLL & ROONEY, PC FOR LEGAL
9 SERVICES RENDERED IN THE MONTH OF AUGUST.)

10

11 COMMISSIONER SPIESBACH: Correctional
12 Facility/Celanese/Environmental.

13 Four and 5.

14 COMMISSIONER ROSS: Move it.

15 COMMISSIONER DUNEC: Second.

16 MS. SAPINSKI: Commissioner Dunec?

17 COMMISSIONER DUNEC: Yes.

18 MS. SAPINSKI: Commissioner Ross?

19 COMMISSIONER ROSS: Yes.

20 MS. SAPINSKI: Commissioner Stanziale?

21 COMMISSIONER STANZIALE: Yes.

22 MS. SAPINSKI: Commissioner Yustein?

23 COMMISSIONER YUSTEIN: Yes.

24 MS. SAPINSKI: Chairman Klinghoffer?

25 CHAIRMAN KLINGHOFFER: Yes.

1
2 (Whereupon, the Board discussed and took
3 action on the following items:

4 **AIRPORT**

- 5 **6.** RESOLUTION NO. 18-171 - RESOLUTION
6 AUTHORIZING ACCEPTANCE OF A FEDERAL AVIATION
7 ADMINISTRATION GRANT #41-18 IN THE AMOUNT OF
8 \$208,937.00 FOR REMOVAL OBSTRUCTION (AVIATION
9 EASEMENT) ;
- 10 **7.** RESOLUTION NO. 18-172 - RESOLUTION
11 AUTHORIZING THE RECISION OF RESOLUTION #17-271
12 ENTITLED "RESOLUTION AUTHORIZING A MEMORANDUM OF
13 AGREEMENT WITH FOAM TECHNOLOGY IN AN AMOUNT NOT
14 TO EXCEED \$2,800.00 FOR FOAM TESTING IN HANGAR I
15 AND M FOR THE YEAR 2018;
- 16 **8.** RESOLUTION NO. 18-173 - RESOLUTION
17 AUTHORIZING THE RECISION OF RESOLUTION #17-273
18 ENTITLED "RESOLUTION AUTHORIZING A MEMORANDUM OF
19 AGREEMENT WITH UNITED AUTOMATIC FIRE SPRINKLER
20 INC. IN AN AMOUNT NOT TO EXCEED \$5,725.00 FOR
21 QUARTERLY INSPECTION AND TESTING OF THE PRE-
22 ACTION FIRE ALARM SYSTEMS IN HANGARS I, M AND P
23 AND THE WET SPRINKLER SYSTEMS IN HANGAR P FOR THE
24 YEAR 2018"; and
- 25 **9.** RESOLUTION NO. 18-174 - RESOLUTION

1 RATIFYING ACCEPTANCE OF PROPOSAL FROM UNITED FIRE
2 PROTECTION CORPORATION IN AN AMOUNT NOT TO EXCEED
3 \$6,400.00 FOR FULL COMPLETE TESTING OF TWO FOAM
4 PREACTION SYSTEMS TO EVALUATE CONDITION AND
5 OPERATION OF THE SYSTEM IN HANGAR M AND I;

6 **ENVIRONMENTAL PROJECTS - HANGAR 1 AND HANGAR 3**

7 **Project Funded:**

8 **AIRPORT - 100%**

9 **10.** RESOLUTION NO. 18-175 - RESOLUTION
10 AUTHORIZING PAYMENT TO H2M ASSOCIATES INC., IN
11 THE AMOUNT OF \$2,098.00 FOR ENGINEERING SERVICES,
12 SITE REMEDIATION AT HANGAR 1 AREA; and

13 **11.** RESOLUTION NO. 18-176 - RESOLUTION
14 AUTHORIZING PAYMENT TO H2M ASSOCIATES INC., IN
15 THE AMOUNT OF \$390.00 FOR ENGINEERING SERVICES,
16 SITE REMEDIATION AT HANGAR 3 AREA.)

17

18 CHAIRMAN KLINGHOFFER: Next are items 6
19 through 11, all having to do with the Airport.

20 COMMISSIONER DUNEC: Motion.

21 COMMISSIONER ROSS: Move it.

22 Second.

23 MS. SAPINSKI: Commissioner Dunec; moved.

24 And Commissioner Ross; seconds.

25 Commissioner Dunec?

1 COMMISSIONER DUNEC: Yes.

2 MS. SAPINSKI: Commissioner Ross?

3 COMMISSIONER ROSS: Yes.

4 MS. SAPINSKI: Commissioner Stanziale?

5 COMMISSIONER STANZIALE: Yes.

6 MS. SAPINSKI: Commissioner Yustein?

7 COMMISSIONER YUSTEIN: Yes.

8 MS. SAPINSKI: Chairman Klinghoffer?

9 CHAIRMAN KLINGHOFFER: Yes.

10 Next --

11 MR. ROTHER: And -- and should just point
12 out, --

13 CHAIRMAN KLINGHOFFER: Yes?

14 Sorry.

15 MR. ROTHER: -- that -- that -- that FAA
16 Grant is reimbursement for our professional
17 expenses in association with the golf course
18 projects.

19 So all those professional expenses have now
20 been reimbursed. And trees are coming down like
21 crazy over there. And they're actually doing the
22 -- the replanting as well.

23 And it looks like, according to what Tom is
24 telling me, that this is all going to be done
25 rather quickly.

1 CHAIRMAN KLINGHOFFER: How long until we
2 can do instrument landing on that -- on that
3 runway? Until the FAA will permit it?

4 MR. GOMEZ: Is the -- restriction that was
5 -- was lift.

6 MS. DILLON: Just stand up, --

7 CHAIRMAN KLINGHOFFER: So, it was --

8 MS. DILLON: -- Mr. Gomez, please.

9 CHAIRMAN KLINGHOFFER: I'm sorry?
10 It was lifted?

11 MR. GOMEZ: Yes, sir.

12

13 (Whereupon, Commissioner Gerard M.
14 Spiesbach arrived at 5:06 p.m.)

15

16 CHAIRMAN KLINGHOFFER: Okay.

17 Still wet outside?

18 COMMISSIONER SPIESBACH: Hmm?

19 CHAIRMAN KLINGHOFFER: Still wet outside?

20 COMMISSIONER SPIESBACH: Yeah. Took us a
21 long time.

22 CHAIRMAN KLINGHOFFER: Okay.

23 Okay?

24

25 (Whereupon, the Board discussed and took

1 action on the following items:

2 **JUROR PARKING FACILITY**

3 **12.** RESOLUTION NO. 18-177 - RESOLUTION
4 AUTHORIZING PAYMENT IN THE AMOUNT OF \$1,500.00 TO
5 PRECISION TECHNOLOGY SOLUTIONS FOR TWO NEW TICKET
6 VALIDATORS;

7 **13.** RESOLUTION NO. 18-178 - RESOLUTION
8 AUTHORIZING PAYMENT IN THE AMOUNT OF \$9,946.00 TO
9 PRECISION TECHNOLOGY SOLUTIONS FOR EQUIPMENT
10 REPAIRS DAMAGED BY STORM NOT COVER BY MAINTENANCE
11 AGREEMENT; and

12 **14.** RESOLUTION NO. 18-179 - RESOLUTION
13 AUTHORIZING PAYMENT IN THE AMOUNT OF \$1,350.00 TO
14 AROCHO FOR ELEVATORS AND STAIRWELLS CLEANING
15 SERVICES.)

16

17 CHAIRMAN KLINGHOFFER: Then we'll move
18 ahead to items 12 through 14.

19 Juror Parking Facility.

20 COMMISSIONER ROSS: Move it.

21 COMMISSIONER DUNEC: Second.

22 MS. SAPINSKI: Commissioner Dunec?

23 COMMISSIONER DUNEC: Yes.

24 MS. SAPINSKI: Commissioner Ross?

25 COMMISSIONER ROSS: Yes.

1 MS. SAPINSKI: Commissioner Spiesbach?

2 COMMISSIONER SPIESBACH: Yes.

3 MS. SAPINSKI: Commissioner Stanziale?

4 COMMISSIONER STANZIALE: Yes.

5 MS. SAPINSKI: Commissioner Yustein?

6 COMMISSIONER YUSTEIN: Yes.

7 MS. SAPINSKI: Chairman Klinghoffer?

8 CHAIRMAN KLINGHOFFER: Yes.

9

10 (Whereupon, the Board discussed and took
11 action on the following items:

12 **SPORTSPLEX COMPLEX**

13 **15.** RESOLUTION NO. 18-180 - RESOLUTION
14 AUTHORIZING PAYMENT IN THE AMOUNT OF \$6,491.00 TO
15 CONNELL FOLEY FOR LEGAL SERVICES RENDERED THROUGH
16 JULY 31, 2018;

17 **16.** RESOLUTION NO. 18-181 - RESOLUTION
18 RATIFYING PAYMENT TO AROCHO IN THE AMOUNT OF
19 \$2,200.00 FOR GARAGE CLEANING SERVICES; and

20 **17.** RESOLUTION NO. 18-182 - RESOLUTION
21 RATIFYING PAYMENT TO STANDARD ELEVATOR CORP. IN
22 THE AMOUNT OF \$1,557.00 FOR ELEVATOR REPAIRS AT
23 THE GARAGE.)

24

25 CHAIRMAN KLINGHOFFER: Fifteen, 16 and 17.

1 Sportsplex Complex.

2 COMMISSIONER ROSS: Move it.

3 COMMISSIONER DUNEC: Second.

4 MS. SAPINSKI: Commissioner Dunec?

5 COMMISSIONER DUNEC: Yes.

6 MS. SAPINSKI: Commissioner Ross?

7 COMMISSIONER ROSS: Yes.

8 MS. SAPINSKI: Commissioner Spiesbach?

9 COMMISSIONER SPIESBACH: Yes.

10 MS. SAPINSKI: Commissioner Stanziale?

11 COMMISSIONER STANZIALE: Yes.

12 MS. SAPINSKI: Commissioner Yustein?

13 COMMISSIONER YUSTEIN: Yes.

14 MS. SAPINSKI: Chairman Klinghoffer?

15 CHAIRMAN KLINGHOFFER: Yes.

16

17 (Whereupon, the Board discussed and took
18 action on the following item:

19 **FINANCE**

20 **18.** RESOLUTION NO. 18-183 - RESOLUTION

21 AUTHORIZING PAYMENT OF CHARGES AND EXPENSES OF

22 THE AUTHORITY'S \$150,000,000.00 POOLED GOVERNMENT

23 LOAN PROGRAM SERIES 1986

24 PAYMENTS DUE OTHERS FOR PGLP SERVICES

25 GALLEROS KOH, LLP

\$2,000.00

1 FINANCIAL CONSULTANT
2 SEPTEMBER 2018;
3 WELLS FARGO \$36,588.86
4 LETTER OF CREDIT
5 7/1/18 - 9/30/18; and
6 ECIA \$8,000.00
7 REIMBURMENT FEE.)
8
9 CHAIRMAN KLINGHOFFER: Item 18.
10 Finance.
11 COMMISSIONER ROSS: Move it.
12 COMMISSIONER DUNEC: Second.
13 MS. SAPINSKI: Commissioner Dunec?
14 COMMISSIONER DUNEC: Yes.
15 MS. SAPINSKI: Commissioner Ross?
16 COMMISSIONER ROSS: Yes.
17 MS. SAPINSKI: Commissioner Spiesbach?
18 COMMISSIONER SPIESBACH: Yes.
19 MS. SAPINSKI: Commissioner Stanziale?
20 COMMISSIONER STANZIALE: Yes.
21 MS. SAPINSKI: Commissioner Yustein?
22 COMMISSIONER YUSTEIN: Yes.
23 MS. SAPINSKI: Chairman Klinghoffer?
24 CHAIRMAN KLINGHOFFER: Yes.
25 Rationale for going into Executive Session?

1 MR. ROTHER: Yes. In one -- in a second.

2

3 (Whereupon, the Board discussed and took
4 action on the following item:

5 **ACCEPTANCE OF MINUTES:**

6 **RESOLUTION NO. 18-32**

7 REGULAR BOARD MEETING 8-28-18.)

8

9 MR. ROTHER: But I don't think we accepted
10 the minutes.

11 MS. SAPINSKI: We did not accept the
12 minutes.

13 CHAIRMAN KLINGHOFFER: Oh, you're right.
14 Skipped --

15 I have wet -- sorry, my agenda's very wet
16 and I missed the first page.

17 Is there a motion to accept the minutes of
18 August 28th?

19 COMMISSIONER STANZIALE: I'll make a
20 motion.

21 COMMISSIONER DUNEC: Second.

22 MS. SAPINSKI: Commissioner Dunec?

23 COMMISSIONER DUNEC: Yes.

24 MS. SAPINSKI: Commissioner Ross?

25 COMMISSIONER ROSS: Yes.

1 MS. SAPINSKI: Commissioner Spiesbach?
2 COMMISSIONER SPIESBACH: Yes.
3 MS. SAPINSKI: Commissioner Stanziale?
4 COMMISSIONER STANZIALE: Yes.
5 MS. SAPINSKI: Commissioner Yustein?
6 COMMISSIONER YUSTEIN: Yes.
7 MS. SAPINSKI: Chairman Klinghoffer?
8 CHAIRMAN KLINGHOFFER: Yes.
9 Now --
10 MR. ROTHER: Okay.
11 The rationale for going into Executive
12 Session --
13 CHAIRMAN KLINGHOFFER: Um-hum.
14 MR. ROTHER: -- is contract negotiations.
15 CHAIRMAN KLINGHOFFER: Okay.
16 Is there a motion to go in Executive
17 Session?
18 COMMISSIONER YUSTEIN: Motion.
19 COMMISSIONER STANZIALE: Second.
20 MS. SAPINSKI: Commissioner Dunec?
21 COMMISSIONER DUNEC: Yes.
22 MS. SAPINSKI: Commissioner Ross?
23 COMMISSIONER ROSS: Yes.
24 MS. SAPINSKI: Commissioner Spiesbach?
25 COMMISSIONER SPIESBACH: Yes.

1 MS. SAPINSKI: Commissioner Stanziale?

2 COMMISSIONER STANZIALE: Yes.

3 MS. SAPINSKI: Commissioner Yustein?

4 COMMISSIONER YUSTEIN: Yes.

5 MS. SAPINSKI: Chairman Klinghoffer?

6 CHAIRMAN KLINGHOFFER: Yes.

7 MR. ROTHER: Oh. And -- and we -- we
8 should add -- I -- you may want to talk about it
9 is litigation, too, in addition.

10

11 (Whereupon, the Board moved to Executive
12 Session at 5:08 p.m., Resolution No. 18-186.)

13

14 (Whereupon, the Board returned to Open
15 Session at 5:25 p.m., Resolution No. 18-33.)

16

17 (Whereupon, there was a pause in the
18 proceedings.)

19

20 CHAIRMAN KLINGHOFFER: Any further
21 business?

22 One second.

23 I'm sorry.

24 You okay?

25 MS. DILLON: Yes.

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ADJOURNMENT :

CHAIRMAN KLINGHOFFER: Any further
business?

If not, is there a motion to adjourn?

COMMISSIONER YUSTEIN: Motion.

COMMISSIONER ROSS: Motion.

Second.

MS. SAPINSKI: Okay.

Commissioner Yustein and moved (sic) by
Commissioner Ross.

Commissioner Dunec?

COMMISSIONER DUNEC: Yes.

MS. SAPINSKI: Commissioner Ross?

COMMISSIONER ROSS: Yes.

MS. SAPINSKI: Commissioner Spiesbach?

COMMISSIONER SPIESBACH: Yes.

MS. SAPINSKI: Commissioner Stanziale?

COMMISSIONER STANZIALE: Yes.

MS. SAPINSKI: Commissioner Yustein?

COMMISSIONER YUSTEIN: Yes.

MS. SAPINSKI: Chairman Klinghoffer?

CHAIRMAN KLINGHOFFER: Yes.

Thank you very much, everybody.

1 MS. SAPINSKI: Thank you.

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3 (Whereupon, the proceedings were concluded
4 at 5:26 p.m., Resolution No. 18-34.)

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1 STATE OF NEW JERSEY :

2 :

3 COUNTY OF ESSEX :

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5 I, Karen A. Marino, assigned transcriber,
6 do hereby affirm that the foregoing is a true and
7 accurate transcript of the REGULAR BOARD MEETING
8 of the ESSEX COUNTY IMPROVEMENT AUTHORITY heard
9 on Thursday, October 4, 2018 and digitally
10 recorded.

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25 Monitored and Proofread by: Deborah Dillon