

ESSEX COUNTY
IMPROVEMENT AUTHORITY
ESSEX COUNTY, NEW JERSEY

REGULAR BOARD MEETING : TRANSCRIPT OF RECORDED
: PROCEEDINGS
:
:

27 Wright Way
Fairfield, New Jersey

Tuesday, April 28, 2020
Commencing at 5:01 p.m.

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

COMMISSIONER MARK S. DUNEC, (Via telephone)
COMMISSIONER CLIFFORD ROSS, (Via telephone)
COMMISSIONER GERARD M. SPIESBACH, (Via telephone;
Arrived at 5:06 p.m.)
COMMISSIONER CARLA A. STANZIALE
COMMISSIONER JACQUELINE YUSTEIN
COMMISSIONER RONALD J. BROWN, Vice Chairman,
(Via telephone; Arrived at 5:02 p.m.)
COMMISSIONER STEVEN H. KLINGHOFFER, Chairman,
(Via telephone)

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

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

STEVEN C. ROTHER, Executive Director, (Via telephone)
NIA H. GILL, Esq., (Via telephone)
LUCY SAPINSKI, Director of Operations
THOMAS GOMEZ, Airport Manager, (Via telephone;
Arrived at 5:04 p.m.)
BETSY WILLIAMSON, Administrative Assistant,
(Via telephone)
JOSEPH CALI, Senior Project Manager/Accounts Receivables,
(Via telephone)

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1 CHAIRMAN KLINGHOFFER: Okay, we're ready to
2 go?

3 MS. SAPINSKI: We're ready to go.

4 CHAIRMAN KLINGHOFFER: Okay.

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

15

16 **ROLL CALL:**

17

18 CHAIRMAN KLINGHOFFER: Roll call, please.

19 MS. SAPINSKI: Commissioner Dunec?

20 COMMISSIONER DUNEC: Here.

21 MS. SAPINSKI: Commissioner Ross?

22 COMMISSIONER ROSS: Here.

23 MS. SAPINSKI: Commissioner Stanziale?

24 COMMISSIONER STANZIALE: Here.

25 MS. SAPINSKI: Commissioner Yustein?

1 COMMISSIONER YUSTEIN: Here.

2 MS. SAPINSKI: Chairman Klinghoffer?

3 CHAIRMAN KLINGHOFFER: Here.

4

5 **PUBLIC COMMENTS:**

6

7 CHAIRMAN KLINGHOFFER: Are there any
8 members of the public on the phone who would like
9 to make comments?

10 Hearing none.

11

12 (Whereupon, the Board discussed and took
13 action on the following item:

14 **ACCEPTANCE OF MINUTES**

15 **RESOLUTION NO. 20-09**

16 **1. REGULAR BOARD AND ANNUAL RE-ORGANIZATION**
17 **MEETING AND EXECUTIVE SESSION 2-25-20.)**

18

19 CHAIRMAN KLINGHOFFER: We'll move on to
20 Acceptance of Minutes.

21 Is --

22

23 (Whereupon, Vice Chairman Ronald J. Brown
24 arrived, via telephone, at 5:02 p.m.)

25

1 MS. SAPINSKI: Hold on; somebody just
2 joined us.

3 Who just joined us?

4 CHAIRMAN KLINGHOFFER: I know.

5 VICE CHAIRMAN BROWN: Ronald Brown.

6 MS. SAPINSKI: Okay.

7 CHAIRMAN KLINGHOFFER: How you doing?

8 VICE CHAIRMAN BROWN: Good.

9 Good.

10 Thank you.

11 CHAIRMAN KLINGHOFFER: Good.

12 Is there a --

13 We've already finished the Sunshine Notice
14 and the Roll Call and no Public Comments.

15 And we're moving on to the first order of
16 business.

17 Would someone like to move to accept the
18 Minutes of the Regular Board and Annual
19 Re-Organization Meeting and Executive Session of
20 February 25th.

21 VICE CHAIRMAN BROWN: I'll move it.

22 COMMISSIONER YUSTEIN: Second.

23 MS. SAPINSKI: So that was Commissioner
24 Brown and Commissioner Stanziale?

25 COMMISSIONER YUSTEIN: Yustein.

1 VICE CHAIRMAN BROWN: Yes.

2 MS. SAPINSKI: Commissioner Brown?

3 VICE CHAIRMAN BROWN: Yes.

4 MS. SAPINSKI: Commissioner Dunec?

5 COMMISSIONER DUNEC: Yes.

6 MS. SAPINSKI: Commissioner Ross?

7 COMMISSIONER ROSS: Yes.

8 MS. SAPINSKI: Commissioner Stanziale?

9 COMMISSIONER STANZIALE: Yes.

10 MS. SAPINSKI: Commissioner Yustein?

11 COMMISSIONER YUSTEIN: Yes.

12 MS. SAPINSKI: Chairman Klinghoffer?

13 CHAIRMAN KLINGHOFFER: Yes.

14 Director Rother, would you like to do

15 Executive Session at the end of the meeting?

16 MR. ROTHER: Yes. Yes.

17 CHAIRMAN KLINGHOFFER: Okay.

18 MR. ROTHER: And we -- we have two matters.

19 They both relate to contracts.

20 And there's one other matter that we -- we

21 need to discuss, which is really not eligible for

22 Executive Session, which we can discuss at the

23 end just before we go into Executive Session.

24 CHAIRMAN KLINGHOFFER: Okay.

25 Thank you.

1 MR. ROTHER: Yup.

2

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

5 **ADMINISTRATIVE**

6 1. RESOLUTION NO. 20-036 - RESOLUTION
7 RATIFYING PAYMENT TO AUDIO-DIGITAL TRANSCRIPTION
8 SERVICES, LLC FOR TRANSCRIPTION OF BOARD MEETING
9 ON 2-25-20;

10 2. RESOLUTION NO. 20-037 - RESOLUTION
11 RATIFYING PAYMENT OF RECURRING BILLS (BILL LIST);
12 and

13 3. RESOLUTION NO. 20-038 - RESOLUTION
14 AUTHORIZING AN AGREEMENT WITH GALLEROS-ROBINSON,
15 LLP FOR FINANCIAL AND ACCOUNTING SERVICES FOR THE
16 FISCAL YEAR 2020 IN THE AMOUNT OF \$131,600.00.)

17

18 CHAIRMAN KLINGHOFFER: Would someone like
19 to move Administrative Resolutions 1 through 3?

20 COMMISSIONER STANZIALE: Commissioner
21 Stanziale will move that.

22 VICE CHAIRMAN BROWN: Commissioner Brown
23 will second it.

24 MS. SAPINSKI: Thank you.

25 Commissioner Brown?

1 VICE CHAIRMAN BROWN: Yes.

2 MS. SAPINSKI: Commissioner Dunec?

3 COMMISSIONER DUNEC: Yes.

4 MS. SAPINSKI: Commissioner Ross?

5 COMMISSIONER ROSS: Yes.

6 MS. SAPINSKI: Commissioner Stanziale?

7 COMMISSIONER STANZIALE: Yes.

8 MS. SAPINSKI: Commissioner Yustein?

9 COMMISSIONER YUSTEIN: Yes.

10 MS. SAPINSKI: Chairman Klinghoffer?

11 CHAIRMAN KLINGHOFFER: Yes.

12

13 (Whereupon, the Board discussed and took
14 action on the following items:

15 **CORRECTIONAL FACILITY/CELANESE/ENVIRONMENTAL**

16 **EXPOSURE**

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

18 4. RESOLUTION NO. 20-039 - RESOLUTION
19 RATIFYING PAYMENT IN THE AMOUNT OF \$55,446.79 TO
20 BUCHANAN, INGERSOLL & ROONEY, PC FOR LEGAL
21 SERVICES RENDERED IN FEBRUARY 2020; and

22 5. RESOLUTION NO. 20-040 - RESOLUTION
23 RATIFYING PAYMENT IN THE AMOUNT OF \$6,786.00 TO
24 BUCHANAN, INGERSOLL & ROONEY, PC FOR SERVICES
25 RENDERED BY HYDROGEOLOGIC, INC.)

1

2 CHAIRMAN KLINGHOFFER: Next we have
3 Correctional Facility/Celanese/Environmental
4 Exposure.

5

Resolutions 4 and 5.

6

Would someone like to move it -- move them?

7

COMMISSIONER ROSS: Move it; Ross.

8

9
it?

10

MS. SAPINSKI: Ross.

11

12 (Whereupon, Thomas Gomez, Airport Manager,
13 arrived, via telephone, at 5:04 p.m.)

14

15

MR. GOMEZ: This is Tom; Tom Gomez.

16

MS. DILLON: What?

17

MS. SAPINSKI: Oh, we -- Tom --

18

19 CHAIRMAN KLINGHOFFER: Was there -- I'm
sorry, was there a second?

20

I didn't hear it.

21

MS. SAPINSKI: No, we didn't hear a second.

22

23 VICE CHAIRMAN BROWN: This is Commissioner
Brown; I'll second it.

24

MS. SAPINSKI: Okay.

25

CHAIRMAN KLINGHOFFER: Thank you.

1 MS. SAPINSKI: Commissioner Brown?

2 VICE CHAIRMAN BROWN: Yes.

3 MS. SAPINSKI: Commissioner Dunec?

4 COMMISSIONER DUNEC: Yes.

5 MS. SAPINSKI: Commissioner Ross?

6 COMMISSIONER ROSS: Yes.

7 MS. SAPINSKI: Commissioner Stanziale?

8 COMMISSIONER STANZIALE: Yes.

9 MS. SAPINSKI: Commissioner Yustein?

10 COMMISSIONER YUSTEIN: Yes.

11 MS. SAPINSKI: Chairman Klinghoffer?

12 CHAIRMAN KLINGHOFFER: Yes.

13 MS. SAPINSKI: Tommy joined.

14

15 (Whereupon, the Board discussed and took
16 action on the following items:

17 **AIRPORT**

18 6. RESOLUTION NO. 20-041 - RESOLUTION

19 RATIFYING THE ACCEPTANCE OF NJDOT AIRPORT

20 IMPROVEMENT PROGRAM GRANT IN THE AMOUNT OF

21 \$90,000.00 FOR TAXIWAY P & G REHABILITATION

22 PROJECT (PHASE I - DESIGN) AGREEMENT #6107311;

23 7. RESOLUTION NO. 20-042 - RESOLUTION

24 AUTHORIZING THE EXECUTION OF THE FIRST YEAR

25 OPTION TO EXTEND THE EASTERN AVIATION FUELS INC.

1 (SHELL AVIATION) AGREEMENT FOR THE SALE OF FUEL
2 (AVIATION GASOLINE AND TURBO JET);

3 8. RESOLUTION NO. 20-043 - RESOLUTION
4 AUTHORIZING A MEMORANDUM OF AGREEMENT WITH AFA
5 PROTECTIVE SYSTEMS INC., IN THE AMOUNT NOT TO
6 EXCEED \$1,198.00 FOR MONITORING OF THE FIRE AND
7 SPRINKLER ALARMS FOR THE YEAR 2020; and

8 9. RESOLUTION NO. 20-044 - RESOLUTION
9 AUTHORIZING PAYMENT TO H2M ASSOCIATES INC., IN
10 THE AMOUNT OF \$749.37 FOR ENGINEERING SERVICES IN
11 CONNECTION WITH THE UNDERGROUND STORAGE TANK
12 COMPLIANCE AS PER NEW DEP REGULATIONS;

13 **FIRE SUPPRESSION SYSTEM PROJECT**

14 **Project Funded: ECIA/AIRPORT**

15 10. RESOLUTION NO. 20-045 - RESOLUTION
16 AUTHORIZING PAYMENT TO C & S ENGINEERS, INC., IN
17 THE AMOUNT OF \$6,850.00 FOR ENGINEERING SERVICES
18 IN CONNECTION WITH THE DESIGN OF THE FIRE
19 PROTECTION SYSTEM IN HANGAR I AND M; and

20 **RUNWAY 4-22 REHABILITATION PROJECT**

21 **Project Funded: NJDOT 90%, ECIA 10%**

22 11. RESOLUTION NO. 20-046 - RESOLUTION
23 AUTHORIZING PAYMENT TO C & S ENGINEERS, INC., IN
24 THE AMOUNT OF \$55,008.23 FOR ENGINEERING SERVICES
25 IN CONNECTION WITH THE DESIGN FOR THE PERIOD FROM

1 11-16-2019 THROUGH 3-27-2020.)

2

3 CHAIRMAN KLINGHOFFER: Next, Airport
4 Resolutions.

5 Six through 11.

6 Would anybody like to move them?

7 COMMISSIONER YUSTEIN: Jackie Yustein will
8 move them.

9 COMMISSIONER DUNEC: Second.

10 COMMISSIONER STANZIALE: Second.

11 CHAIRMAN KLINGHOFFER: Who -- who seconded?

12 COMMISSIONER DUNEC: Mark did.

13 MS. SAPINSKI: Commissioner Brown?

14 VICE CHAIRMAN BROWN: Yes.

15 MS. SAPINSKI: Commissioner Dunec?

16 COMMISSIONER DUNEC: Yes.

17 MS. SAPINSKI: Commissioner Ross?

18 COMMISSIONER ROSS: 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

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

3 **PARKING FACILITY**

4 **A: Sportsplex**

5 12. RESOLUTION NO. 20-047 - RESOLUTION
6 AUTHORIZING PAYMENT IN THE AMOUNT OF \$6,690.00 TO
7 CONNELL FOLEY FOR LEGAL SERVICES RENDERED FROM
8 JANUARY 1, 2020 THROUGH MARCH 31, 2020;

9 13. RESOLUTION NO. 20-048 - RESOLUTION
10 RATIFYING A SETTLEMENT AGREEMENT BETWEEN ECIA,
11 T-MOBILE, AND LEG 450 BROAD STREET, LLC IN
12 CONNECTION WITH CELL TOWERS;

13 14. RESOLUTION NO. 20-049 - RESOLUTION
14 RATIFYING THE SETTLEMENT AGREEMENT BETWEEN ECIA
15 AND LEG 450 BROAD STREET, LLC IN CONNECTION WITH
16 CELL TOWERS; and

17 15. RESOLUTION NO. 20-050 - RESOLUTION
18 RATIFYING PAYMENT TO PPMG IN THE AMOUNT OF
19 \$2,200.00 FOR ELEVATOR AND STAIRWELLS CLEANING
20 SERVICES;

21 **B: Juror Parking - Garage and Parking Lot**

22 16. RESOLUTION NO. 20-051 - RESOLUTION
23 AUTHORIZING PAYMENT TO AECOM IN THE AMOUNT OF
24 \$7,200.00 FOR SERVICES RENDERED IN CONNECTION
25 WITH THE DESIGN FOR JUROR PARKING LOT SITE

1 IMPROVEMENTS;

2 **17.** RESOLUTION NO. 20-052 - RESOLUTION
3 ACCEPTING A PROPOSAL FROM STRUCTURECARE IN THE
4 AMOUNT OF \$16,500.00 FOR STRUCTURAL REPAIRS;

5 **18.** RESOLUTION NO. 20-053 - RESOLUTION
6 RATIFYING PAYMENT TO PRECISION TECHNOLOGY
7 SOLUTIONS IN THE AMOUNT OF \$1,534.02 FOR
8 EQUIPMENT REPAIRS NOT COVERED BY THE MAINTENANCE
9 AGREEMENT; and

10 **19.** RESOLUTION NO. 20-054 - RESOLUTION
11 RATIFYING PAYMENT TO AROCHO SERVICES, LLC IN THE
12 AMOUNT OF \$2,275.00 FOR GARAGE ELEVATOR AND
13 STAIRWELLS CLEANING, AND LANDSCAPING SERVICES FOR
14 FEBRUARY AND MARCH.)

15

16 CHAIRMAN KLINGHOFFER: Would someone like
17 to move the Parking Facility?

18 Resolutions 12 through 19?

19 COMMISSIONER ROSS: Move it; Ross.

20 VICE CHAIRMAN BROWN: This is Commissioner
21 Brown; I move it.

22 MS. SAPINSKI: We're going to say
23 Commissioner Ross moved and Commissioner Brown
24 second.

25 Commissioner -- Commissioner Brown?

1 VICE CHAIRMAN BROWN: Yes.

2 MS. SAPINSKI: Commissioner Dunec?

3 COMMISSIONER DUNEC: Yes.

4 MS. SAPINSKI: Commissioner Ross?

5 COMMISSIONER ROSS: Yes.

6 MS. SAPINSKI: Commissioner Stanziale?

7 COMMISSIONER STANZIALE: Yes.

8 MS. SAPINSKI: Commissioner Yustein?

9 COMMISSIONER YUSTEIN: Yes.

10 MS. SAPINSKI: Chairman Klinghoffer?

11 CHAIRMAN KLINGHOFFER: Yes.

12

13 (Whereupon, the Board discussed and took
14 action on the following item:

15 **FINANCE**

16 **20.** RESOLUTION NO. 20-055 - RESOLUTION
17 RATIFYING PAYMENT OF CHARGES AND EXPENSES OF THE
18 AUTHORITY'S \$150,000,000.00 POOLED GOVERNMENT
19 LOAN PROGRAM, SERIES 1986

20 **Payments for PGLP Services**

21 GALLEROS KOH, LLP -

22 FINANCIAL CONSULTANT -

23 MARCH AND APRIL 2020 -

24 \$4,000.00;

25 WELLS FARGO -

1 LETTER OF CREDIT -
2 1/1/2020 - 3/31/2020 -
3 \$36,199.31;
4 PEARLMAN & MIRANDA -
5 LEGAL FEES -
6 \$4,165.18;
7 KUTACK ROCK, LLP -
8 LEGAL FEES -
9 \$3,000.00;
10 WELLS FARGO -
11 REMARKETING FEE -
12 1/1/2020 - 3/31/2020 -
13 \$4,347.78;
14 BNY MELLON -
15 TRUSTEE FEE -
16 4/01/2020 TO 6/30/2020 -
17 \$4,000.00;
18 WELLS FARGO -
19 RENEWAL LOC FEE -
20 \$2,525.00.)

21
22 CHAIRMAN KLINGHOFFER: And we have
23 Resolution number 20 or 20-055 of Finance.

24 Would someone like to move that?

25 COMMISSIONER STANZIALE: Commissioner

1 Stanziale will move it.

2 COMMISSIONER ROSS: I'll second it; Ross.

3 MS. SAPINSKI: Commissioner Brown?

4 VICE CHAIRMAN BROWN: Yes.

5 MS. SAPINSKI: Commissioner Dunec?

6 COMMISSIONER DUNEC: Yes.

7 MS. SAPINSKI: Commissioner Ross?

8 COMMISSIONER ROSS: Yes.

9 MS. SAPINSKI: Commissioner Stanziale?

10 COMMISSIONER STANZIALE: Yes.

11 MS. SAPINSKI: Commissioner Yustein?

12 COMMISSIONER YUSTEIN: Yes.

13 MS. SAPINSKI: Chairman Klinghoffer?

14 CHAIRMAN KLINGHOFFER: Yes.

15 And we have a new matter I understand,
16 Director Rother?

17 MR. ROTHER: Yeah. Yeah.

18 The -- the matter we have to discuss -- and
19 -- and this is something that I've been concerned
20 about for quite a while. And Lucy and I have had
21 this discussion before. And we -- this afternoon
22 we talked with our auditor --

23

24 (Whereupon, Commissioner Gerard M.

25 Spiesbach arrived, via telephone, at 5:06 p.m.)

1

2 MR. ROTHER: -- about it. Because this
3 is --

4 MS. SAPINSKI: Who just joined us?

5 COMMISSIONER SPIESBACH: Gerry.
6 Gerry.

7 MR. ROTHER: Okay.

8 The -- the issue -- the issue relates to
9 the authorized signatures of -- for our -- our
10 checks.

11 And currently, Gerry who just joined us, he
12 is the electronic signature automatically on the
13 checks.

14 And -- and -- and, of course, these checks
15 all require two signatures and I am the second
16 party signing it.

17 And we really need more authorized parties
18 to sign. I mean given where we are today.

19 CHAIRMAN KLINGHOFFER: Yeah. Yeah.

20 MR. ROTHER: You know, we can't have just
21 those two, in particular, me being the only one
22 that is -- is the live signature on it.

23 So what we would like to do and what our
24 auditor has authorized is we can add a couple of
25 Board members to replace me.

1 And what we would do is we would adopt a
2 Resolution, which would indicate under what
3 circumstances and in which sequence at least two
4 other Board members would -- would sign checks.

5 Now it's important for you to know that
6 whoever we're selecting now is going to have to
7 be that -- that live signature, because we -- we
8 have that electronic one.

9 CHAIRMAN KLINGHOFFER: So we can't -- we
10 can't use all electronic signatures; we have to
11 have one --

12 MR. ROTHER: Yup.

13 CHAIRMAN KLINGHOFFER: -- live signature?

14 MR. ROTHER: Yeah, -- we -- we have to have
15 a live.

16 We have to have a live.

17 CHAIRMAN KLINGHOFFER: And, Steve, --

18 MR. ROTHER: And -- and so --

19 CHAIRMAN KLINGHOFFER: -- is there any
20 reason that -- is there any reason that all the
21 Commissioners can't be signatories, so you have a
22 -- a broad base of people to go to?

23 MR. ROTHER: We --

24 Sure we could do that. We -- we can do
25 that. We can do that.

1 COMMISSIONER STANZIALE: Well, Steve, it's
2 Carla.

3 I was signing checks for a while --

4 MR. ROTHER: Yes.

5 COMMISSIONER STANZIALE: -- and then I
6 don't know what happened.

7 MR. ROTHER: And then --

8 COMMISSIONER STANZIALE: You know, Betsy
9 would come over. It was -- it was working out
10 pretty well.

11 MR. ROTHER: Yup. Yup.

12 Gerry -- Gerry became that other signature
13 and he's on every one electronically.

14 COMMISSIONER STANZIALE: Okay.

15 MR. ROTHER: So, so if -- if -- if you
16 would like, I'll -- I'll draft the Resolution --

17 Gerry, though, wanted to have a sequence
18 who -- who would replace, you know, an order.

19 COMMISSIONER STANZIALE: Um-hum.

20 MR. ROTHER: Not to just -- and I'm not
21 sure why he wanted that.

22 CHAIRMAN KLINGHOFFER: I'm sorry, who --
23 what wanted a sequence?

24 MR. ROTHER: Our auditor. And so --

25 CHAIRMAN KLINGHOFFER: I was going to ask

1 | why but you don't know why.

2 | Okay.

3 | MR. ROTHER: I -- I can go back and ask him
4 | again.

5 | CHAIRMAN KLINGHOFFER: Okay. I -- I
6 | just --

7 | MR. ROTHER: He -- he requested --

8 | CHAIRMAN KLINGHOFFER: Okay.

9 | MR. ROTHER: -- that.

10 | CHAIRMAN KLINGHOFFER: Okay.

11 | MR. ROTHER: And -- and I'm asking for a
12 | few of you that -- that might be willing to be
13 | that -- that live signature. Because we don't
14 | want to impose this on -- on someone who doesn't
15 | want to step up and assume that responsibility?

16 | CHAIRMAN KLINGHOFFER: I mean I -- I --
17 | think my -- my biggest concern right now is the
18 | world we're living in. It -- it's -- when --
19 | when we're all at the Improvement Authority for a
20 | meeting it becomes somewhat easy. But --

21 | MR. ROTHER: Yup.

22 | CHAIRMAN KLINGHOFFER: -- the longer we do
23 | this, the more difficult it becomes --

24 | MR. ROTHER: Yup.

25 | CHAIRMAN KLINGHOFFER: -- or stays.

1 MR. ROTHER: Yup.

2 COMMISSIONER DUNEC: Can't you do DocuSign?

3 MR. ROTHER: But --

4 COMMISSIONER STANZIALE: Instead of
5 electronic?

6 MR. ROTHER: No. No.

7 No because they're --

8 The -- the way we cut checks, there's no
9 way to do that. We need -- we need one live
10 signature.

11 VICE CHAIRMAN BROWN: So how would that
12 work?

13 Steve, how would that work?

14 COMMISSIONER STANZIALE: Well, --

15 MR. ROTHER: That would work that somebody
16 would -- would deliver a bunch of checks to
17 wherever you wanted them and -- and they would
18 get signed and they would pick them up at --
19 whenever you -- you indicate they're done.

20 COMMISSIONER STANZIALE: Steve, I'm fine
21 doing it.

22 You know, Betsy would bring them to my
23 house; I'd sign them.

24 MR. ROTHER: Okay.

25 COMMISSIONER STANZIALE: If you want to

1 FedEx them, I suppose I could do that. But I --
2 you know, having to get it to a -- I don't have a
3 FedEx drop-off that is --

4 MR. ROTHER: No, we'll --

5 COMMISSIONER STANZIALE: -- so convenient.

6 MR. ROTHER: Yeah, we'll deliver them.
7 We'll deliver them.

8 Okay, so we have -- we have Carla.

9 Do we have anybody else that might be
10 willing?

11 CHAIRMAN KLINGHOFFER: I'm -- I'm always
12 willing to sign. It's not a problem.

13 All right.

14 MR. ROTHER: Okay.

15 Okay, so we'll -- we'll T up Carla as the
16 first and, Steve, you as the second.

17 CHAIRMAN KLINGHOFFER: Okay.

18 MR. ROTHER: Should I -- should I not be
19 available.

20 CHAIRMAN KLINGHOFFER: Okay. And we're
21 still using Gerry's --

22 MR. ROTHER: Electronic.

23 COMMISSIONER STANZIALE: Electronic.

24 CHAIRMAN KLINGHOFFER: -- electronic
25 signature.

1 Okay.

2 VICE CHAIRMAN BROWN: Electronic. Right.

3 COMMISSIONER SPIESBACH: Which in the old
4 days I --

5 MS. SAPINSKI: Electronic signature.

6 COMMISSIONER SPIESBACH: -- wasn't able to
7 do. I used to swing by whenever Lucy required
8 me --

9 MS. DILLON: Commissioner, can you get
10 closer to your phone?

11 COMMISSIONER SPIESBACH: Can I get close to
12 my phone?

13 MS. DILLON: I was having difficulty
14 understanding you, Commissioner.

15 COMMISSIONER SPIESBACH: Oh. Is this
16 better?

17 MS. DILLON: Yes.

18 Thank you.

19 COMMISSIONER SPIESBACH: Okay.

20 Yeah, all I was saying is that prior to my
21 electronic signature, Lucy would call; Steve will
22 have already signed; I'd come by -- they'd leave
23 them on the conference table, I'd sign them and
24 off we went.

25 But now we have the electronic. But I

1 understand --

2 MR. ROTHER: Yup.

3 COMMISSIONER SPIESBACH: -- you do need two
4 live. So, whatever.

5 CHAIRMAN KLINGHOFFER: I mean it's -- it's
6 not unusual that stuff will be dropped off at my
7 house for me to sign. Not checks but whenever we
8 have a closing and, you know, Carla you generally
9 sign and we circulate these.

10 So I mean --

11 MR. ROTHER: Yeah.

12 CHAIRMAN KLINGHOFFER: -- it -- it's no
13 different than -- than doing a --

14 I guess we have more checks than we
15 closings.

16 MR. ROTHER: Yup. Yup.

17 COMMISSIONER STANZIALE: It's -- it's
18 really --

19 COMMISSIONER SPIESBACH: And -- and --

20 COMMISSIONER STANZIALE: -- no problem.
21 It's no problem at all.

22 MR. ROTHER: Yup.

23 And, hopefully, -- and, hopefully, I'm
24 going to be around to sign them so you won't have
25 to. But --

1 CHAIRMAN KLINGHOFFER: Okay.

2 COMMISSIONER SPIESBACH: We all hope that.

3 MR. ROTHER: -- we have to be a prepared.

4 VICE CHAIRMAN BROWN: That's right.

5 MR. ROTHER: But we all have to be prepared
6 in the event -- in the event that I'm -- I'm not
7 available.

8 All right?

9 CHAIRMAN KLINGHOFFER: Okay.

10 VICE CHAIRMAN BROWN: Okay.

11 MR. ROTHER: Alrighty.

12 VICE CHAIRMAN BROWN: Now, Steve, you're
13 going to -- Steve, you're going to prepare this
14 Resolution?

15 CHAIRMAN KLINGHOFFER: Now we -- wait a
16 second, to go into Executive Session's a little
17 bit different.

18 We're going to need a motion and rationale
19 and then we're going to have to re-call back into
20 -- there's a second phone number to call into.

21 MR. ROTHER: Right.

22 CHAIRMAN KLINGHOFFER: Does everybody have
23 that phone number handy?

24 MR. ROTHER: Not repeat it here -- don't
25 repeat it here.

1 CHAIRMAN KLINGHOFFER: No, I'm not
2 repeating it.

3 (Whereupon, there were multiple speakers.)

4 CHAIRMAN KLINGHOFFER: I'm going to tell
5 them where they can find it.

6 Of course not.

7 But is -- is there anybody that doesn't
8 have it?

9 Don't -- don't be a hero. We'll -- we'll
10 tell you where to find it.

11 COMMISSIONER SPIESBACH: Yeah, I think it
12 was in Lucy's email with this number.

13 CHAIRMAN KLINGHOFFER: Yes it is. It is.
14 Yes.

15 COMMISSIONER SPIESBACH: Okay.

16 Well that's where I found this number. I
17 should be able to find the other number.

18 CHAIRMAN KLINGHOFFER: Yes, you should.

19 COMMISSIONER SPIESBACH: Okay.

20 CHAIRMAN KLINGHOFFER: Okay.

21 Okay but we -- we might as well --

22 Should we do the motion now and the
23 rationale and then call back in?

24 MR. ROTHER: Yes.

25 MS. SAPINSKI: Yes.

1 MR. ROTHER: Yes.

2 VICE CHAIRMAN BROWN: I have a question for
3 you.

4 Chairman?

5 Chairman?

6 MR. ROTHER: We don't call back.

7 VICE CHAIRMAN BROWN: Chairman?

8 This is Brown.

9 Once we come out of Executive Session, will
10 we have to come back in session again?

11 MR. ROTHER: No. No, we really don't have
12 to. You -- you don't have to.

13 COMMISSIONER STANZIALE: Well what about
14 adjourning --

15 MR. ROTHER: No, we --

16 COMMISSIONER STANZIALE: -- the meeting?

17 MR. ROTHER: We're -- what -- what we're
18 doing is we're -- we're indicating, when we
19 close, that we are going into an Executive
20 Session.

21 COMMISSIONER STANZIALE: Oh.

22 MR. ROTHER: You can close it.

23 We -- we're -- we're doing that now in --
24 in South Orange in our -- in our governing body
25 meetings. That -- that's not a problem.

1 COMMISSIONER SPIESBACH: So did we vote on
2 the -- the agenda items already?

3 I was a little late for the call and --

4 MR. ROTHER: Yup.

5 CHAIRMAN KLINGHOFFER: Yeah, we -- yeah.
6 Yeah, we're done. We already voted.

7 COMMISSIONER SPIESBACH: Okay. That's
8 fine.

9 COMMISSIONER DUNEC: Do we need to call
10 back into this number after the Executive
11 Session?

12 MR. ROTHER: No. No, you do not. Because
13 we're -- we're going to -- we're going to move to
14 go into Executive Session and -- and adjourn the
15 meeting.

16 You're going to vote for both of those
17 things.

18 VICE CHAIRMAN BROWN: Okay. That was my
19 question.

20 MR. ROTHER: Yup. Nope, we're not going to
21 have to come back.

22 MS. SAPINSKI: Oh, Commissioners, let's --
23 okay.

24 Maybe we will have Debbie waiting here. We
25 go to Executive Session; we're all done. And I

1 will come back here and on the record say we are
2 done with Executive Session; we adjourn the
3 meeting.

4 How's that?

5 MR. ROTHER: Well, you could do that, if
6 you want to for her purposes. You can do that.

7 But you -- we -- we don't -- you don't --
8 we don't need to vote.

9 MS. SAPINSKI: Oh, okay.

10 All right, so we're not doing that.

11 Okay. All right.

12 So let's get the motion -- let's get the
13 motion and --

14 MR. ROTHER: Yeah.

15 MS. SAPINSKI: -- the rationale before the
16 Executive Session.

17 MR. ROTHER: Okay.

18 And -- and the motion is going to be to go
19 into Executive Session to discuss two contract
20 matters and to adjourn the formal public meeting.

21 That's the motion.

22 CHAIRMAN KLINGHOFFER: Would someone like
23 to move that?

24 VICE CHAIRMAN BROWN: I'll move it;
25 Commissioner Brown.

1 COMMISSIONER SPIESBACH: Okay.

2 And --

3 CHAIRMAN KLINGHOFFER: Do we --

4 COMMISSIONER SPIESBACH: -- I'll second;

5 Gerry.

6 CHAIRMAN KLINGHOFFER: Well we need names.

7 Because otherwise Debbie can't hear you.

8 VICE CHAIRMAN BROWN: It's Ron Brown; I

9 moved it.

10 And Gerry second it.

11 COMMISSIONER SPIESBACH: Second.

12 CHAIRMAN KLINGHOFFER: Thank you.

13 MS. SAPINSKI: Commissioner Brown?

14 VICE CHAIRMAN BROWN: Yes.

15 MS. SAPINSKI: Commissioner Dunec?

16 COMMISSIONER DUNEC: Yes.

17 MS. SAPINSKI: Commissioner Ross?

18 COMMISSIONER ROSS: 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 COMMISSIONER SPIESBACH: You didn't ask for

1 my vote, Luce?

2 MS. SAPINSKI: Oh.

3 I'm sorry.

4 Commissioner Spiesbach?

5 COMMISSIONER SPIESBACH: Uh, yes.

6 MS. SAPINSKI: All right. Let's call in
7 the other number.

8 MR. ROTHER: Okay.

9 MS. SAPINSKI: Thank you.

10 MR. ROTHER: Okay.

11 CHAIRMAN KLINGHOFFER: Thank you.

12 VICE CHAIRMAN BROWN: Okay.

13 MR. ROTHER: Thanks.

14

15 (Whereupon, the Board moved to Executive
16 Session at 5:16 p.m., Resolution No. 20-056.)

17

18 (Whereupon, the Board returned to Open
19 Session; Resolution No. 20-10.)

20

21 **ADJOURNMENT:**

22

23 (Whereupon, the proceedings were
24 concluded.)

25

1 STATE OF NEW JERSEY :

2 :

3 COUNTY OF ESSEX :

4

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 Tuesday, April 28, 2020 and digitally
10 recorded.

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25 Monitored and Proofread by: Deborah Dillon