

**WATER AUTHORITY OF WESTERN NASSAU COUNTY  
Minutes of the Meeting of April 23, 2012**

**Location:** 58 South Tyson Avenue, Floral Park

**Attendance:** John E. Ryan Chairman  
George Bakich Town of Hempstead  
Bart Brown Village of Garden City  
Dominic Longobardi Village of Floral Park  
Arlene McMullan Village of South Floral Park  
Susan Powderly Village of Bellerose  
Reid Sakowich Village of New Hyde Park  
Marianna Wohlgemuth Town of North Hempstead

**Absent:** Chris Gorman Village of Stewart Manor  
Aly Kayne Town of Hempstead

**Legal Counsel:** Dominick Minerva, Jr., Minerva & D'Agostino, P.C.

**Engineer:** Robert Holzmacher

**Water Authority:** M. Tierney, Superintendent; J. Conroy, Treasurer; J. Varley, Director of Human Resources

The meeting was called to order at 7:05 PM by Mr. Ryan who asked M. Wohlgemuth to lead the salute to the flag.

**Resolution #094/11/12** Motion by M. Wohlgemuth seconded by B. Brown to approve the minutes of the March 26, 2012 meeting. Open for discussion. Vote: For: 7 Against: 0  
**Approval of Minutes** Abstentions: 0 The minutes were unanimously approved as submitted.

**Treasurer's Report:** Mr. Conroy reported on the financial position of the Water Authority for the period 3/1/12 to 3/31/12. The report was made a part of the record and appended to the minutes.

**Resolution #095/11/12** Motion by M. Wohlgemuth seconded by D. Longobardi to approve and pay the outstanding Accounts Payable warrants for the period 3/1/12 thru 3/31/12 in the amount of \$1,458,211.17. Open for discussion.  
**Approval of Warrants** Vote: For: 7 Against: 0 Abstentions: 0 Motion unanimously carried.

**Resolution #096/11/12** Motion by D. Longobardi seconded by M. Wohlgemuth to approve capital expenditure items of the warrants from the Chase Capital Reserve fund in the amount of \$343,109.19. Open for discussion.  
**Bond Fund Account** Vote: For: 7 Against: 0 Abstentions: 0 Motion unanimously passed.

**Superintendent's Report:** Mr. Tierney reported on the status of the Water Authority as of April 20, 2012. Mr. Tierney responded to questions from Board members.

A discussion took place regarding the scheduling of a work session and the Water Rate Hearing and Budget Meeting. The Board concluded that a work session will be held May 15 at 7:00 PM with a Public hearing and the next regular meeting on May 29 at 7:00 PM.

**Attorney's Report:**

**Resolution #97/11/12**      **WHEREAS**, the Board of Directors of the Water Authority of Western Nassau County (hereinafter "Water Authority"), has received a memorandum from Joseph Corbisiero, Director of Plant Operations, recommending that the Board of Directors of the Water Authority approve a change order submitted in connection with the iron removal facilities projects by the well construction contractor A.C. Schultes, referred to as Change Order No. 3, resulting in an increase of the approved contract prices of \$65,000.00 as described in the memorandum dated April 13, 2012 from H2M Group, and

**WHEREAS**, the Board of Directors of the Water Authority has determined that it is in the best interest of the Water Authority to approve the aforementioned Change Order No. 3;

**NOW THEREFORE**, upon motion of D. Longobardi, seconded by R. Sakowich,

**BE IT RESOLVED**, that Change Order No. 3 is hereby approved as described in the memorandum dated April 13, 2012 from H2M Group resulting in an increase of the approved contract prices of \$65,000.00.

Open for discussion and roll call vote.

Town of Hempstead	26.4	Aye
Town of Hempstead	26.4	Absent
Village of Floral Park	17.0	Aye
Village of New Hyde Park	11.2	Aye
Town of North Hempstead	12.4	Aye
Village of Stewart Manor	2.4	Absent
Village of Bellerose	1.5	Aye
Village of South Floral Park	1.4	Aye
Village of Garden City	<u>1.3</u>	Aye
<b>TOTAL</b>	<b>71.2</b>	

Motion unanimously carried.

**Resolution #098/11/12**      **WHEREAS**, the Board of Directors of the Water Authority of Western Nassau County (hereinafter "Water Authority") has received a memorandum from Joseph Corbisiero, Director of Plant Operations, dated April 20, 2012 recommending that the Board of Directors of the Water Authority approve a change order submitted in connection with the iron removal facilities projects

**Order #4** by the general construction contractor, RJ Industries, referred to as Change Order No. 4, resulting in an increase of the approved contract price of \$25,965.34; and

**WHEREAS**, the Board of Directors of the Water Authority has determined that it is in the best interest of the Water Authority to approve the aforementioned Change Order No. 4;

**NOW THEREFORE**, upon motion of R. Sakowich, seconded by B. Brown,

**BE IT RESOLVED**, that Change Order No. 4 is hereby approved as described in the memorandum dated April 20, 2012 from Joseph Corbisiero resulting in an increase of the approved contract prices of \$25,965.34.

Open for discussion. A discussion was held regarding the increase in hourly wages for the seasonal employees. Roll call vote.

Town of Hempstead	26.4	Aye
Town of Hempstead	26.4	Absent
Village of Floral Park	17.0	Aye
Village of New Hyde Park	11.2	Aye
Town of North Hempstead	12.4	Aye
Village of Stewart Manor	2.4	Absent
Village of Bellerose	1.5	Aye
Village of South Floral Park	1.4	Aye
Village of Garden City	<u>1.3</u>	Aye
<b>TOTAL</b>	<b>71.2</b>	

Motion unanimously carried.

**Resolution #099/11/12 Annual Footwear Contract** **WHEREAS**, the Board of Directors of the Water Authority of Western Nassau County (hereinafter “Water Authority”) by public notice duly published according to law, invited sealed bid proposals for a one-year contract with two successive one-year options, to be exercised in the sole exclusive discretion of the Water Authority, to supply footwear to the Water Authority, in accordance with its requirement; and

**WHEREAS**, all such bid proposals received were opened and read publicly by the Water Authority, 58 South Tyson Avenue, Floral Park, New York, on the 18th day of April, 2012, at 10:30 o’clock AM, the time and place specified in the public notice; and

**WHEREAS**, upon review of such bid proposals by the Water Authority, a written recommendation was forwarded to the Board of Directors by Christine DeFina, of the Water Authority, stating that Saf-Gard Safety Shoe Company is the lowest responsible bidder meeting the bid specifications and recommending award of the contract thereto; and

**WHEREAS**, the Board of Directors of the Water Authority has determined that Saf-Gard Safety Shoe Company is the lowest responsible bidder meeting the bid specifications.

**NOW THEREFORE**, upon motion of M. Wohlgemuth, seconded by R. Sakowich,

**BE IT RESOLVED**, that the bid proposal of Saf-Gard Safety Shoe Company be and the same is hereby accepted; and be it

**FURTHER RESOLVED**, that the Chairman of the Water Authority be and hereby is authorized to execute a one year contract with two successive one year options, to be exercised in the sole exclusive discretion of the Water Authority, with Saf-Gard Safety Shoe Company to supply footwear to the Water Authority, in accordance with its requirements, for the prices specified in said bid proposal and in accordance with the bid specifications for said contract.

Open for discussion. Roll call vote.

Town of Hempstead	26.4	Aye
Town of Hempstead	26.4	Absent
Village of Floral Park	17.0	Aye
Village of New Hyde Park	11.2	Aye
Town of North Hempstead	12.4	Aye
Village of Stewart Manor	2.4	Absent
Village of Bellerose	1.5	Aye
Village of South Floral Park	1.4	Aye
Village of Garden City	<u>1.3</u>	Aye
<b>TOTAL</b>	<b>71.2</b>	

Motion unanimously carried.

**Resolution #100/11/12** **Audit of Workers' Comp Policy** **WHEREAS**, a written recommendation was sent to the Board of Directors of the Water Authority of Western Nassau County (hereinafter "Water Authority") by Janice Varley, Director of Human Resources, recommending engaging the services of Leahy Company, Inc. to audit the Water Authority's workers' compensation policy; and

**WHEREAS**, the aforesaid recommendation states that Leahy Company, Inc. will charge fifty (50%) percent of the refund or credit it obtains from the audit of the Water Authority's workers' compensation policy, if any;

**NOW THEREFORE**, upon motion of D. Longobardi, seconded by B. Brown,

**BE IT RESOLVED**, that the Board of Directors of the Water Authority hereby authorizes engaging the services of Leahy Company, Inc. for a cost of fifty (50%) percent of the refund or credit obtained from its audit of the Water Authority's workers' compensation policy; and

**BE IT FURTHER RESOLVED**, that the Chairman of the Water Authority be and hereby is authorized to execute a contract, in a form acceptable to Counsel, with Leahy Company, Inc. for said audit.

Open for discussion. Roll call vote.

Town of Hempstead	26.4	Aye
Town of Hempstead	26.4	Absent

Village of Floral Park	17.0	Aye
Village of New Hyde Park	11.2	Aye
Town of North Hempstead	12.4	Aye
Village of Stewart Manor	2.4	Absent
Village of Bellerose	1.5	Aye
Village of South Floral Park	1.4	Aye
Village of Garden City	<u>1.3</u>	Aye
<b>TOTAL</b>	<b>71.2</b>	

Motion unanimously carried.

**Resolution**    **WHEREAS**, the Board of Directors of the Water Authority of Western  
**#101/11/12**    Nassau County (hereinafter "Water Authority") has been requested to enter into a  
**Signing**        Utility Work Agreement by the New York State Department of Transportation;  
**Authorization** and

**WHEREAS**, certain Water Authority facilities located on Jericho Turnpike between the New York City line on the west and Glen Cove Road on the east will require modification in connection with the New York State Department of Transportation project to construct safety and pavement improvements; and

**WHEREAS**, the cost of these modifications is the responsibility of the State of New York.

**NOW THEREFORE**, upon motion of D. Longobardi, seconded by A. McMullan,

**BE IT RESOLVED**, that the Chairman of the Water Authority be and hereby is authorized to sign and enter into the Utility Work Agreement with the New York State Department of Transportation

Open for discussion. Roll call vote.

Town of Hempstead	26.4	Aye
Town of Hempstead	26.4	Absent
Village of Floral Park	17.0	Aye
Village of New Hyde Park	11.2	Aye
Town of North Hempstead	12.4	Aye
Village of Stewart Manor	2.4	Absent
Village of Bellerose	1.5	Aye
Village of South Floral Park	1.4	Aye
Village of Garden City	<u>1.3</u>	Aye
<b>TOTAL</b>	<b>71.2</b>	

Motion unanimously carried.

**Public Comment:**    None

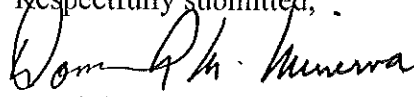
**Resolution**    Motion by D. Longobardi, seconded by M. Wohlgemuth for the Board to go  
**#102/11/12**    into Executive Session to discuss matters of contract. Open for discussion.

**Executive Session** Vote: For: 7 Against: 0 Abstentions: 0 Motion unanimously carried and the Board went into Executive Session at 7:35 PM.

**Resolution #103/11/12** Motion by G. Bakich, seconded by S. Powderly for the Board to come out of Executive Session. Open for discussion. Vote: For: 7 Against: 0 Abstentions: 0 Motion unanimously carried and the Board came out of Executive Session at 7:50 PM.

**Resolution #104/11/12** Motion by G. Bakich, seconded by A. McMullan to adjourn. Open for discussion. Vote: For: 7 Against: 0 Abstentions: 0 Motion unanimously carried and the meeting was adjourned at 7:50 PM.

Respectfully submitted,



Dominick M. Minerva  
Secretary