

**WATER AUTHORITY OF WESTERN NASSAU COUNTY**  
**Minutes of the Meeting of July 1, 2013**

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

**Attendance:** George Bakich Town of Hempstead  
Bart Brown Village of Garden City  
Dominick Longobardi Village of Floral Park  
Arlene McMullan Village of South Floral Park  
Susan Powderly Village of Bellerose  
Marianna Wohlgemuth Town of North Hempstead

**Absent:** Reid Sakowich Village of New Hyde Park  
Chris Gorman Village of Stewart Manor  
Aly Kayne Town of Hempstead

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

**Engineer:** R. Lucas – H2M Engineering

**Architect:** Angelo Corva

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

Chairman Ryan called the meeting to order at 7:05 PM. Mr. Ryan asked D. Longobardi to lead the salute to the flag. Mr. Ryan then asked for a Moment of Silence in memory of several people close to Water Authority personnel, especially Joseph Reekie, a Water Authority employee for over ten years.

**Resolution** **Motion** by D. Longobardi, seconded by B. Brown to approve the minutes of the  
**#001/13/14** meeting of May 28, 2013. Open for discussion. Vote: For: 6 Against: 0  
**Approval of** Abstentions: 0 Motion unanimously passed.  
**Minutes**

**Treasurer's Report:** In Mr. Conroy's absence, Mr. Tierney reported on the financial position of the Water Authority for the period 5/15/13 to 6/18/13. The report was made a part of the record and appended to the minutes.

**Resolution** **WHEREAS**, the Board of Directors of the Water Authority of Western Nassau  
**#002/13/14** County (hereinafter "Water Authority") entered into contracts with Excel  
**Change Order** Builders Group, Inc. (hereinafter "Excel") to perform General Construction  
**Requests** Work and J. Anthony, Inc. (hereinafter "J. Anthony") to perform site work in  
Connection with construction of phase II (Main Building), of the Water Authority's project to  
Construct a new headquarters building; and

**WHEREAS**, the Water Authority has received additional work orders from Excel and J. Anthony as detailed in the memorandum dated June 25, 2013 from Michael J. Tierney, Superintendent to the Board of Directors in the total amount of \$57,015.63 in

connection with construction of Phase II (New Headquarters) of the Water Authority's project to construct a new headquarters building detailed as follows:

- 1) Excel \$6,237.00
- 2) Excel \$5,775.00
- 3) Excel \$17,325.00
- 4) Excel \$13,671.63
- 5) J. Anthony \$14,007.00

and

**WHEREAS**, the Superintendent of the Water Authority and the Water Authority's Architect, Angelo Francis Corva, have recommended that the Board of Directors approve said change order;

**NOW THEREFORE**, upon motion of B. Brown, seconded by G. Bakich,

**BE IT RESOLVED**, that the additional work orders from Excel and J. Anthony as detailed above and in the memorandum dated June 25, 2013 from Michael J. Tierney, Superintendent to the Board of Directors in the total amount of \$57,015.63 are hereby approved.

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	Absent
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>60.0</b>	

Motion unanimously carried.

**Resolution #003/13/14 Approval of Warrants** Motion by A. McMullan, seconded by D. Longobardi to approve and pay the outstanding Accounts Payable warrants for the period 5/15/13 thru 6/18/13 in the amount of \$2,218,270.03. Open for discussion.  
Vote: For: 6 Against: 0 Abstentions: 0 Motion unanimously carried.

**Resolution #004/13/14 Bond Fund Account** Motion by D. Longobardi seconded by G. Bakich to approve capital expenditure items of the warrants from the Chase Capital Reserve fund in the amount of \$1,020,459.92. Open for discussion. Mr. Tierney addressed questions from the Board.  
Vote: For: 6 Against: 0 Abstentions: 0 Motion unanimously passed.

**Superintendent's Report:** M. Tierney reported on the status of the Water Authority as of June 28, 2013. Mr. Tierney responded to questions from Board members.

**Attorney's Report:**

**Resolution #005/13/14** WHEREAS, the Water Authority of Western Nassau County's (hereinafter "Water Authority") Workers' Compensation Insurance Policy expires June 30, **Renew Workers Compensation Insurance** 2013; and

WHEREAS, the Board of Directors of the Water Authority has received a memorandum from Janice R. Varley, Director of Human Resources, indicating that the Water Authority's insurance broker, J.A.F. Associates, solicited quotes for renewal of the insurance policy; and

WHEREAS, the aforesaid memorandum indicates that the Water Authority's existing carrier, Hartford Insurance, will no longer insure the Water Authority and the only other carrier willing that provided a quote is the State Insurance Fund and recommends that the Water Authority place its Workers' Compensation Insurance policy with the State Insurance Fund at the rates stated in aforesaid memorandum; and

WHEREAS, the Water Authority has placed its Workers' Compensation Insurance Policy with the State Insurance Fund;

NOW THEREFORE, upon motion of D. Longobardi, seconded by S. Powderly,

BE IT RESOLVED, that the Board of Directors of the Water Authority hereby approves, ratifies and confirms the placement of the Water Authority's Workers' Compensation Insurance with the State Insurance Fund for the period of July 1, 2013 through June 30, 2014 at the rates stated in the aforesaid memorandum.

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	Absent
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>60.0</b>	

Motion unanimously carried.

**Resolution #006/13/14** **Landscape Equipment** WHEREAS, the Water Authority of Western Nassau County (hereinafter "Water Authority") is desirous of purchasing one (1) riding mower and two (2) gas powered trimmers in accordance with the Water Authority's 2013-14 capital plan; and

**WHEREAS**, the Board of Directors of the Water Authority has received a memorandum from Michael J. Tierney, Superintendent, indicating that the desired equipment is available pursuant to the New York State Office of General Services contract award number 21459; and

**WHEREAS**, the aforesaid memorandum recommends purchasing the one (1) riding mower and two (2) gas powered trimmers in accordance with the state contract from All Island Equipment Corp. for the amount of \$9,430.00 for the aforementioned equipment;

**NOW THEREFORE**, upon motion of B. Brown, seconded by A. McMullan,

**BE IT RESOLVED**, that the Board of Directors authorizes the purchase of (1) one riding mower and two (2) gas powered trimmers in accordance with New York State Office of General Services contract award number 21459 for the amount of \$9,430.00 for the aforesaid equipment; and be it

**FURTHER RESOLVED**, that the Chairman of the Water Authority be and hereby is authorized to execute a contract for the purchase of said equipment from All Island Equipment Corp., in a form acceptable to counsel to the Water Authority.

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	Absent
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>60.0</b>	

Motion unanimously carried.

**Resolution**      **WHEREAS**, the Water Authority of Western Nassau County (hereinafter  
**#007/13/14**      “Water Authority”) has received a memorandum from Janice R. Varley,  
**Moving**            Director of Human Resources, indicating that the Water Authority has  
**Services**            received proposals for moving services in connection with the Water  
 Authority’s move to its new headquarters building; and

**WHEREAS**, the aforesaid memorandum indicates that Quality Moving & Storage Company, Inc. has submitted the lowest proposal in the sum of \$6,200.00 and recommends awarding a public works contract to Quality Moving & Storage Company, Inc. to perform said moving services;

**NOW THEREFORE**, upon motion of B. Brown, seconded by A. McMullan,

**BE IT RESOLVED**, that the Board of Directors hereby accepts the proposal of Quality Moving & Storage Company, Inc. in the amount of \$6,200.00 and authorizes the Chairman of the Water Authority to execute a contract with Quality Moving & Storage Company, Inc., in a form acceptable to counsel to the Water Authority.

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	Absent
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>60.0</b>	

Motion unanimously carried.

**Resolution**      **WHEREAS**, the Water Authority of Western Nassau County (hereinafter  
**#008/13/14**            “the Water Authority”) has received a memorandum from Janice R. Varley,  
**Purchase**            Director of Human Resources, indicated that the Water Authority has received  
**Window**              proposals for the purchase and installation of window treatments for the new  
**Treatments**        headquarters building; and

**WHEREAS**, the aforesaid memorandum indicates that Window Treatment Designers, Inc. d/b/a The Shade Factory has submitted the lowest proposal in the sum of \$5,859.00 and recommends awarding a public works contract to Window Treatment Designers, Inc. d/b/a The Shade Factory to deliver and install the window treatments;

**NOW THEREFORE**, upon motion of S. Powderly, seconded by G. Bakich,

**BE IT RESOLVED**, that the Board of Directors hereby accepts the proposal of Window Treatment Designers, Inc. in the amount of \$5,859.00 and authorizes the Chairman of the Water Authority to execute a contract with Window Treatment Designers, Inc. d/b/a The Shade Factory, in a form acceptable to counsel to the Water Authority.

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	Absent
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>60.0</b>	

Motion unanimously carried.

**Resolution #009/13/14** **Preparation of Master Plan** **WHEREAS**, the Water Authority of Western Nassau County (hereinafter “Water Authority”) is a Public Authority organized pursuant to New York State Public Authorities Law (hereinafter “PAL”) section 1198-a et seq.; and

**WHEREAS**, pursuant to section 1198-f(12) of the PAL, the Water Authority has the power to retain or employ engineers and private consultants on a contract basis or otherwise for rendering professional or technical services and advice; and

**WHEREAS**, the Water Authority desires to undertake comprehensive water resource planning to plan for future needs and prepare a Master Water Plan; and

**WHEREAS**, the Water Authority has requested a proposal from the Water Authority’s consulting engineer, Holzmacher, McLendon & Murrell P.C. to prepare a Master Water Plan in cooperation with Water Authority staff; and

**WHEREAS**, Holzmacher, McLendon & Murrell P.C. has submitted a proposal dated June 27, 2013 to prepare a Master Water Plan including hydraulic modeling for the Water Authority in the sum of \$85,000.00; and

**WHEREAS**, Board of Directors of the Water Authority, on behalf of the Water Authority has determined that it would be in the best interests of the Water Authority to retain Holzmacher, McLendon & Murrell P.C. to prepare a Master Water Plan, in accordance with its proposal;

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

**BE IT RESOLVED**, that Holzmacher, McLendon & Murrell P.C. is hereby retained as consulting engineers to prepare a Master Water Plan in accordance with its proposal dated June 27, 2013 in the amount of \$85,000.00; and

**BE IT FURTHER RESOLVED**, that the Chairman of the Water Authority is hereby authorized to execute a contract with Holzmacher, McLendon & Murrell P.C. in a form acceptable to Counsel to the Water Authority to prepare a Master Water Plan.

Open for discussion and roll call vote. R. Lucas of H2M addressed this proposal.

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	Absent
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>60.0</b>	

Motion unanimously carried.

**Public Comment:** Michael Dolan, New Hyde Park Fire Department Commissioner had questions regarding: the 6% increase in billings (\$50 increase per hydrant); maintenance of hydrants; other issues relating to his district. Mr. Ryan asked Mr. Dolan to put his concerns into writing and submit them to the Water Authority so they can either be addressed at a separate meeting, or at a Board meeting.

**Resolution #010/13/14 Executive Session** MOTION by G. Bakich, seconded by D. Longobardi for the Board to go into Executive Session to discuss a matter of personnel and contract issues. Open for discussion. Vote: For: 6 Against: 0 Abstentions: 0 Motion passed and the Board went into Executive Session at 8:00 PM.

**Resolution #011/13/14 Executive Session** MOTION by D. Longobardi seconded by A. McMullan for the Board to come out of Executive Session. Open for discussion. Vote: For: 6 Against: 0 Abstentions: 0 Motion passed and the Board came out of Executive Session at 8:35 PM.

**Resolution #012/13/14 Union Consent Agreement** WHEREAS, the Water Authority of Western Nassau County (hereinafter "Water Authority") was served with a Petition for Recognition of Local 175 as the negotiating representative for certain employees of the Water Authority (hereinafter "Union"); and

WHEREAS, a conference was held on June 12, 2013 at the Public Employees Relations Board (hereinafter "PERB"); and

WHEREAS, at said conference the Water Authority entered into a Consent Agreement dated June 12, 2013 with the Union regarding the composition of the bargaining unit to be certified by PERB;

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

**BE IT RESOLVED**, that the Board of Directors of the Water Authority hereby ratifies and confirms the execution of the Consent Agreement by the Chairman of the Water Authority.

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	Absent
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>60.0</b>	

Motion unanimously carried.

**Date of Next Meeting** July 29, 2013

**Resolution** Motion by G. Bakich, seconded by S. Powderly to adjourn. Open for  
**#013/13/14** discussion. Vote: For: 6 Against: 0 Abstentions: 0 Motion unanimously carried  
**Adjournment** and the meeting was adjourned at 8:35 PM.

Respectfully submitted



Dominick Minerva  
Secretary