

**WATER AUTHORITY OF WESTERN NASSAU COUNTY
Minutes of the Meeting of August 5, 2009**

Location: 58 South Tyson Avenue, Floral Park

Attendance: John E. Ryan Chairman
George Bakich Town of Hempstead
Herbert Brown Village of Garden City
Chris Gorman Village of Stewart Manor
Aly Kayne Town of Hempstead
Dominic Longobardi Village of Floral Park
Arlene McMullan Village of South Floral Park
Marianna Wohlgemuth Town of North Hempstead

Absent: Susan Powderly Village of Bellerose
Reid Sakowich Village of New Hyde Park

Legal Counsel: Dominick Minerva, Sr. and Dominick Minerva, Jr., Minerva & D'Agostino
Engineer: Robert Holzmacher

Water Authority: K. Conroy, Treasurer, J. Varley, Director, Administration & Human Resources, D. Rissetto, Customer Service.

The meeting was called to order at 7:15 PM by J. Ryan who led the salute to the flag.

Resolution Motion by D. Longobardi seconded by M. Wohlgemuth to approve the
#001/09/10 Minutes of the meeting of May 11, 2009. Open for discussion.
Approval of Vote: For: 7 Against: 0 Abstentions: 0 Motion unanimously carried.
Minutes

Resolution Motion by M. Wohlgemuth seconded by B. Brown to approve the Minutes
#002/09/10 of the meeting of May 26, 2009. Open for discussion.
Approval of Vote: For: 7 Against: 0 Abstentions: 0 Motion unanimously carried.
Minutes

Treasurer's Report: Mr. Conroy reported on the financial position of the Water Authority as of July 29, 2009. This report was made a part of the record and appended to the minutes.

Resolution Motion by M. Wohlgemuth seconded by A. Kayne to approve and pay the
#003/09/10 outstanding Accounts Payable warrants for the period 5/1/09 thru 5/31/09 in the
Approval of amount of \$1,126,539.43. Open for discussion. Mr. Conroy responded to
Warrants questions from Board members.
Vote: For: 7 Against: 0 Abstentions: 0 Motion unanimously carried.

Resolution Motion by M. Wohlgemuth seconded by D. Longobardi to approval capital
#004/09/10 expenditure Items #54 & 71 of the warrants from the Citibank Capital
Bond Fund Reserve fund in the amount of \$39,434.00. Open for discussion.
Account Vote: For: 7 Against: 0 Abstentions: 0 Motion unanimously passed.

Resolution Motion by D. Longobardi seconded by A. Kayne that the balance of capital
#005/09/10 expenditures in the amount of \$388,036.52 be allocated as a Capital
Bond Fund Expenditure to draw down from the Construction Fund. Open for discussion.
Account Vote: For: 7 Against: 0 Abstentions: 0 Motion unanimously passed.

Resolution Motion by M. Wohlgemuth seconded by A. McMullan to approve and pay the
#006/09/10 outstanding Accounts Payable warrants for the period 6/1/09 thru 6/30/09 in the
Approval of amount of \$1,300,168.80. Open for discussion. Mr. Conroy responded to
Warrants questions from Board members.
Vote: For: 7 Against: 0 Abstentions: 0 Motion unanimously carried.

Resolution Motion by D. Longobardi seconded by M. Wohlgemuth to approval capital
#007/09/10 expenditure of GAC items from the Citibank Capital Reserve fund in the
Bond Fund amount of \$7,945.00. Open for discussion.
Account Vote: For: 7 Against: 0 Abstentions: 0 Motion unanimously passed.

Resolution Motion by M. Wohlgemuth seconded by B. Brown that the balance of capital
#008/09/10 expenditures in the amount of \$299,564.04 be allocated as a Capital
Bond Fund Expenditure to draw down from the Construction Fund. Open for discussion.
Account Vote: For: 7 Against: 0 Abstentions: 0 Motion unanimously passed.

Superintendent's Report: In the absence of Mr. Tierney copies of his Superintendent's Report were distributed to all Board members.

Mr. Holzmacher noted he has received the final drawings for the headquarters project from Mr. Valero. They will be submitted to the Town of North Hempstead tomorrow for approval.

Mr. Minerva Sr. indicated he has spoken to the landlord regarding the possibility of a lease extension.

Attorney's Report: Mr. Minerva Jr. presented the following resolutions for consideration by the Board.

Resolution **WHEREAS**, the Water Authority of Western Nassau County's (hereinafter
#009/09/10 "Water Authority") Workers Compensation Insurance policy is automatically
Workers' scheduled to renew; and
Compensation
Renewal

WHEREAS, the Board of Directors of the Water Authority has received a memorandum from Janice R. Varley indicating that the Water Authority's insurance broker, J.A.F. Associates, was able to obtain quotes from three insurance carriers for the policy; and

WHEREAS, J.A.F. Associates has recommended that the Water Authority renew its Workers Compensation Insurance policy with Utica Insurance;

NOW THEREFORE, upon motion of G. Bakich, seconded by M. Wohlgemuth,

BE IT RESOLVED, that the Board of Directors of the Water Authority hereby ratifies and confirms the renewal the Water Authority's Worker's Compensation Insurance with Utica Insurance for the period of July 1, 2009 through June 30, 2010.

Open for discussion. Roll call vote.

Town of Hempstead	26.75	Aye
Town of Hempstead	26.75	Aye
Village of Floral Park	16.9	Aye
Village of New Hyde Park	10.8	Absent
Town of North Hempstead	12.3	Aye
Village of Stewart Manor	2.3	Aye
Village of Bellerose	1.5	Absent
Village of South Floral Park	1.4	Aye
Village of Garden City	<u>1.3</u>	Aye
TOTAL	87.7	

Motion unanimously carried.

Resolution
#010/09/10
Locating
Marking
Services

WHEREAS, the Board of Directors of the Water Authority of Western Nassau County (hereinafter "Water Authority") entered into an agreement dated October 7, 2008 with Premier Utility Services, LLC to perform locating and marking services for the Water Authority; and

WHEREAS, Article 7 of the aforesaid contract provides the Water Authority with the option to elect to extend the contract for an additional one year term, upon ninety days written notice, with no price increase; and

WHEREAS, a written recommendation was sent to the Board of Directors by Robert Swartz, Chief Engineer of the Water Authority, recommending extending the term of the aforesaid contract for the additional one year term;

NOW THEREFORE, upon motion of D. Longobardi, seconded by M. Wohlgemuth,

BE IT RESOLVED, that the Chairman of the Water Authority of Western Nassau County be and hereby is authorized to transmit written notification to Premier Utility Services, LLC of the Water Authority's exercise of its option, to extend the term of the aforesaid contract for the additional one year term.

Open for discussion. Roll call vote.

Town of Hempstead	26.75	Aye
Town of Hempstead	26.75	Aye
Village of Floral Park	16.9	Aye
Village of New Hyde Park	10.8	Absent
Town of North Hempstead	12.3	Aye
Village of Stewart Manor	2.3	Aye
Village of Bellerose	1.5	Absent
Village of South Floral Park	1.4	Aye
Village of Garden City	<u>1.3</u>	Aye
TOTAL	87.7	

Motion unanimously carried.

Resolution #011/09/10 Water Main Installation **WHEREAS**, the Board of Director of the Water Authority of Western Nassau County (hereinafter "Water Authority") entered into an agreement dated July 28, 2008 with Banker Construction Corp. to perform water main installation services for the Water Authority; and

WHEREAS, Article 6 of the aforesaid contract provides the Water Authority with the option to elect to extend the contract for an additional one year term, upon ninety days written notice, with no price increase; and

WHEREAS, a written recommendation was sent to the Board of Directors by Robert Swartz of the Water Authority, recommending extending the term of the aforesaid contract for the additional one year term;

NOW THEREFORE, upon motion of M. Wohlgemuth, seconded by D. Longobardi,

BE IT RESOLVED, that the Chairman of the Water Authority of Western Nassau County be and hereby is authorized to transmit written notification to Banker Construction Corp. of the Water Authority's exercise of its option, to extend the term of the aforesaid contract for the additional one year term.

Open for discussion. Roll call vote

Town of Hempstead	26.75	Aye
Town of Hempstead	26.75	Aye
Village of Floral Park	16.9	Aye

Village of New Hyde Park	10.8	Absent
Town of North Hempstead	12.3	Aye
Village of Stewart Manor	2.3	Aye
Village of Bellerose	1.5	Aye
Village of South Floral Park	1.4	Absent
Village of Garden City	<u>1.3</u>	Aye
TOTAL	87.7	

Motion unanimously carried.

Resolution #012/09/10
Renew
Paving
Contract
WHEREAS, the board of Directors of the Water Authority of Western Nassau County (hereinafter "Water Authority") entered into an agreement dated September 30, 2008 with DeRosa Paving Inc. to perform annual paving services for the Water Authority; and

WHEREAS, Article 6 of the aforesaid contract provides the Water Authority with the option to elect to extend the contract for an additional one year term, upon ninety days written notice, with no price increase; and

WHEREAS, a written recommendation was sent to the Board of Directors by Robert Swartz, Chief Engineer of the Water Authority, recommending extending the term of the aforesaid contract for the additional one year term;

NOW THEREFORE, upon motion of M. Wohlgemuth, seconded by A. McMullan,

BE IT RESOLVED, that the Chairman of the Water Authority of Western Nassau County be and hereby is authorized to transmit written notification to DeRosa Paving Inc. of the Water Authority's exercise of its option, to extend the term of the aforesaid contract for the additional one year term.

Open for discussion. Roll call vote

Town of Hempstead	26.75	Aye
Town of Hempstead	26.75	Aye
Village of Floral Park	16.9	Aye
Village of New Hyde Park	10.8	Absent
Town of North Hempstead	12.3	Aye
Village of Stewart Manor	2.3	Aye
Village of Bellerose	1.5	Absent
Village of South Floral Park	1.4	Aye
Village of Garden City	<u>1.3</u>	Aye
TOTAL	87.7	

Motion unanimously carried.

The agenda item on Adoption of Rules will be tabled to the next meeting.

Public Comment: E. Abramson of 47 Bellmore Street, Floral Park commented on the quality of her water in recent months. Mr. Ryan noted someone would be visiting her home to test the water.

Mr. Minerva Jr. noted that an additional check was received on the MTBE settlement.

Date for next meeting: August 24, 2009.

Resolution Motion by G. Bakich, seconded by M. Wohlgemuth to adjourn. Open for **#013/09/10** discussion. Vote: For: 7 Against: 0 Abstentions: 0 Motion unanimously carried.

Adjournment The meeting was adjourned at 7:55 PM.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Dominick Minerva".

Dominick Minerva

Secretary