

WATER AUTHORITY OF WESTERN NASSAU COUNTY
Minutes of the Meeting of January 4, 2010

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
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: Aly Kayne Town of Hempstead

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

Water Authority: M. Tierney, Superintendent, K. Conroy, Treasurer, J. Varley, Director of Human Resources & Administration.

The meeting was called to order at 7:35 PM by J. Ryan who led the salute to the flag. Mr. Ryan and Ms. Wohlgemuth also requested a moment of silence in memory of Charles Desmond, a gentleman who had been involved with the Waterbill Watchdogs and subsequently the Water Authority.

Resolution #056/09/10 Motion by M. Wohlgemuth seconded by G. Bakich to approve the Minutes of the meeting of November 30, 2009. Open for discussion.

Approval of Minutes Vote: For: 8 Against: 0 Abstentions: 0 Motion unanimously carried.

Treasurer's Report: Mr. Conroy reported on the financial position of the Water Authority as of November 30, 2009. Mr. Conroy responded to questions from the Board. This report was made a part of the record and appended to the minutes.

Resolution #057/09/10 Motion by M. Wohlgemuth seconded by D. Longobardi to approve and pay the outstanding Accounts Payable warrants for the period 11/1/09 thru 11/30/09 in the amount of \$765,884.30. Open for discussion. Mr. Tierney responded to questions from Board members.

Approval of Warrants Vote: For: 8 Against: 0 Abstentions: 0 Motion unanimously carried.

Resolution #058/09/10 Motion by A. McMullan seconded by M. Wohlgemuth to approve capital expenditure items of the warrants from the Citibank Capital Reserve fund

Bond Fund in the amount of \$272,155.46. Open for discussion.
Account Vote: For: 8 Against: 0 Abstentions: 0 Motion unanimously passed.

A discussion took place regarding the cost to obtain permits from the Village of New Hyde Park. Mr. Sakowich explained the possible reason for the increased permit fees and indicated he would investigate this matter further.

Superintendent's Report: Mr. Tierney reported on the status of the Water Authority as of December 31, 2009. He responded to questions and comments from the Board.

Mr. Tierney introduced Mr. McCarthy, financial advisor to the Water Authority and Mr. Straub, Bond Consultant for the Water Authority, who provided a report to the Board regarding the status of the \$37.5 Million bond issuance and answered questions from the Board.

The Board was advised that, if necessary, there will be an additional board meeting required in advance of our next scheduled meeting to approve financing terms and documents.

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

Resolution **WHEREAS**, the Board of Directors of the Water Authority of Western Nassau
#059/09/10 County (hereinafter "Water Authority") has received a memorandum from Janice
Medical Varley, Director of Human Resources and Administration, recommending
Insurance enrollment in the Oxford Freedom Small Group EPO and the Emblem Health
Renewal EPO plans in addition to NYSHIP, effective February 1, 2010 through January
31, 2011 for Water Authority employees based upon rate quotes received from United Benefit
Solutions;

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

BE IT RESOLVED, that the Board of Directors of the Water Authority hereby approves the Oxford Freedom Small Group EPO and two (2) Emblem Health EPO plans in addition to NYSHIP, effective February 1, 2010 through January 31, 2011 for Water Authority employees at the rate quotes received from United Benefit Solutions; and

BE IT FURTHER RESOLVED, that employees of the Water Authority shall contribute ten (10%) percent to the cost of the premium for the Oxford Freedom Small Group EPO and two (2) Emblem Health EPO plans; and

BE IT FURTHER RESOLVED, that retirees of the Water Authority shall contribute the same percentage to the cost of coverage as approved by the NYSHIP resolution number 045/09/10 for the Oxford Freedom Small Group EPO and two (2) Emblem Health EPO plans.

Open for discussion. Ms. Varley and Mr. Jacoby of United Benefit Solutions responded to questions from the Board. Roll call vote.

Town of Hempstead	26.75	Aye
Town of Hempstead	26.75	Absent
Village of Floral Park	16.9	Aye
Village of New Hyde Park	10.8	Aye
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	Aye
Village of Garden City	<u>1.3</u>	Aye
TOTAL	73.25	

Motion unanimously carried.

Resolution #060/09/10 Renew HVAC Maintenance WHEREAS, a written recommendation was forwarded to the Board of Directors by Steven D. Kuse, of the Water Authority of Western Nassau County (hereinafter “Water Authority”), stating that seven (7) area vendors were contacted for proposals for a maintenance contract for the HVAC units located at 58 South Tyson Avenue, Floral Park, New York; and

WHEREAS, the aforesaid memorandum indicates that only one proposal was received by the Water Authority from the current contractor and recommending entry into a contract with Herricks Mechanical Corporation d/b/a AirNow (hereinafter “Herricks Mechanical) based upon their satisfactory performance;

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

BE IT RESOLVED, that the proposal of Herricks Mechanical 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 public works contract with Herricks Mechanical for maintenance of the HVAC units located at 58 South Tyson Avenue, Floral Park, New York, in a form acceptable to counsel of the Water Authority, in the amount of four thousand six hundred (\$4,600.00) Dollars.

Open for discussion. Roll call vote.

Town of Hempstead	26.75	Aye
Town of Hempstead	26.75	Absent
Village of Floral Park	16.9	Aye
Village of New Hyde Park	10.8	Aye
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	Aye
Village of Garden City	<u>1.3</u>	Aye
TOTAL	73.25	

Motion unanimously carried.

Resolution #061/09/10 **Fire Hydrant Supply Contract** WHEREAS, the Board of Directors of the Water Authority of Western Nassau County by public notice duly published according to law, invited sealed bid proposals for a one year contract to supply Mueller Super Centurion 250 Fire Hydrants to the Water Authority of Western Nassau County, in accordance with its requirements; and

WHEREAS, all such bid proposals received were opened and read publicly by the Water Authority of Western Nassau County, 58 South Tyson Avenue, Floral Park, New York, on the 15th day of December, 2009, at 10:30 o'clock A.M., the time and place specified in the public notice; and

WHEREAS, upon review of such bid proposals by the Water Authority of Western Nassau County, a written recommendation was sent to the Board of Directors by Thomas J. Mulzoff, of the Water Authority of Western Nassau County, stating that Joseph G. Pollard Inc. was 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 of Western Nassau County has determined that Joseph G. Pollard Inc. is the lowest responsible bidder meeting the bid specifications;

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

BE IT RESOLVED, that the bid proposal of Joseph G. Pollard Inc. be and the same is hereby accepted; and be it

FURTHER RESOLVED, that the Chairman of the Water Authority of Western Nassau County be and hereby is authorized to execute a one year contract with Joseph G. Pollard, Inc. to supply Mueller Super Centurion 250 Fire Hydrants to the Water Authority of Western Nassau County, 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	26.75	Aye
Town of Hempstead	26.75	Absent
Village of Floral Park	16.9	Aye
Village of New Hyde Park	10.8	Aye
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	Aye
Village of Garden City	<u>1.3</u>	Aye

TOTAL 73.25

Motion unanimously carried.

Mr. Minerva Jr. stated that the Water Authority received a settlement check in connection with the MTBE litigation against Exxon Mobil. He has been advised this is the last major check which will be received in this matter.

A schedule of proposed dates for meetings for 2010 was distributed.

Resolution Motion by G. Bakich, seconded by S. Powderly to adjourn. Open for
#062/09/10 discussion. Vote: For: 8 Against: 0 Abstentions: 0 Motion unanimously carried.

Adjournment The meeting was adjourned at 9:20 PM.

Respectfully submitted,

Dominick M. Minerva
Secretary