

WATER AUTHORITY OF WESTERN NASSAU COUNTY
Minutes of the Meeting of December 17, 2012

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

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

Architect: Angelo Corva

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

Chairman Ryan called the meeting to order at 7:20 PM. Mr. Ryan asked M. Wohlgemuth to lead the salute to the flag.

Mr. Ryan expressed his thanks to Mr. Tierney and the entire staff for their exceptional performance during and after Hurricane Sandy.

Resolution Motion by M. Wohlgemuth seconded by S. Powderly to approve the minutes of
#38/12/13 the October 22, 2012 Meeting. Open for discussion. Vote: For: 6 Against: 0
Approval of Abstentions: 0 The minutes were unanimously approved.
Minutes

Treasurer's Report: In Mr. Conroy's absence M. Tierney reported on the financial position of the Water Authority as of December 17, 2012. The report was made a part of the record and appended to the minutes.

Resolution Motion by A. McMullan seconded by M. Wohlgemuth to approve and pay the
#39/12/13 outstanding Accounts Payable warrants for the period 10/10/12 thru 11/13/12 in
Approval of the amount of \$2,322,164.16. Open for discussion.
Warrants Vote: For: 6 Against: 0 Abstentions: 0 Motion unanimously carried.

Resolution Motion by D. Longobardi seconded by B. Brown to approve capital expenditure
#40/12/13 items of the warrants from the Chase Capital Reserve fund in the amount of
Bond Fund \$487,940.66. Open for discussion. Mr. Tierney addressed questions from the
Account Board. Vote: For: 6 Against: 0 Abstentions: 0 Motion unanimously passed.
Resolution Motion by M. Wohlgemuth seconded by B. Brown to approve and pay the

#41/12/13 outstanding Accounts Payable warrants for the period 11/14/12 thru 12/4/12 in the amount of \$1,654,602.02. Open for discussion.
Approval of Warrants Vote: For: 6 Against: 0 Abstentions: 0 Motion unanimously carried.

Resolution #42/12/13 Motion by D. Longobardi seconded by A. McMullan to approve capital expenditure items of the warrants from the Chase Capital Reserve fund in the amount of \$487,940.66. Open for discussion. Mr. Tierney addressed questions from the Board. Vote: For: 6 Against: 0 Abstentions: 0 Motion unanimously passed.
Bond Fund Account

Superintendent's Report: M. Tierney reported on the status of the Water Authority as of December 12, 2012. Mr. Tierney responded to questions from Board members.

Report by Angeo Corva

At this time A. Corva is anticipating a June 1, 2013 completion date for work performed under Phase 2 of headquarters project. Work is continuing aggressively, and he hopes that the weather conditions will hold up in our favor. He is hoping to enclose the building before the worst of the winter weather comes in so that work will progress without delays.

IRP Update Presentation

B. Lucas of H2M Group gave a presentation on the progress of the iron removal plant project. He noted that expected overall project completion is now set for May 15, 2013 for both Station Nos. 28 and 30.

Attorney's Report:

Resolution #43/12/13 **Well Rehabilitation Wells 40 & 40A** WHEREAS, the Board of Directors of the Water Authority of Western Nassau County (hereinafter "Water Authority"), entered into a contract with Bensin Contracting, Inc. (hereinafter "Bensin") to perform Well Station Mechanical 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 an additional work order from Bensin to rehabilitate the existing Wells numbered 40 and 40A at the new headquarters site in the amount of \$52,444.00; and

WHEREAS, the Superintendent of the Water Authority has recommended that the Board of Directors approve said change order;

NOW THEREFORE, upon motion of B. Brown, seconded by S. Powderly,

BE IT RESOLVED, that the additional work order for additional materials and labor submitted by Bensin for rehabilitating the existing Wells numbered 40 and 40A at the new headquarters site in the amount of \$52,444.00 is 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
TOTAL	60.0	

Motion carried.

Resolution
#44/12/13
Medical
Insurance
Renewal

WHEREAS, the Board of Directors of the Water Authority of Western Nassau County (hereinafter “Water Authority”), has received a memorandum from Janice Varley, Director of Human Resources of the Water Authority, recommending that the Water Authority approve the automatic renewal of medical insurance coverage with the New York State Health Insurance Plan (NYSHIP), effective January 1, 2013 through December 31, 2013 for Water Authority employees;

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

BE IT RESOLVED, that the Board of Directors of the Water Authority hereby approves the renewal of medical insurance coverage with NYSHIP, effective January 1, 2013 through December 31, 2013 for Water Authority employees; and

BE IT FURTHER RESOLVED, that Tier 1 employees of the Water Authority shall contribute ten (10%) percent to the cost of the premium for the NYSHIP plan; and

BE IT FURTHER RESOLVED, that Tier 2 employees of the Water Authority shall contribute fifteen (15%) percent to the cost of the premium for the NYSHIP plan; and

BE IT FURTHER RESOLVED, that Tier 1 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 NYSHIP plan; and

BE IT FURTHER RESOLVED, that Tier 2 retirees of the Water Authority shall contribute the same percentage to the cost of coverage as approved by the Tier 2 resolution number 015/11/12 for the NYSHIP plan.

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
TOTAL	60.0	

Motion unanimously carried.

Resolution #45/12/13 **Renewal of Oxford EPO Plan** **WHEREAS**, the Board of Directors of the Water Authority of Western Nassau County (hereinafter “Water Authority”), has received a memorandum from Janice Varley, Director of Human Resources of the Water Authority, recommending renewal of the Oxford Freedom Small Group EPO plan in addition to NYSHIP, effective February 1, 2013 through January 31, 2014 for Water Authority employees based upon rate quotes received from United Benefit Solutions;

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

BE IT RESOLVED, that the Board of Directors of the Water Authority hereby approves the renewal of the Oxford Freedom Small Group EPO plan in addition to NYSHIP, effective February 1, 2013 through January 31, 2014 for Water Authority employees at the rate quotes received from United Benefit Solutions; and

BE IT FURTHER RESOLVED, that Tier 1 employees of the Water Authority shall contribute ten (10%) percent to the cost of the premium for the Oxford Freedom Small Group EPO plan; and

BE IT FURTHER RESOLVED, that Tier 2 employees of the Water Authority shall contribute fifteen (15%) percent to the cost of the premium for the Oxford Freedom Small Group EPO plan.

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
TOTAL	60.0	

Motion unanimously carried.

Resolution #46/12/13 **Renewal of Dental Insurance** **WHEREAS**, the Board of Directors of the Water Authority of Western Nassau County (hereinafter “Water Authority”), has received a memorandum from Janice Varley, Director of Human Resources of the Water Authority, recommending renewal of the Water Authority’s dental insurance plan with the Guardian until January 31, 2014 at monthly rates as follows:

<u>Dental Coverage:</u>	<u>Monthly Rate</u>
Individual	\$ 52.16
Employee/Spouse	\$104.57
Employee/Child	\$129.19
Family	\$181.71

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

BE IT RESOLVED, that the Board of Directors of the Water Authority hereby approves the renewal of the Water Authority’s dental insurance plan with The Guardian until January 31, 2014 at the following rates:

<u>Dental Coverage:</u>	<u>Monthly Rate</u>
Individual	\$ 52.16
Employee/Spouse	\$104.57
Employee/Child	\$129.19
Family	\$181.71

BE IT FURTHER RESOLVED, that Tier 1 employees of the Water Authority shall contribute ten (10%) percent to the cost of the premium for the dental insurance plan with the Guardian; and

BE IT FURTHER RESOLVED, that Tier 2 employees of the Water Authority shall contribute fifteen (15%) percent to the cost of the premium for the dental insurance plan with the Guardian.

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	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
TOTAL	60.0	

Motion unanimously carried.

Resolution #47/12/13
Renewal of Vision Insurance
WHEREAS, the Board of Directors of the Water Authority of Western Nassau County (hereinafter “Water Authority”), has received a memorandum from Janice Varley, Director of Human Resources of the Water Authority, recommending renewal of the Water Authority’s vision insurance plan with Guardian; and

WHEREAS, the aforesaid memorandum states that the Water Authority has

received a quote from Guardian for vision insurance at the rate of \$3.42/month for individual coverage and \$7.36/month for family coverage;

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

BE IT RESOLVED, that the Board of Directors of the Water Authority hereby authorizes the renewal of its vision insurance coverage with the Guardian at the rates of \$3.42/month for individual coverage and \$7.36/month for family coverage; and

BE IT FURTHER RESOLVED, that Tier 1 employees of the Water Authority shall contribute ten (10%) percent to the cost of the premium for the vision insurance plan with the Guardian; and

BE IT FURTHER RESOLVED, that Tier 2 employees of the Water Authority shall contribute fifteen (15%) percent to the cost of the premium for the vision insurance plan with the Guardian.

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	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
TOTAL	60.0	

Motion unanimously carried.

Resolution **WHEREAS**, the Board of Directors of the Water Authority of Western Nassau
#48/12/13 County (hereinafter “Water Authority”), has received a memorandum from
Change Janice Varley, Director of Human Resources of the Water Authority,
Insurance recommending that the Water Authority change its short-term disability
Carrier insurance carrier from Hartford to Guardian; and

WHEREAS, the aforesaid memorandum states that the Water Authority has received a quote from Guardian for short-term disability at the rate of \$10.75 per employee, representing a savings over the current carrier;

NOW THEREFORE, upon motion of S. Powderly, seconded by B. Brown,

BE IT RESOLVED, that the Board of Directors of the Water Authority hereby authorizes the change of insurance carriers from Hartford to Guardian for short-term disability insurance at the rate of \$10.75 per employee, effective January 1, 2013.

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	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
TOTAL	60.0	

Motion unanimously carried.

Resolution #49/12/13 **Contract for Laboratory Services** **WHEREAS**, the Board of Directors of the Water Authority of Western Nassau County (hereinafter “Water Authority”) entered into an agreement dated March 2012 with H2M Labs, Inc. to perform laboratory services for the Water Authority; and

WHEREAS, Article 8 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 G. Bakich,

BE IT RESOLVED, that the Chairman of the Water Authority be and hereby is authorized to transmit written notification to H2M Labs, 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	26.4	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
TOTAL	60.0	

Motion unanimously carried.

Resolution #50/12/13 **Approval of** **WHEREAS**, the Water Authority of Western Nassau County (hereinafter “Water Authority”) has received a memorandum from Janice Varley, Director of Human Resources, recommending that the Water Authority hire Robert Babst

New Hire to the full-time position of Water Plant Attendant, a civil service labor class position; and

WHEREAS, the aforesaid memo recommends the hiring of Robert Babst as a Water Plant Attendant at a compensation rate of \$18.53 per hour with a 26 week probationary period;

NOW THEREFORE upon motion of G. Bakich, seconded by D. Longobardi,

BE IT RESOLVED that the Water Authority hereby appoints Robert Babst to the full-time position of Water Plant Attendant at a compensation rate of \$18.53 per hour plus benefits, with a 26 week probationary period and subject to approval by the Nassau County Department of Civil Service; and be it

FURTHER RESOLVED that the Board of Directors authorizes the Chairman of the Water Authority to execute any and all documents required by the Nassau County Department of Civil Service to complete the appointment of Robert Babst to the full-time position of Water Plant Attendant.

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	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
TOTAL	60.0	

Motion unanimously carried.

Resolution #51/12/13 **Approval of Unpaid Intern** **WHEREAS**, the Board of Directors of the Water Authority of Western Nassau County (hereinafter “Water Authority”) has received a memorandum from Allan Kolakowski, Director of Accounting and Customer Service of the Water Authority, requesting approval of an unpaid internship in the accounting department; and

WHEREAS, the aforesaid memorandum indicates that the proposed unpaid intern, Ms. Gabriella Barnes, is a College Student and that the internship is part of her College curriculum;

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

BE IT RESOLVED, that the Board of Directors of the Water Authority hereby approve unpaid internship of Ms. Gabriella Barnes in the accounting department for the time period necessary to complete the internship as required by her College curriculum.

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	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
TOTAL	60.0	

Motion unanimously carried.

Date of Next Meeting: Originally published for January 28. B. Brown asked about moving this date to January 21. There was no objection, and the date was changed.

Public Comment: None

Resolution #52/12/13 Motion by D. Longobardi, seconded by A. McMullan for the Board to go into Executive Session to discuss a matter of contract.

Executive Session Open for discussion. Vote: For: 6 Against: 0 Abstentions: 0 Motion unanimously carried and the Board went into Executive Session at 8:45 PM.

Resolution #53/12/13 Motion by A. McMullan, seconded by M. Wohlgenuth for the Board to come out of Executive Session. Open for discussion. Vote: For: 6 Against: 0

Executive Session Abstentions: 0 Motion unanimously carried and the Board came out of Executive Session at 9:05 PM.

Resolution #54/12/13 **Contract Approval** **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 Board of Directors of the Water Authority, on behalf of the Water Authority, by Resolution #112/11/12 appointed J.R. Holzmacher, P.E., LLC as consulting engineers of the Water Authority; and

WHEREAS, the Board of Directors of the Water Authority is desirous of terminating the contract with J.R. Holzmacher, P.E., LLC and appointing Holzmacher, McLendon & Murrell, P.C. (hereinafter “H2M Group”) as consulting engineers of the Water Authority; and

WHEREAS, the Water Authority has received a proposal dated November 19, 2012 from Holzmacher, McLendon & Murrell, P.C. to provide consulting engineering services;

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 the termination of the contract with J.R. Holzmacher, P.E., LLC as consulting engineers and authorizes the Chairman to transmit notification to J.R. Holzmacher, P.E., LLC indicating same; and;

BE IT FURTHER RESOLVED, that H2M Group is hereby retained as consulting engineers to the Water Authority, to serve as required by the Water Authority at the hourly rates contained in its proposal dated November 19, 2012 from the date of adoption of this Resolution to May 31, 2013; and

BE IT FURTHER RESOLVED, that the Chairman of the Water Authority is hereby authorized to execute a contract with H2M Group in a form acceptable to Counsel for the Water Authority.

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	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
TOTAL	60.0	

Motion unanimously carried.

Resolution #55/12/13 Motion by G. Bakich, seconded by S. Powderly to adjourn. Open for discussion. Vote: For: 6 Against: 0 Abstentions: 0 Motion unanimously carried
Adjournment and the meeting was adjourned at 9:40 PM.

Mr. Ryan wished all present a Merry Christmas and Happy New Year.

Respectfully submitted,

Dominick Minerva
Temporary Secretary