

WATER AUTHORITY OF WESTERN NASSAU COUNTY
Minutes of the Meeting of March 25, 2014

Location: 1580 Union Turnpike, New Hyde Park

Attendance: George Bakich Town of Hempstead
Chris Gorman Village of Stewart Manor
Dominick Longobardi Village of Floral Park
Susan Powderly Village of Bellerose
Reid Sakowich Village of New Hyde Park
Marianna Wohlgemuth Town of North Hempstead

Absent: Arlene McMullan Village of South Floral
Bart Brown Village of Garden City
Aly Kayne Town of Hempstead

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

Engineer: Robert Lucas, H2M

Water Authority: J. Conroy, Treasurer; J. Corbisiero, Director, Plant Operations; J. Varley, Director, Human Resources

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

Public Comment: Mr. Michael O'Donnell of New Hyde Park related an incident of discolored water that took place on February 28, 2014. He would like the Board to reconsider use of a system such as "Robocall" to inform customers of issues in their area.

Resolution #097/13/14 -- Approval of Minutes

Motion by M. Wohlgemuth seconded by G. Bakich to approve the Minutes of the meeting of February 24, 2014. Open for discussion. Vote: For: 6 Against: 0 Abstention: 0
Motion unanimously carried and the minutes were accepted as amended.

Treasurer's Report

Mr. Conroy reported on the financial position of the Water Authority for the period 2/1/14 to 2/28/14. The report was made a part of the record and appended to the minutes.

Resolution #098/13/14 - Approval of Warrants

Motion by M. Wohlgemuth, seconded by D. Longobardi to approve and pay the outstanding Accounts Payable warrants for the period 2/1/14 thru 3/12/14 in the amount of \$1,520,261.16. Open for discussion. Mr. Conroy and Ms. Varley addressed questions from the Board. Vote: For: 6 Against: 0 Abstentions: 0 Motion unanimously carried.

Resolution #099/13/14 – Bond Fund Account

Motion by D. Longobardi, seconded by C. Gorman to approve capital expenditure items of the warrants from the Bank of New York Construction Fund 2010B in the amount of \$121,179.28. Open for discussion. Mr. Ryan addressed questions from the Board.

Vote: For: 6 Against: 0 Abstentions: 0 Motion unanimously passed.

Superintendent’s Report

In Mr. Tierney’s absence Mr. Ryan asked Board members to review the superintendent’s report and indicate if they have any questions regarding same.

Attorney’s Report

Resolution #100/13/14 – Construction Fund – Internal Charges

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, requesting that the Board of Directors authorize the transfer of funds in the amount of \$284,758.82 from the Bank of New York Construction Fund 2010B to the Chase Operating Fund to reimburse the operating fund for capital expenditures for the period of December 1, 2012 through February 28, 2013; and

WHEREAS, Bond Counsel to the Water Authority has previously advised the Water Authority that capital expenditures from the operating fund are appropriate expenditures to be reimbursed from the Construction Fund;

NOW THEREFORE, upon motion of M. Wohlgenuth, seconded by S. Powderly,

BE IT RESOLVED, that the transfer of \$284,758.82 from the proceeds of the Bank of New York Construction Fund 2010B to the Chase Operating Fund to reimburse the operating fund for capital expenditures for the period of December 1, 2012 through February 28, 2013 is hereby authorized and 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	Aye
Town of North Hempstead	12.4	Aye
Village of Stewart Manor	2.4	Aye
Village of Bellerose	1.5	Aye
Village of South Floral Park	1.4	Absent
Village of Garden City	<u>1.3</u>	Absent
TOTAL	70.9	

Motion unanimously carried.

A resolution regarding changes in Weighted Voting Percentages was tabled to the next meeting.

Resolution #101/13/14 – Contract for Printing and Mailing Annual Water Quality Report

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, stating that price quotes were received for printing and mailing the Water Authority’s Annual Water Quality Report (hereinafter “AWQR”); and

WHEREAS, the aforesaid memorandum recommends entry into a contract with Star Communications;

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

BE IT RESOLVED, that the Board of Directors of the Water Authority awards the contract for the printing and mailing to Star Communications in accordance with its price quote of three thousand seven hundred eight dollars (\$3,708.00); 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 Star Communications for the printing and mailing of the Water Authority’s AWQR, in the amount of three thousand seven hundred eight dollars (\$3,708.00).

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	Aye
Village of Bellerose	1.5	Aye
Village of South Floral Park	1.4	Absent
Village of Garden City	<u>1.3</u>	Absent
TOTAL	70.9	

Motion unanimously carried.

Resolution #102/13/14 – 2014 Seasonal Employment

WHEREAS, the Board of Directors of the Water Authority of Western Nassau County (hereinafter “Water Authority”) has received a memorandum from Janice R. Varley, Director of Human Resources of the Water Authority stating that four (4) seasonal employees are required by the Water Authority; and

WHEREAS, the aforesaid memorandum recommends a salary of \$13.50 per hour for the first year seasonal hires, \$14.50 per hour for second year seasonal hires, \$15.50 per hour for third year seasonal hires and \$16.50 for fourth year seasonal hires;

NOW THEREFORE, upon motion of R. Sakowich, seconded by S. Powderly,

BE IT RESOLVED, that four (4) seasonal employees be hired for the period of May of 2014 through September of 2014, not to exceed 18 weeks of employment for any single seasonal employee; and

BE IT FURTHER RESOLVED, that the salary rate for seasonal hires will be \$13.50 per hour for the first year seasonal hires, \$14.50 per hour for second year seasonal hires, \$15.50 per hour for third year seasonal hires and \$16.50 for fourth year seasonal hires.

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	Aye
Village of Bellerose	1.5	Aye
Village of South Floral Park	1.4	Absent
Village of Garden City	<u>1.3</u>	Absent
TOTAL	70.9	

Motion unanimously carried.

Resolution #103/13/14 – Annual Contract – Supply of Fire Hydrants

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 to supply Mueller Super Centurion 250 Fire Hydrants to the Water Authority, in accordance with its requirements; and

WHEREAS, all such bid proposals received were opened and read publicly by the Water Authority, 1580 Union Turnpike, New Hyde Park, New York, on the 19th day of February, 2014, 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 sent to the Board of Directors by Thomas J. Mulzoff, Director of Operations of the Water Authority, stating that Joseph G. Pollard Inc. was the lowest responsible bidder meeting the bid specifications and recommending award of the contract thereto; and

WHEREAS, said memorandum recommends the rejection of the bid form T. Mina Supply, Inc. as it failed to meet the bid specifications, to wit, they did not bid on the Water Authority’s standardized Mueller Super Centurion fire hydrant; and

WHEREAS, the Board of Directors of the Water Authority has determined that Joseph G. Pollard Inc. is the lowest responsible bidder meeting the bid specifications;

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

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 bid of T. Mina Supply, Inc. is hereby rejected for failure to meet the bid specifications; and be it

FURTHER RESOLVED, that the Chairman of the Water Authority 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, 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 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	Aye
Village of Bellerose	1.5	Aye
Village of South Floral Park	1.4	Absent
Village of Garden City	<u>1.3</u>	Absent
TOTAL	70.9	

Motion unanimously carried.

Resolution #104/13/14 – Annual Contract – Supply of Materials

WHEREAS, the Board of Directors of the Water Authority of Western Nassau County (hereinafter “Water Authority”) entered into an agreement with T. Mina Supply, Inc. to supply materials to the Water Authority; and

WHEREAS, Article 4 of the aforesaid contract provides the Water Authority with the option to elect to extend the term of the contract for an additional one year term, upon ninety days written notice; and

WHEREAS, a written recommendation was sent to the Board of Directors by Thomas J. Mulzoff, Director of Operations of the Water Authority, recommending extending the term of the aforesaid contract for an additional one year term;

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

BE IT RESOLVED, that the Chairman of the Water Authority be and hereby is authorized to transmit written notification to T. Mina Supply, Inc. of the Water Authority’s exercise of its option, to extend the term of the aforesaid contract for an additional one year term.

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	Aye
Village of Bellerose	1.5	Aye
Village of South Floral Park	1.4	Absent
Village of Garden City	<u>1.3</u>	Absent
TOTAL	70.9	

Motion unanimously carried.

Resolution #105/13/14 – Annual Contract: Locating and Marking

WHEREAS, the Board of Directors of the Water Authority of Western Nassau County (hereinafter “Water Authority”) entered into an agreement dated May 9, 2013 with Premier Utility Services Inc. 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 M. Wohlgemuth, seconded by C. Gorman,

BE IT RESOLVED, that the Chairman of the Water Authority be and hereby is authorized to transmit written notification to Premier Utility Services 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 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	Aye
Village of Bellerose	1.5	Aye
Village of South Floral Park	1.4	Absent
Village of Garden City	<u>1.3</u>	Absent
TOTAL	70.9	

Motion unanimously carried.

Resolution #106/13/14 – Annual Contract: Supply of Meters

WHEREAS, the Board of Directors of the Water Authority of Western Nassau County (hereinafter “Water Authority”) has by resolution standardized the purchase of all water meters to the Neptune T-8, Neptune T-10, and the Neptune Compound and Neptune Turbine meters manufactured by Neptune Technology Group, Inc.; and

WHEREAS, the Board of Directors has received an Announcement from Neptune Technology Group Inc. stating that S.L.C. Meter East, Inc. is its only authorized distributor for Long Island, New York; and

WHEREAS, the New York State Comptroller has opined in 1982 WL 20150 that “where a municipality has standardized on a particular item which in fact can be purchased only from a single source (such as the manufacturer or an agent with an exclusive franchise), a monopolistic situation would exist and bidding would not be required; and

WHEREAS, the Water Authority received a price quote from S.L.C. Meter East, Inc. to enter into a contract to supply Neptune meters for a term of five years with a 3% increase over the rates of the recently expired contract, except for the 5/8” T-10 water meter which rate will increase 6%, with the same 3% annual increases; and

WHEREAS, a memorandum has been received by the Board of Directors from Allan Kolakowski, Director of Accounting and Customer Service, of the Water Authority, recommending execution of a contract with S.L.C. Meter East, Inc. for the purchase of Neptune water meters for a term of five years;

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

BE IT RESOLVED, that the price quote of S.L.C. Meter East, Inc. 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 contract with S.L.C. Meter East, Inc., in a form acceptable to counsel for the Water Authority, for the purchase of Neptune Water Meters, for a 5 year term with a 3% increase over the rates of the recently expired contract, except for the 5/8” T-10 water meter which rate will increase 6%, with the same 3% annual increases.

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	Aye
Village of Bellerose	1.5	Aye
Village of South Floral Park	1.4	Absent

Village of Garden City	<u>1.3</u>	Absent
TOTAL	70.9	

Motion unanimously carried.

Resolution #107/13/14 – Declare Vehicles as Surplus

WHEREAS, a written recommendation was received by the Board of Directors of the Water Authority of Western Nassau County (hereinafter “Water Authority”) from Steven D. Kuse, Manager of Purchasing and Fleet, recommending that Vehicle Numbers 404 (Chevrolet 3500), 406 (1991 Chevrolet 2500) and 408 (2001 Dodge 2500) be deemed surplus as they were recently replaced with two new vehicles and should be deemed scrap and sold for a nominal value or discarded; and

NOW THEREFORE, upon motion of D. Longobardi, seconded by C. Gorman,

BE IT RESOLVED, that the Board of Directors of the Water Authority hereby deems the three aforementioned vehicles surplus and scrap, and authorizes the sale of same for a nominal value or discarding of said vehicles.

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	Aye
Village of Bellerose	1.5	Aye
Village of South Floral Park	1.4	Absent
Village of Garden City	<u>1.3</u>	Absent
TOTAL	70.9	

Motion unanimously carried.

Resolution #108/13/14 – Bi-annual Storage Tank Inspections

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 requires the services of an engineer to perform the bi-annual tank inspections required by the Nassau County Department of Health; and

WHEREAS, the Water Authority requested proposals from four (4) engineering firms and received two (2) proposals; and

BE IT RESOLVED, that the additional warrant item in connection with the project to construct a new headquarters building is hereby approved as follows:

JNS Heating \$41,448.41 and be it,

FURTHER RESOLVED, that payment of the aforesaid warrant item is authorized from the 2010 Construction Fund.

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	Aye
Village of Bellerose	1.5	Aye
Village of South Floral Park	1.4	Absent
Village of Garden City	1.3	Absent
TOTAL	70.9	

Motion unanimously carried.

Date of Next Meeting April 29, 2014

Resolution #110/13/14 – Executive Session

Motion by D. Longobardi, seconded by G. Bakich for the Board to go into Executive Session to discuss matters of contract and personnel. Open for discussion.

Vote: For: 6 Against: 0 Abstentions: 0

Motion passed and the Board went into Executive Session at 7:55 PM.

Resolution #111/13/14 – Executive Session

Motion by D. Longobardi seconded by S. Powderly 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 8:25 PM.

Resolution #112/13/14 - Adjournment

Motion by G. Bakich, seconded by C. Gorman to adjourn. Open for discussion.

Vote: For: 6 Against: 0 Abstentions: 0 Motion unanimously carried and the meeting was adjourned at 8:25 PM.

Respectfully submitted



Dominick Minerva
Secretary