

**WATER AUTHORITY OF WESTERN NASSAU COUNTY**  
**Minutes of the Meeting of July 26, 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  
Susan Powderly Village of Bellerose  
Marianna Wohlgemuth Town of North Hempstead

**Absent:** Aly Kayne Town of Hempstead  
Arlene McMullan Village of South Floral Park  
Reid Sakowich Village of New Hyde Park

**Legal Counsel:** Dominick Minerva Jr. & Dominick Minerva, Sr. – Minerva & D’Agostino, P.C.

**Engineer:** Robert Holzmacher

**Water Authority:** J. Conroy, Treasurer, R. Swartz, Chief Engineer, J. Varley, Director of Human Resources & Administration.

The meeting was called to order at 7:45 PM by J. Ryan who asked Mr. Bakich to lead the salute to the flag.

Mr. Ryan asked for a moment of silence for the three teens from Floral Park who were the victims of last week’s motor vehicle tragedy.

**Resolution** #011/10/11 Motion by M. Wohlgemuth seconded by G. Bakich to approve the minutes of the meeting of June 21, 2010. Open for discussion.

**Approval of** Vote: For: 6 Against: 0 Abstentions: 0 Motion unanimously carried.

**Minutes**

**Treasurer’s Report:** Mr. Conroy presented the Treasurer’s Report for the period 6/1 thru 6/30/10. Mr. Conroy addressed questions from the Board members. Ms. Wohlgemuth requested a monthly report on the activity of the Bond fund.

**Resolution** #012/10/11 Motion by M. Wohlgemuth seconded by D. Longobardi to approve and pay the outstanding Accounts Payable warrants for the period 6/1/10 thru 6/30/10 in the amount of \$1,527,391.31. Open for discussion. Mr. Conroy responded to questions from Board members.

**Warrants** Vote: For: 6 Against: 0 Abstentions: 0 Motion unanimously carried.

**Resolution** Motion by M. Wohlgemuth seconded by D. Longobardi to approve capital  
**#013/10/11** expenditure items of the warrants from the Citibank Capital Reserve fund  
**Bond Fund** in the amount of \$160,434.81. Open for discussion.  
**Account** Vote: For: 6 Against: 0 Abstentions: 0 Motion unanimously passed.

**Superintendent’s Report:** In Mr. Tierney’s absence Mr. Ryan reviewed the Superintendent’s Report.

Mr. Holzmacher reported on the progress of the construction at the headquarters site.

**Attorney’s Report:**

**Resolution** **WHEREAS**, the Water Authority of Western Nassau County’s (hereinafter  
**#014/10/11** “Water Authority”) is a Public Authority organized pursuant to New York State  
**Apoinment** Public Authorities Law (hereinafter “PAL”) section 1198-a et seq.; and  
**of Auditor**

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

**WHEREAS**, the audit committee of the Board of Directors has recommended the retention of Tabriztchi & Co. as outside auditors of the Water Authority; and

**WHEREAS**, the 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 Tabriztchi & Co. as outside auditors of the Water Authority, at the rates contained in its proposal of twenty seven thousand seven hundred (\$27,700.00) dollars per year for a two year period with an additional one year option;

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

**BE IT RESOLVED**, that Tabriztchi & Co. is hereby retained as outside auditors to the Water Authority, to serve as required by the Water Authority at the rates contained in its proposal of twenty seven thousand seven hundred (\$27,700.00) dollars per year for a two year period with an additional one year option for the period June 1, 2010 to May 31, 2013; and

**BE IT FURTHER RESOLVED**, that the Chairman is hereby authorized to execute a contract with Tabriztchi & Co. 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	Aye
Village of Bellerose	1.5	Absent
Village of South Floral Park	1.4	Absent
Village of Garden City	<u>1.3</u>	Aye
<b>TOTAL</b>	<b>61.0</b>	

Motion unanimously carried.

**Resolution**    **WHEREAS**, the New York State Department of Environmental Conservation  
**#015/10/11**    (hereinafter “DEC”) inspected the chemical storage tanks of the Water Authority  
**Testing of**    of Western Nassau County (hereinafter “Water Authority”); and

**Bulk Storage**  
**Tanks**        **WHEREAS**, the DEC requires further testing of the bulk storage tank for liquid  
bleach; and

**WHEREAS**, the Water Authority requested proposals for the inspection; and

**WHEREAS**, a written recommendation was forwarded to the Board of Directors  
by Robert Swartz, Chief Engineer, indicating that he recommends engaging the services of PCA  
Engineering to inspect the liquid bleach storage tank in accordance with its proposal of one  
thousand four hundred ninety-five (\$1,495.00) dollars;

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

**BE IT RESOLVED**, that the proposal of PCA Engineering 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, in a form acceptable to Counsel, with PCA  
Engineering for the inspection of the Liquid Bleach Storage Tank, in an amount not to exceed  
one thousand four hundred ninety-five (\$1,495.00) dollars.

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	Aye
Village of Bellerose	1.5	Aye
Village of South Floral Park	1.4	Absent
Village of Garden City	<u>1.3</u>	Aye
<b>TOTAL</b>	<b>61.0</b>	

Motion unanimously carried.

**Resolution #016/10/11** **Contract for Refuse Removal Service** 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 two year contract with a one year option, to be exercised in the sole discretion of the Water Authority to perform refuse removal services for the Water Authority of Western Nassau County, in

WHEREAS, all such bid proposals received were opened and read publicly by the Water Authority, 58 South Tyson Avenue, Floral Park, New York, on the 21<sup>st</sup> day of June, 2010, 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, a written recommendation was sent to the Board of Directors by Thomas J. Mulzoff, Director of Operations of the Water Authority, stating that Daniel F. Allen, Co. 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 has determined that Daniel F. Allen, Co. Inc. is the lowest responsible bidder meeting the bid specifications;

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

BE IT RESOLVED, that the bid proposal of Daniel F. Allen, Co. 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 two year contract with a one year option, to be exercised in the sole discretion of the Water Authority, with Daniel F. Allen Co. Inc. for refuse removal service for 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. 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	Aye
Village of Bellerose	1.5	Aye
Village of South Floral Park	1.4	Absent
Village of Garden City	<u>1.3</u>	Aye
<b>TOTAL</b>	<b>61.0</b>	

Motion unanimously carried

**Resolution** Motion by M. Wohlgemuth seconded by D. Longobardi for the Board to move  
**#017/10/11** into Executive Session on a matter of personnel. Action will be taken following  
**Executive** this vote. Vote: For: 6 Against: 0 Abstentions: 0  
**Session** The vote was unanimous and the Board went into Executive Session at 8:20 PM.

**Resolution** Motion by M. Wohlgemuth seconded by G. Bakich for the Board to come out  
**#018/10/11** of Executive Session. Vote: For: 6 Against: 0 Abstentions: 0  
**Executive** The vote was unanimous and the Board came out of Executive Session at 8:25 PM.  
**Session**

**Resolution** **WHEREAS**, the Water Authority of Western Nassau County (hereinafter  
**#019/10/11** “Water Authority”) is a Public Authority organized pursuant to New York  
**Contract to** State Public Authorities Law (hereinafter “PAL”) section 1198-a et seq.; and  
**Construct**  
**Iron Removal** **WHEREAS**, pursuant to section 1198-f(12) of the PAL, the Water Authority has  
**Facility** 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 construct two (2) iron removal facilities (hereinafter “facilities”) at Station Numbers 28 and 30 and requires an engineer to design said facilities; and

**WHEREAS**, the Water Authority has requested proposals to design said facilities; and

**WHEREAS**, three (3) proposals were received; and

**WHEREAS**, Robert Swartz, Chief Engineer of the Water Authority has submitted a memorandum to the Board of Directors of the Water Authority recommending that the Water Authority engage the services of H2M Architects and Engineers (hereinafter “H2M”) to design the facilities in accordance with its submitted proposal; and

**WHEREAS**, the 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 H2M to design the facilities, in accordance with its proposal;

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

**BE IT RESOLVED**, that H2M is hereby retained as engineers to design the facilities for the Water Authority in accordance with its proposal; and

**BE IT FURTHER RESOLVED**, that the Chairman is hereby authorized to execute a contract with H2M in a form acceptable to Counsel to 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	Aye
Village of Bellerose	1.5	Aye
Village of South Floral Park	1.4	Absent
Village of Garden City	<u>1.3</u>	Aye
<b>TOTAL</b>	<b>61.0</b>	

Motion unanimously carried.

Next meeting: Monday, August 23, 2010

**Public Comment:**

Joseph Benden – Hunter Avenue, Valley Stream– regarding the discolored water issue.

R. Forestino – Three Village Times had questions regarding the iron removal facilities at Stations #28 and 30 which were addressed by Mr. Swartz. Mr. Ryan noted the tasks necessary to complete before construction can commence and estimated a one year time frame for approval and construction.

Mimi Pierre-Johnson – Argo Civic Association regarding discolored water issues.

**Resolution** #020/10/11 Motion by G. Bakich, seconded by S. Powderly to adjourn. Open for discussion. Vote: For: 6 Against: 0 Abstentions: 0 Motion unanimously carried.

**Adjournment** The meeting was adjourned at 8:35 PM.

Respectfully submitted,

Dominick M. Minerva  
Secretary