

**WATER AUTHORITY OF WESTERN NASSAU COUNTY**  
**Minutes of the Meeting of September 26, 2011**

**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  
Marianna Wohlgemuth Town of North Hempstead

**Absent:** Aly Kayne Town of Hempstead  
Reid Sakowich Village of New Hyde Park

**Legal Counsel:** Dominick M. Minerva and Dominick Minerva – Minerva & D’Agostino, P.C.

**Engineer:** R. Holzmacher

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

The meeting was called to order at 7:35 PM by J. Ryan who led the salute to the flag.

**Treasurer’s Report:** . Mr. J. Conroy reported on the financial position of the Water Authority as of 9/26/11. The report was made a part of the record and appended to the minutes.

**Resolution #030/11/12 Approval of Warrants** Motion by M. Wohlgemuth seconded by D. Longobardi to approve and pay the outstanding Accounts Payable warrants for the period 8/9/11 thru 9/13/11 in the amount of \$1,643,321.46. Open for discussion. Mr. Tierney responded to questions from Board members.  
Vote: For: 7 Against: 0 Abstentions: 0 Motion unanimously carried.

**Resolution #031/11/12 Bond Fund Account** Motion by M. Wohlgemuth seconded by H. Brown to approve capital expenditure items of the warrants from the Citibank Capital Reserve fund in the amount of \$389,482.01. Open for discussion.  
Vote: For: 7 Against: 0 Abstentions: 0 Motion unanimously passed.

**Superintendent’s Report:** Mr. Tierney reported on the status of the Water Authority as of September 22, 2011. Mr. Tierney responded to questions from Board members.

**Attorney's Report:**

**Resolution**  
**#032/11/12**  
**Cashier**

**WHEREAS**, the Water Authority of Western Nassau County (hereinafter "Water Authority") has received a memorandum from Janice Varley, Director of Human Resources, indicating that a certified list was received from the Nassau County Department of Civil Service (hereinafter "County list") for a Cashier 1/Cashier position; and

**WHEREAS**, the aforesaid memorandum recommends the hiring of Michelle Congiliaro from the County list;

**NOW, THEREFORE**, upon motion of M. Wohlgenuth seconded by D. Longobardi;

**BE IT RESOLVED** that the Water Authority hereby appoints Michelle Congiliaro to the position of Cashier 1/Cashier from the County list, at an annual salary of \$38,688.00, plus benefits provided to all employees, 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 Michelle Congiliaro to the position of Cashier 1/Cashier, with the maximum civil service probationary period.

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	Aye
Village of Garden City	<u>1.3</u>	Aye
<b>TOTAL</b>	<b>62.4</b>	

Motion unanimously carried.

**Resolution**  
**#033/11/12**  
**Extend**  
**Locating**  
**Contract**

**WHEREAS**, the Board of Directors of the Water Authority of Western Nassau County (hereinafter "Water Authority") entered into an agreement dated December 21, 2010 with Eastern Locating 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 of the Water Authority, recommending extending the term of the aforesaid contract for the additional one year term;

**NOW THEREFORE**, upon motion of H. Brown, seconded by C. Gorman,

**BE IT RESOLVED**, that the Chairman of the Water Authority of Western Nassau County be and hereby is authorized to transmit written notification to Eastern Locating 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. 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	Aye
Village of Garden City	<u>1.3</u>	Aye
<b>TOTAL</b>	<b>62.4</b>	

Motion unanimously carried.

**Resolution**    **WHEREAS**, the Board of Directors of the Water Authority of Western Nassau  
**#034/11/12**    County (hereinafter “Water Authority”) entered into an agreement dated  
**Extend**        February 24, 2011 with Merrick Utility Associates Inc. to perform water main  
**Water Main**    installation services for the Water Authority; and  
**Contract**

**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 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 Merrick Utility Associates 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	Aye
Village of Bellerose	1.5	Aye
Village of South Floral Park	1.4	Aye
Village of Garden City	<u>1.3</u>	Aye
<b>TOTAL</b>	<b>62.4</b>	

Motion unanimously carried.

**Resolution**     **WHEREAS**, the Board of Directors of the Water Authority of Western Nassau  
**#035/11/12**     County (hereinafter "Water Authority") entered into an agreement dated  
**Extend**         January 11, 2010 with DeRosa Paving Inc. to perform annual paving  
**Paving**         services for the Water Authority; and  
**Contract**

**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 S. Powderly, 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 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	26.4	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	Aye
Village of Garden City	<u>1.3</u>	Aye
<b>TOTAL</b>	<b>62.4</b>	

Motion unanimously carried.

**Resolution**     **WHEREAS**, the Board of Directors of the Water Authority of Western Nassau  
**#036/11/12**     County (hereinafter “Water Authority”) by Resolution authorized the execution  
**Extend**             of a one year contract with a one year option, to be exercised in the sole  
**Bleach**             discretion of the Water Authority, to supply bleach to the Water Authority,  
**Contract**           in accordance with its requirements; and

**WHEREAS**, Article 9 of the aforesaid contract, dated December 4, 2010, provides the Water Authority with the option to elect to extend the terms of the contract for an additional one year term, upon written notice provided not later than ninety days prior to the expiration of the contract; and

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

**NOW THEREFORE**, upon motion of S. Powderly, seconded by A. McMullan,

**BE IT RESOLVED**, that the Chairman of the Water Authority be and hereby is authorized to transmit written notification to H. Krevit & Company, Inc. of the Water Authority’s exercise of its option to extend the terms of the aforesaid contract for an 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	Aye
Village of Bellerose	1.5	Aye
Village of South Floral Park	1.4	Aye
Village of Garden City	<u>1.3</u>	Aye
<b>TOTAL</b>	<b>62.4</b>	

Motion unanimously carried.

**Resolution #037/11/12 Additional Engineering Services** WHEREAS, the Board of Directors of the Water Authority of Western Nassau County (hereinafter “Water Authority”) entered into a contract with J. R. Holzmacher, P.E., LLC (hereinafter “Engineer”) to perform engineering services in connection with construction of the Water Authority’s project to construct a new headquarters building; and

WHEREAS, the Water Authority has received a proposal and request from the Engineer for additional compensation for additional work to be performed beyond the scope of the original contract and proposal in connection with additional design work for the phase II portion of the headquarters project; and

WHEREAS, the Superintendent of the Water Authority has reviewed the proposal and request submitted by the Engineer and recommends that the Board of Directors of the Water Authority approve the additional work identified as task 2 and task 3 in said proposal and approve additional compensation in an amount not to exceed thirty five thousand (\$35,000.00) dollars for additional design work for the phase II portion of the headquarters project;

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

**BE IT RESOLVED**, that the proposal and request from the Engineer is hereby approved in an amount not to exceed thirty five thousand (\$35,000.00) for Task 2 and Task 3 additional design work for the phase II portion of the headquarters project.

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	Aye
Village of Garden City	<u>1.3</u>	Aye
<b>TOTAL</b>	<b>62.4</b>	

Motion unanimously carried.

**Public Comment:** Dominick Natoli from Franklin Square, representing the Morton Civic Association in Franklin Square, thanked the Board of Directors for proceeding forward with the iron removal plant in his area.

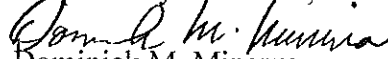
The next meeting will be Monday, October 24, 2011.

**Resolution** Motion by G. Bakich seconded by M. Wohlgemuth for the Board to go into  
**#038/11/12** Executive Session to discuss matters of Personnel and Contract. Open for  
**Executive** discussion. Vote: For: 7 Against: 0 Abstentions: 0 The motion unanimously  
**Session** passed and the Board went into Executive Session at 8:05 PM.

**Resolution** Motion by G. Bakich, seconded by C. Gorman for the Board to come out  
**#039/11/12** of Executive Session. Open for discussion  
**Executive** Vote: For: 7 Against: 0 Abstentions: 0 The motion unanimously passed  
**Session** and the Board came out of Executive Session at 8:35 PM.

**Resolution** Motion by A. McMullan seconded by G. Bakich to adjourn. Open for  
**#040/11/12** discussion. Vote: For: 7 Against: 0 Abstentions: 0 Motion unanimously carried  
**Adjournment** and the meeting was adjourned at 8:45 P.M.

Respectfully submitted,



Dominick M. Minerva

Secretary