

WATER AUTHORITY OF WESTERN NASSAU COUNTY
Minutes of the Meeting of October 28, 2013

Location: 1580 Union Turnpike, New Hyde Park,

Attendance: John E. Ryan Chairman
George Bakich Town of Hempstead
Dominic Longobardi Village of Floral Park
Susan Powderly Village of Bellerose
Reid Sakowich Village of New Hyde Park
Marianna Wohlgemuth Town of North Hempstead
Chris Gorman Village of Stewart Manor

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

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

Architect: Angelo Corva

Engineer: Bob Lucas

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

Chairman Ryan called the meeting to order at 7:00 p.m. Mr. Ryan asked M. Wohlgemuth to lead the salute to the flag.

Resolution **Motion** by M. Wohlgemuth, seconded by C. Gorman to approve the minutes as
#039/13/14 corrected of the meeting of September 5, 2013. Open for discussion. Vote: For 6
Approval of Against: 0 Abstentions: 0 Motion unanimously passed.
Minutes

Treasurer's Report: Mr. Conroy reported on the financial position of the Water Authority for the period 8/14/13 to 9/17/13 and for the period of 9/18/13 to 10/15/13.

Resolution Motion by Reid Sakowich, seconded by D. Longobardi to approve and pay the
#040/13/14 outstanding Accounts Payable warrants for the period 8/14/13 thru 9/17/13 in the
Approval of amount of \$1,644,212,01. Open for discussion.
Warrants Vote: For: 6 Against: 0 Abstentions: 0 Motion unanimously carried.

Resolution Motion by D. Longobardi, seconded by R. Sakowich to approve capital
041/13/14 expenditure items of the warrants from the Chase Capital Reserve Fund
Bond Fund in the amount of \$514,164.94. Open for discussion.
Account Vote: For 6 Against 0: Abstentions: 0 Motion unanimously passed.

Resolution Motion by D. Longobardi, seconded by M. Wohlgemuth to approve and pay
#042/13/14 the outstanding Accounts Payable warrants for the period 9/18/13 thru 10/15/13 in
Approval of the amount of \$1,646,125.25. Open for discussion.
Warrants Vote: For 6 Against 0: Abstentions: 0 Motion unanimously passed.

Resolution Motion by D. Longobardi, seconded by M. Wohlgemuth to approve capital
043/13/14 expenditure items of the warrants from the Chase Capital Reserve Fund
Bond Fund in the amount of \$130,516.24. Open for discussion.
Account Vote: For 6 Against 0: Abstentions: 0 Motion unanimously passed.

Resolution **WHEREAS**, The Board of Directors of the Water Authority of Western Nassau
#044/13/14 County (hereinafter "Water Authority") by Public Notice duly published
Caustic Soda according to Law, invited sealed bid proposals for a one year contract with a one
year option, to be exercised in the sole discretion of the Water Authority , to supply caustic soda
(25% sodium hydroxide) and caustic soda (8% sodium hydroxide) to the Water Authority, in
accordance with its requirements; and

WHEREAS, all such bid proposals received were opened and read publically
by the Water Authority, 58 South Tyson Avenue, Floral Park,
New York on the 12th day of September, 2013 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 Robert Swartz, of the Water Authority,
stating that JCI Jones Chemicals, Inc. was the lowest responsible bidder meeting bid specifi-
cations and recommending award of the contract thereto; and

WHEREAS, the Board of Directors of the Water Authority has determined that
JCI Jones Chemicals, Inc. is the lowest responsible bidder meeting the bid specifications; and

WHEREAS, JCI Jones Chemicals, Inc. failed to submit a bid for caustic soda 8%
sodium hydroxide; and

WHEREAS, the Water Authority recommends that the Board of Directors waive
the irregularity of the bid for failing to submit a quote for the caustic soda 8% sodium hydroxide
based upon the fact that it is not anticipated that the Water Authority will need a delivery during
the contract term;

NOW THEREFORE, upon motion of G. Bakich, seconded by R. Sakowich

BE IT RESOLVED, that the bid proposal of JCI Jones Chemicals, Inc. be and
the same is hereby accepted; and be it

FURTHER RESOLVED, that the irregularity of the bid of JCI Jones
Chemicals, Inc. for failing to submit a bid for the caustic soda 8% Sodium Hydroxide is hereby
waived; and be it

FURTHER RESOLVED, that the Chairman of the Water Authority be and

hereby is authorized to execute a one year contract with a one year option, to be exercised in the sole discretion of the Water Authority, with JCI Jones Chemicals, Inc., to supply caustic soda (25% sodium Hydroxide) 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.

NOW THEREFORE, upon motion of G. Bakich, seconded by R. Sakowich,

BE IT RESOLVED, that the Chairman of the Water Authority be and hereby is authorized to transmit written notification to JCI Jones Chemicals, Inc., of the Water Authority exercise of its option, to execute a one year contract with a one year option, to be exercised in the sole discretion of the Water Authority, with JCI Jones Chemicals, Inc. to supply caustic soda (25% Sodium Hydroxide) to the Water Authority 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	69.7	

Motion unanimously carried.

Resolution #45/13/14 **Contract for Bleach** **WHEREAS**, the Board of Directors of the Water Authority of Western Nassau County (hereinafter "Water Authority") by Resolution authorized the execution of a one year contract with a one year option, to be exercised in the sole discretion of the Water Authority, to supply bleach to the Water Authority, in accordance with its requirements; and

WHEREAS, Article 9 of the aforesaid contract 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 year term;

NOW THEREFORE, upon motion by M. Wohlgemuth, seconded by D. Longobardi,

BE IT RESOLVED, that the Board of Directors ratifies and confirms the transmittal of 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 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	69.7	

Motion unanimously carried.

Resolution # 46/13/14 **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
RMB Development

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 services and advice; and

WHEREAS, in connection with the Water Authority’s project to construct a new headquarters building and garage at 1580 Union Turnpike, New Hyde Park, NY, the Water Authority desires to engage the services of a development consultant to assist with approval and final sign-off of the project from the Nassau County Fire Marshal’s Office; and;

WHEREAS, the Water Authority has requested a proposal from RMB Development Consultants, Inc. to assist the Water Authority to obtain approval and final sign-off of the project from the Nassau County Fire Marshal’s Office; and

WHEREAS, RMB Development Consultants, Inc. has submitted a proposal dated September 12, 2013 in the sum of \$7,000.00 to assist the Water Authority to obtain approval and final sign-off of the project from the Nassau County Fire Marshal’s Office, including both the Fire Alarm/Smoke Detection System and the Sprinkler System; 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 engage the services of RMB Development Consultants, Inc. to assist the Water Authority to obtain approval and final sign-off of the project from the Nassau County Fire Marshal’s Office. in accordance with its proposal;

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

BE IT RESOLVED, that engagement of RMB Development Consultants, Inc. as development consultants to assist the Water Authority to obtain approval and final sign-off of the project from the Nassau County Fire Marshal’s Office in accordance with its proposal dated September 13, 2013 in the amount of \$7,000.00 and is hereby ratified and confirmed.

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	69.7	

Motion unanimously carried.

Resolution # 47/13/14 **WHEREAS**, the Board of Directors of the Water Authority of Western Nassau County (hereinafter “Water Authority”) entered into contracts with Bensin **Headquarters** Contracting, Inc. (hereinafter “Bensin”) to perform Well Station Mechanical **Change** work and J. Anthony, Inc. (hereinafter “J. Anthony”) to perform site work **Orders** 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 additional work orders from Bensin and J. Anthony as detailed in the memorandum dated September 27, 2013, from Michael J. Tierney, Superintendent to the Board of Directors in the total amount of \$9,139.44 as follows:

- 1) Bensin Contracting \$3,300.00,
- 2) J. Anthony \$1,700.44,
- 3) J. Anthony \$3,427.00.

WHEREAS, in addition the Water Authority engaged the services of Accurate Fire and Safety Equipment to furnish and install eight (8) 10 lb. ABC Fire Extinguishers as required by the Fire Marshal’s office in the sum of \$716.00, and

WHEREAS, the Superintendent of the Water Authority and the Water Authority’s Architect, Angelo Francis Corva, have recommended that the Board of Directors approve said change orders and;

NOW THEREFORE, upon motion by R. Sakowich, second by S. Powderly

BE IT RESOLVED, that the additional work orders from Bensin and J. Anthony as well as the purchase and installation of the fire extinguishers from Accurate Fire and Safety Equipment as detailed above and in the memorandum dated September 27, 2013 from Michael J.

Tierney, Superintendent to the Board of Directors in the total amount of \$9,139.44 are 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	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	69.7	

Motion unanimously carried.

Resolution # 48/13/14 **WHEREAS**, the Water Authority of Western Nassau County (hereinafter “Water Authority”) has received a memorandum from Janice R. Varley, incidating that **Construction** the Water Authority has received a proposal for the initial clean-up of the new **Clean-up** headquarters building after completion of construction; and

WHEREAS, the aforesaid memorandum recommends engaging the services of Vanguard Cleaning Systems of Long Island to perform the initial clean-up of the new headquarters building after completion of construction in accordance with its proposal in a sum not to exceed \$3,500.00;

NOW THEREFORE, upon a motion by M. Wohlgemuth, second by G. Bakich

BE IT RESOLVED, that the Board of Directors hereby accepts the proposal of Vanguard Cleaning Systems of Long Island to perform the initial clean-up of the new headquarters building after the completion of construction in a sum not to exceed \$3,500.00 and authorizes the Chairman of the Water Authority to execute a contract with Vanguard Cleaning Systems of Long Island in a form acceptable to counsel to the Water Authority.

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	69.7	

Motion unanimously carried.

Resolution # 49/13/14 Architect's Contract WHEREAS, the Water Authority of Western Nassau County (hereinafter "Water Authority") entered into contracts with Angelo Francis Corva Architect LLC (hereinafter "Architect") dated June 14, 2011 and June 6, 2012 to perform architectural and construction management services to complete the phase II portion of the design of the new headquarters building and garage; and

WHEREAS, the contracts were executed in the name of "Angelo Francis Corva Architect LLC"; and

WHEREAS, the Architect has indicated that the entity name was incorrect, the services were performed by "Angelo Francis Corva & Associates, Architects" and requested a change to the contract to amend name from "Angelo Francis Corva Architect LLC" to Angelo Francis Corva & Associates, Architects;

WHEREAS, the parties propose to execute a modification agreement to modify the aforesaid contracts to change the name of the entity for the Architect;

NOW THEREFORE, upon motion of M. Wohlgemuth, seconded by C. Gorman,

BE IT RESOLVED, that the Chairman is hereby authorized to execute a modification agreement to the above referenced contracts with the Architect in a form acceptable to Counsel for the Water Authority for purposes of changing the entity name for the Architect.

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	69.7	

Motion unanimously carried.

Resolution 50/13/14 UPON MOTION BY S. Powderly, second by D. Longobardi,

Settlement of Claim BE IT RESOLVED, that the Board of Directors hereby authorizes the settlement of its claim in the Estate of Lillian McGeough for unpaid water charges in the sum of \$146.75; and

BE IT FURTHER RESOLVED, that the Board of Directors ratifies and confirms the execution of the Settlement documents by the Chairman in a form acceptable to Counsel to the Water Authority.

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	69.7	

Motion unanimously carried.

Resolution **MOTION** by D. Longobardi, seconded by G. Bakich for the Board to go into Executive Session to discuss matters of labor. Open for discussion
51/13/14
Executive Vote: For 6 Against 0 Abstentions: 0 Motion passed and the Board
Session went into Executive Session at 7:50 PM

Resolution **MOTION** by R Sakowich seconded by G. Bakich for the Board to come out of Executive Session. Open for discussion.
52/13/14
Executive Vote: For 6 Against 0 Abstentions: 0 Motion passed and the Board came
Session out of Executive Session at 8:10 PM.

Resolution **MOTION** by R. Sakowich, seconded by M. Wohlgenuth to adjourn. Open for
53/13/14 discussion. Vote: For: 6 Against: 0 Abstentions: 0 Motion unanimously
Adjournment carried and the meeting was adjourned at 8:20 PM.

Respectfully submitted



Dominick Minerva
 Secretary