WATER AUTHORITY OF WESTERN NASSAU COUNTY Minutes of the Meeting of July 31, 2023

Location: 1580 Union Turnpike, New Hyde Park

Attendance: George Bakich Town of Hempstead

Owen Barbour Village of Garden City
Steve Giammona Village of Stewart Manor
Greg Ifill Village of South Floral Park

Dominick Longobardi Village of Floral Park Susan Powderly Village of Bellerose

Laura Robinson Village of New Hyde Park (Arrived 7:05 PM)

Marianna Wohlgemuth Town of North Hempstead

Cherie Zacker Town of Hempstead

Absent: None

Water Authority: J. Ryan, Chairman, M. Tierney, Superintendent, D. Squicciarino, Treasurer

Legal Counsel: D. Minerva, Jr., Esq. Minerva & D'Agostino

Engineer: T. McGuire H2M Engineers

The meeting was called to order by Mr. Ryan at 7:00 PM with the salute to the flag led by M. Wohlgemuth.

Resolution #013/23/24 – Approval of Minutes:

Motion by M. Wohlgemuth seconded by G. Ifill to approve the Minutes of the Meeting of June 26, 2023. Open for discussion. Vote: For: 8 Against: 0 Abstentions: 0 Motion unanimously carried and the minutes were approved as distributed.

Treasurer's Report

Ms. Squicciarino reported on the financial status of the Water Authority for the period June 1, 2023 to June 30, 2023.

Resolution #014/23/24 —Approval of Warrants:

Motion by M. Wohlgemuth seconded by D. Longobardi to approve and pay the outstanding Accounts Payable warrants for the period 6/14/23 to 7/18/23 in the amount of \$2,314,085.90. Open for discussion. Vote: For: 9 Against: 0 Abstentions: 0 Motion unanimously carried.

Resolution #015/23/24 - Approval of Capital Expenditures:

Motion by D. Longobardi seconded by G. Bakich to approve capital expenditure items of the warrants from the Bank of New York Construction Fund 2021A for the period 6/14/23 to 7/18/23 in the amount of \$484,182.60. Open for discussion. Vote: For: 9 Against: 0 Abstentions: 0 Motion unanimously carried.

Superintendent's Report:

Mr. Tierney reported on the status of the Water Authority as of July 25, 2023.

Mr. Tierney responded to questions from the Board.

Attorney's Report:

Mr. Minerva presented the following for action:

Resolution #016/23/24 - Well 28 GAC Carbon Media Replacement:

WHEREAS, Joseph Corbisiero, Director, Plant Operations of the Water Authority of Western Nassau County (hereinafter "Water Authority") provided a written report to the Board of Directors informing the Board that GAC Media exchanges are needed for the Granulated Activated Carbon Treatment System (hereinafter "GAC") at Station No. 28; and

WHEREAS, the Water Authority has a contract with Calgon Carbon Corporation to provide for the supply and turnkey exchange of GAC Media;

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

BE IT RESOLVED, that the Board of Directors of the Water Authority hereby approve the payment for the supply and turnkey exchange of GAC Media at Station No. 28 in the total sum of \$270,400.00 pursuant to the terms of the current contract with Calgon Carbon as an additional warrant item.

Open for discussion and roll call vote,

Town of Hempstead	26.18	Aye
Town of Hempstead	26.18	Aye
Village of Floral Park	18.42	Aye
Village of New Hyde Park	11.09	Aye
Town of North Hempstead	11.61	Aye
Village of Stewart Manor	2.34	Aye
Village of Bellerose	1.48	Aye

Village of South Floral Par	k	1.44	Aye
Village of Garden City		_1.26	Aye
-	TOTAL	100.00	

Motion unanimously carried.

Resolution #017/23/24 - Patriot Organization Settlement:

WHEREAS, the Board of Directors of the Water Authority of Western Nassau County (hereinafter "Water Authority") entered into a contract with The Patriot Organization (hereinafter "Contractor") dated April 7, 2021 to perform construction of a building enclosing a water treatment facility; and

WHEREAS, the Water Authority notified the Contractor that the construction was not completed within the time schedule provided for in the Contract and was assessing liquidated damages pursuant to the Contract; and

WHEREAS, the Contractor disputed the liquidated damages; and

WHEREAS, the Water Authority and the Contractor have reached an agreement regarding their dispute with a thirty thousand (\$30,000.00) dollar credit to the Water Authority to be deducted from the balance due to the Contractor pursuant to a Project Closeout Agreement;

NOW THEREFORE, upon motion of G. Ifill, seconded by S. Giammona,

BE IT RESOLVED, the Board hereby approves the Project Closeout Agreement providing for the thirty thousand (\$30,000.00) credit to the Water Authority in a final form acceptable to counsel to the Water Authority and hereby authorizes the Chairman of the Board to execute same.

Open for discussion and roll call vote.

Town of Hempstead		26.18	Aye
Town of Hempstead		26.18	Aye
Village of Floral Park		18.42	Aye
Village of New Hyde Park		11.09	Aye
Town of North Hempstead		11.61	Aye
Village of Stewart Manor		2.34	Aye
Village of Bellerose		1.48	Aye
Village of South Floral Park		1.44	Aye
Village of Garden City		_1.26_	Aye
	TOTAL	100.00	

Motion unanimously carried.

Mr. Minerva requested an Executive Session to discuss a matter of litigation and negotiation.

Date of Next Meeting: August 21, 2023

Public Comment: None

Resolution #018/23/24 - Executive Session:

Motion by G. Bakich, seconded by C. Zacker for the Board to go into Executive Session to discuss a matter of litigation and negotiation. Open for discussion. Vote: For: 9 Against: 0 Abstentions: 0

Motion unanimously carried and the Board went into Executive Session at 7:25 PM

Resolution #019/23/24 – Executive Session:

Motion by C. Zacker, seconded by G. Bakich for the Board to come out of Executive Session. Open for discussion. Vote: For: 9 Against: 0 Abstentions: 0 Motion unanimously carried and the Board came out of Executive Session at 7:40 PM

Resolution #020/23/24 - Minerva & D'Agostino Additional Services:

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 counsel on a contract basis or otherwise for rendering professional or technical services and advice; and

WHEREAS, the Board of Directors of the Water Authority, has retained the law firm of Minerva & D'Agostino, P.C. as general counsel pursuant to a retainer letter dated May 20, 2010; and

WHEREAS, the aforesaid retainer agreement provides for additional services beyond the scope of services included in said agreement at the hourly rate of two hundred fifty (\$250.00) dollars; and

WHEREAS, the Water Authority has received a notice of claim from Nuco Painting Corporation alleging the Water Authority breached the contract and caused damages to Nuco Painting Corporation;

WHEREAS, the Board of Directors of the Water Authority is desirous of assigning the defense of the action to the firm of Minerva & D'Agostino, P.C. as additional services at the rates stated in the aforesaid retainer agreement in order to defend the Notice of Claim and any subsequent Summons and Complaint filed by Nuco Painting Corporation;

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

BE IT RESOLVED, that Board of Directors hereby approves additional services to be rendered by Minerva & D'Agostino, P.C. at the rate of two hundred fifty (\$250.00) dollars per hour in accordance with the retainer letter dated, May 20, 2010 to defend the claim filed by Nuco Painting Corporation.

Open for discussion and roll call vote:

Town of Hempstead	26.18	Aye
Town of Hempstead	26.18	Aye
Village of Floral Park	18.42	Aye
Village of New Hyde Park	11.09	Aye
Town of North Hempstead	11.61	Aye
Village of Stewart Manor	2.34	Aye
Village of Bellerose	1.48	Aye
Village of South Floral Park	1.44	Aye
Village of Garden City	1.26	Aye
TOTAL	100.0	

Motion unanimously carried.

Resolution #021/23/24 - Adjournment:

Motion to adjourn by G. Bakich seconded by G. Ifill. Open for discussion. Vote: For: 8 Against: 0 Abstentions: 0 Motion unanimously carried and the meeting was adjourned at 7:45 PM.

Respectfully submitted,

Dominick Minerva

Secretary



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06/01/23 Briscoe Protective System Inc. Central Station Monitoring for Fire Alarm System & Elevator at Headquarters to Comply with the Nassau County Fire Marshall (6/01/23 to 8/31/23)	Bond Principal & Interest Series 2015A - July 2023 07/31/23 Bank of New York Bond Principal & Interest Series 2015B - July 2023	bond Principal & Inverest Series 2021B - July 2023 07/31/23 Bank of New York	Bond Principal & Interest Series 2021A - July 2023 07/03/23 Bank of New York	07/03/23 Bank of New York	07/03/23 Bank of New York	08/08/23 Backflow Supply Replace Backflow Preventer Test Unit for Cross Connection Inspector (3 Prices Obtained)	08/08/23 Allan Kolakowski Accounting Consulant Services February 2023 - August 2023	07/13/23 Aflac of NY Voluntary Employee Accident, Cancer, or Indemnity Insurance - July 2023	08/08/23 Action Towing Inc. Vehicle 210: Tow to Morans	60 PSI C Pump for Well No. 57A (Sole Provider) 08/07/23 Accent PDIR Replacement Parts for Well No. 57A's 60 PSI C Pump (Sole Provider)	08/07/23 Accent PDIR	Invoice Date Vendor
173.16	175,415.11	62,176.04	128,578.16	253,508.33	272,444.53	881.00	13,200.00	548.04	150.00	2,247.00	2,544.00	Amount
173.16												Expense
	175,415.11	62,176.04	128,578.16	253,508.33	272,444.53			548.04				Other Emp W/H
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07/28/23 Derosa Paving Inc. Restoration at 12 Locations	07/28/23 Derosa Faving Inc. Restoration at 25 Locations	Payroll Tax from Payroll Period Ending 7/15/23	07/21/23 Commissioner of Tax & Finance	07/07/23 Commissioner of Tax & Finance Payroll Tax from Payroll Period Ending 7/01/23	Payroll Taxes - SWT for Period Ending 7/15/23	07/21/23 Chase	07/21/23 Chase Payroll Taxes - FWT for Period Ending 7/15/23	Payroll Taxes - SWT for Period Ending 7/01/23	07/07/23 Chase	Payroll Taxes - FWT for Period Ending 7/01/23	07/07/23 Chase	Emergency Purchase: HP Maintenance Kit - Backflow Printer	05/24/23 CDW Government Inc.	(Board Approved 8/23/21)	5 Year Preventative Maintenance Contract - 4th Quarter of 2023 Payment	07/01/23 Carrier Corporation	Carbon Change Out Service at Station No. 44's GAC Vessels (2022/2023 Operating Plan)	03/31/23 Calgon Carbon	Broadband Lines Stations 9 & 16A - (7/08/23 to 8/07/23)	07/08/23 Cablevision	Broadband Lines Stations 20, 28, 30, 34, 35, 44 & HQ - (7/01/23 to 7/31/23)	07/01/23 Cablevision	Broadband Lines Station 15 - (6/23/23 to 7/22/23)	06/23/23 Cablevision	Date Vendor	
10,404.80	22,108.05	3	620.68	642.11		9,130.72	51,049.95		9,592.07		53,416.04		202.30			4,000.00		520,800.00		347.90		1,402.90		251.47	Amount	
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P.O. Requests (Jul. 19 to Aug. 08)

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	22.10	20 16	36.48	193.91		16.50		3,368.36		12,080.00		1,182.78		2,646.53		36,782.43		3,884.76		483.75		11,101.49		541.70			1,568.39	Amount	
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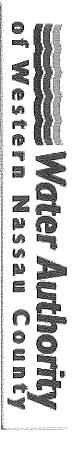
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08/08/23 National Waste Services LLC Pick up Dumpster at Station 44 & 1580 Union Turnpike - August 2023	07/19/23 National Grid Power at Stations 15B, 28 & 28B - (6/20/23 to 7/19/23)	01/14/25 Nanonal Grid Power at Stations 40 &: 57 - (6/14/23 to 7/14/23)	Power at Station 35 - (6/05/23 to 7/05/23)	rower at Station 13D - (3/16/23 to 6/17/23) 07/05/23 National Grid	06/19/23 National Grid	08/07/23 Minerva & D'Agostino Monthly Retainer - August 2023	07/31/23 Merrick Utility Associates New Service Install - Jericho Tpk., Floral Park (Customer Reimbursement)	07/03/23 MassMutual Voluntary Supplemental Disability Insurance Coverage - August 2023	108/23 Lanco Inc. New Rider Mower 4000 Series (Sourcevell Government Contract), (Capital Plan 2023-24) Board Approved	Repair Power Broom Engine, Grease Drive Shaft, Install Broom, Parts for String Trimmer Repair	08/08/23 Liffco Inc.	06/30/23 Infosend Inc Postage Billing & Notices Postage - June 2023	06/30/23 Infosend Inc. Customer Billing & Lare Payment Notices - June 2023	06/12/23 Inc. Village of Floral Park Permit (1)	07/11/23 Inc. Village of Floral Park Permit (f)	06/22/23 Inc. Village of Floral Park	Date Vendor
3,850.00	331.18	234.22	994	42.58	280.21	10,367.00	35,705.92	138.39	A.D., () () ()	air 11 700 00	504.22	6,936.32	3,813.62	250.00	250.00	250.00	Amount
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08/08/23 Pitney Bowes Red Ink Cartridge & Postage Tape Strips for Mailing Machine	08/08/23 Paraco Gas Propanc Fill for Forklift	06/21/23 Pace Analytical Services Inc. Lab Testing Reports - May 2023	08/08/23 Orkin Pest Control at 1580 Union Tumpike - August 2023	08/08/23 Oneservice Commercial Bldg. Monthly Cleaning Service Contract at HQ - August 2023	08/08/23 One Call Concepts Locating Mark Outs - July 2023	08/08/23 One Call Concepts Locating Mort Outs Inly 2023	07/21/23 NYS & Local Retirement Systems Employee Contributions - June 2023	08/08/23 NYS Dept. of Civil Service Employees Benefits Division Empire Plan - October 2023	07/18/23 NYS Compensation Plan 457 Plan Employee Contributions from Payroll Period Ending 7/15/23	07/05/23 NYS Compensation Plan 457 Plan Employee Contributions from Payroll Period Ending 7/01/23	08/08/23 Nuco Painting Corp Rehabilitation of Tank #20- Requisition #12	07/05/23 Northeastern Office Equipment Quarrenly Usage Charge for Black/White & Color Copies - 4/01/23 - 6/30/23	07/05/23 Northeastern Office Equipment Overally Harry Character Rhall NVIvin & Calar Comms 4/01/23 - 6/20/23	Invoice Date Vendor
250.47	117.98	23,240.00	129.99	1,742.00	551.88	7,168.36	8,166.62	115,946.64	9,450.92	9,428.75	81,500.00	1,529.33	1,470.82	Amount
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08/08/23 T. Mina Supply Inc. Curb Box Complete (40), 1" Tap Adapter (20), 1" Copper Female Comp (12), 1" IP Male Comp. (30), 1" IP Female Comp (18), 1" Copper Male Comp (10), 1 1/2" IP Female Comp (6), 1" Bras Coupling (25), Clamp Repair (2), 20' Pipe Ductile Iron (40), 4" Hymax Dressor Couplg (4), 6" 45 MJ Bend (3), 6x18 MJ Offser (2), 6x24 MJ Offset (2), 6" Hymax Dressor Couplg, 8" Hymax Dressor Couplg, 8x6 DI MJ Tec, 8" MJ 45 B-B (2), 8x6 MJ Reducer B-B	08/07/23 Staples Business Credit Paper Towels (4), Bathroom Tissue (2), C-Fold Paper Towels (4), Kleenex, Softsoap, Tea (2) Hot Chocolate, Trash Bags, Copy Paper (6), Forks, Spoons, Printer Toners (3), Planner Wall Calendar (7), Desk Calendar (7), Desk Pad, Planner, Dry Erase Board (2)- (NYS Contract Pricing)	06/05/23 Shannon Chemical Corporation Zinc Orthophosphate to Station No. 15C/E - (17,860 Gallons)	08/08/23 Rynkar Vail & Barrett LLP Audit Fiscal Year 5/31/23 - Progress Billing No. 2	07/24/23 Rio Supply Inc. 5/8" Meter Register for Pits (20), 3/4" Meter Register for Pits (30), 1" Meter Register for Pits (10)	07/11/23 PVS Minibulk Inc. 2,872.72 Gallons of Bleach to Station Nos. 15C/E, 28 & 30	3,459,06 Gallions of Bleach to Station Nos. 15C/F 28 & 30	06/14/23 PVS Minibulk Inc.	07/13/23 PSEG - LI Power at Station 9, 15B, 15C/E & 35 - (6/08/23 to 7/11/23)	07/12/23 PSEG - LI Power at Stations 15, 15A, 16A, 20, 25A, 28, 30, 34 & 44 - (6/07/23 to 7/10/23)	06/22/23 PSEG-LI Power at Smiton 57 - (5/19/23 to 6/21/23)	Invoice Date Vendor
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		11,483.98			11,835.61	17,864.42	14,168.99	59,470.99	130,140.99	14,964.91	Expense
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07/19/23 U S Postal Service Monies for Postage Machine - Current Balance \$475.75	3,754.21 Gallons of Caustic Soda to Station No. 28		06/07/23 Univar Solutions USA Inc	06/06/23 Univar Solutions USA Inc		06/05/23 Univar Solutions USA Inc	Mailings (1) - 6/10/23	06/17/23 United Parcel Service	Permit (1)	07/25/23 Town of North Hempstead		07/13/23 Town of North Hempstead	Permits (2)	06/22/23 Town of North Hempstead	Permits (5)	07/13/23 Town of Hempstead	07/11/23 Town of Hempstead		06/23/23 Town of Hempstead	Permit (1)	07/25/23 Town of Hempstead		07/20/23 Town of Hempstead		07/13/23 Town of Hempstead		07/11/23 Town of Hempstead	Permits (2)	06/23/23 Town of Hempstead	Date
Current Balance \$475.75	la to Station No. 28	da to Station No. 16 & 28	TING. 10	N. 10	la to Station No. 30																									Vendor
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06/30/23 Wex Fuel Cost - June 2023 (NYS Contract)	06/23/23 Verizon Wireless Cell Telephone Service - 5/24/23 to 6/23/23	06/18/23 Verizon Main Telephone Service HQ PRI - (6/19/23 to 7/18/23)	Broadband Service - Station 57 - (1/13/23 to 8/12/23) 07/15/23 Verizon Business Fios Broadband Services- FIQ, Internet & FIVAC - (7/16/23 - 8/15/23)	broadband Services-Station 28 - (//10/25 - 8/09/25) 07/12/23 Verizon Business Fios	Broadband Service- Security Station 15A, Station 30 - (7/07/23 to 8/06/23) 07/09/23 Verizon Business Fios	organism service- SCALLA & Security Station 135 - (7/05/23 to 6/02/23) 07/06/23 Verizon Business Fios	07/02/23 Verizon Business Fios	Broadband Service - Stations 15 & 20 - (0/25/25 to 1/28/25) 06/29/23 Verizon Business Fios Broadband Service - Station 57 - (6/30/23 to 7/29/23)	Broadband Service - Stations 15 & 35 - (6/28/23 to 7/27/23) 06/28/23 Verizon Business Fios 15 6 6 6 6 6 6 6 6 6 6 6 6 6 6 6 6 6 6 6	Broadband Service - Security Station 15CE, Station 25 - (6/26/23 to //25/23) 06/27/23 Verizon Business Fios	Dryadomid Service - SCADA 口人 Sumon 中, SCADA Sumon コントラー (0/ 25/ 25 to 1/ 24/ 25) 06/25/23 Verizon Business Fios	06/24/23 Verizon Business Fios	06/15/23 Verizon Business Fios Broadband Services, HO Internet & HVAC _ (6/16/23, 7/15/23)	08/08/23 Utica Mutual Insurance Company Workman's Compensation Policy 7/01/23 to 7/01/24 - September 2023	Invoice Date Vendor
6,338.23	355.42	935.87	153.31	290.99	130.99	227.97	223.96	129.00	251.98	283.96	273.96	395.94	153.31	13,454.00	Amount
6,338.23	355.42	935.87	153.31	290.99	130.99	227.97	223.96	129.00	251.98	283.96	273.96	395.94	153.31		Expense Other Emp W/H
														13,454.00	Expense
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Western Nassau County

Paid (Jul. 01 to Jul. 31)

119	118	and and	116	115	114		113	No.
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Nipple (6), 2" 90 Elbow (4), 1x2 Nipple(8), 2x1 Reducer Bushing (3), 1 1/2 Reducer Bushing (2), Ball Valve 2" (2), 2" Banjo Cam Lock/Adapter (4), 2" Banjo Dust Plug (4) 08/08/23 W. W. Grainger Inc. Magnetic Drive Pump for Sta 15C/E	25 Gallon Pail (5ca.), Chair Mat 8: 5 Gallon Pail (5ca.), Chair Mat 08/08/23 W. W. Grainger Inc. Thermal Overload Unit (2) for Clorine Transfer Pump (2) Sta 28. Adi Relief Valve. 2" Close	Work Gloves (120) 98/97/23 W. W. Grainger Inc. Hand Claring Toronto (6) 10-12 Toronto Clark Book Coated Clares (60) 2 College	varts for smith Hydrant Kepaus 07/28/23 W. W. Grainger Inc.	Pump Head Rebuild Kit (2) 07/13/23 W. W. Grainger Inc.	06/16/23 W. W. Grainger Inc.	Fall/Winter Uniforms - L/S Oxford Manager Shirts, L/S Crew T-Shirts, Uniform Pants, Carpenter Jeans, Sweatshirts, Rain Gear, Rain Parka, Quilt Lined Jacket, Winter Parka, Quilt Lined Vests, Bib Coveralls, Full Coveralls, Winter Hats	08/08/23 Woods Menswear	Invoice Date Vendor
3,391.94	2,205.61	642.46	412.80	56.30	139.80		8,217.44	Amount
				56.30	139.80	·		Expense
								Othe
								er Ex
								Other Emp W/H
	2,205.61	642.46	412.80				8,217.44	Expense
3,391.94 Capital								Other
								Expense Other Emp W/H

(Jul. 01 to Jul. 31)

P.O. Requests (Jul. 19 to Aug. 08)

Invoice Date

Zo.

Vendor

Amount

Expense

Other Emp W/H

Expense

Other

Emp W/H

Net Payroll for the Period June 18, 2023 to July 1, 20: Net Payroll for the Period July 02, 2023 to July 15, 20

Expense Capital

Employee Withholding

Prepaid, Inventory, Bond Payment

							2023	2023
	\$2,644,893.15	150,938.00	920,628.47	184,203.36	1,389,123.32	\$2,644,893.15	123,595.88	125,759.28
	\$1,118,474.51 \$896,972.17 \$150,938.00	Mulliman Advisor Control of the Cont	892,122.17	4,850.00	1,118,474.51	\$1,118,474.51 \$896,972.17 \$150,938.00	123,595.88	125,759.28
	\$150,938.00	150,938.00				\$150,938.00		
Summary of Capi Accent PDIR Backflow Supply	\$234,942.89				234,942.89	\$234,942.89	B)	
Summary of Capital by Vendor Accent PDIR Backflow Supply	\$243,565.58		28,506.30	179,353.36	\$35,705.92	\$243,565.58		
2,544.00 881.00	\$0.00	0.00				\$0.00		

W. W. Grainger Inc. Total Capital

\$184,203.36

3391.94

Town of North Hempstead Town of Hempstead One Call Concepts Locating

3,300.00 1,050.00

Nuco Painting Corp

11,799.99 81,500.00

551.88

500.00

Liffco Inc.

Inc. Village of Floral Park H2M Architects & Engineer

Derosa Paving Inc.

22,108.05 56,576.50