

MINUTES OF MEETING OF THE BOARD OF COMMISSIONERS
of
JERICHO WATER DISTRICT

held at the office of the District in Syosset, Nassau County, New York, on the 6th day of October 2021, at 8:30 A.M.

Present:	Commissioners	Thomas A. Abbate
		James Asmus
		Patricia Beckerle
	Attorney	Michael F. Ingham
	Superintendent	Peter F. Logan
	Business Manager	Kathleen Cannon
	Asst. Business Manager	Amanda Blum
	Engineer	William D. Merklin

Commissioner Abbate opened the Board Meeting with an update pertaining to continued efforts of the District to address the COVID-19 virus pandemic.

Minutes of the previous meeting(s) were read and approved unanimously.

Monthly report of Engineer was read and ordered filed.

1. Compliance Deferral Reporting: D&B submitted draft of the 3rd Quarter report for JWD review.
2. Water Infrastructure Improvement Act (WIIA) Grant Applications: NYS announced grant funding availability with an application deadline of November 22nd, 2021. D&B is assisting the District with applications for Wheatley PTAS, Southwoods Road Well, Well 22 AOP and Wells 20 & 21 AOP.

Mr. Merklin presented to the Commissioners a proposal from D&B Engineers and Architects D.P.C. for engineering services to prepare a grant application to address emerging contaminants at the Wheatley Road PTAS, Southwoods Road Well and Well 22 AOP and Wells 20 & 21 AOP in the not to exceed amount of \$10,800.00. Mr. Merklin proposed shifting \$10,800.00 in remaining projects budgets to reallocate for this project. Miss Cannon confirmed that she would close four (4) PO's totaling \$10,800.00, (PO #20-00201, PO#20-00202, PO#20-00203 and PO#20-00204) and then issue a new PO in the amount of \$10,800.00 to cover D&B's fee to prepare grant applications. After discussion, and upon motion duly made and seconded, it was

RESOLVED that the Commissioners approve hiring D&B Engineers and Architects, D.P.C. to provide engineering services to prepare a four (4) NYS WIIA Grant Applications to address emerging contaminants at the Wheatley Road PTAS, Southwoods Road Well, Well 22 AOP and Wells 20 & 21 AOP in the not to exceed amount of \$10,800.00, it was

FURHTER RESOLVED that the Commissioners approved the following Budget Transfer in order to fund this project:

H-8397-863-2104	Landscape Front Entrance	(250.89)
H-8397-865-2102	A/C Unit @ DH	(800.00)
H-8397-869-2102	Fire Alarm System @ DH	(1,647.63)
H-8397-876-2300	Anita Avenue WM Replacement	(8,101.48)
H-8397-885-2303	NYS WIIA Grant Applications	10,800.00

VOTE	AYES	3	NOES	0	ABSENTIONS	0
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Commissioner Abbate	AYE
Commissioner Asmus	AYE
Commissioner Beckerle	AYE

**RESOLUTION TO APPLY FOR A
NYS WATER INFRASTRUCURE IMPROVEMENT ACT GRANT (WIIA)
Adopted: October 6, 2021**

Discussion was then held with regards to the NYS Water Infrastructure Improvement Act (WIIA) and the availability of grants for the State's 2021-2022 fiscal year, particularly the current construction projects that would qualify to receive a grant of up to 60% of net eligible project costs for projects addressing emerging contaminants or the lesser of \$3 million or 60 % of net eligible project costs for a project that does not address merging contaminants.

Miss Cannon reported that the following projects would qualify for funding under this grant:

1. Well Nos. 6 & 16 PTAS -Wheatley Location; estimated cost \$7,600,000.00
2. New Well No. 33 at Southwoods Road; estimated cost \$10,122,000.00
3. Well 20 & 21 AOP System; estimated cost \$20,192,000.00
4. Well 22 AOP Treatment System; estimated cost of \$11,427,000.00

Miss Cannon then presented to the Commissioners the following resolution to authorize the District to submit grant applications under the NYS Water Infrastructure Improvement Act (WIIA) for NYS fiscal year 2021-2022:

WHEREAS, the Clean Water Infrastructure Act of 2017 invested \$3 billion in clean and drinking water infrastructure projects and water quality protection projects across the State of New York, and

WHEREAS, \$400 Million of these funds will be made available in 2021-2022 state fiscal year to selected municipalities with infrastructure projects that protect public health and or improve water quality, including infrastructure projects that combat emerging contaminants (EC), such as PFOA, PFOS and 1,4 dioxane with system upgrades and innovative pilot technologies, and

WHEREAS, under this program the Environmental Facilities Corporation, (EFC), will evaluate applications for projects received by the deadline of 5PM on Monday, November 22, 2021, and

WHEREAS, the Board of Commissioners of the Jericho Water District believes itself to be qualified for multiple NYS WIIA Grants, and is willing to carry out all activities described in the grant application, and

WHEREAS, in this action the Jericho Water District will upon an award and acceptance of the grant, agree to the terms of the grant;

WHEREAS, one of the requirements under the NYS WIIA grant administered by the NYS Environmental Facility Corporation (EFC) is that the Commissioners are required to appoint a Minority Business Officer (MBO) as the official contact person to administer the Minority and Women Owned Business Enterprise (MWBE) documentation and act as a liaison between the NYS EFC and the prime contractors.

NOW THEREFORE, after discussion and due deliberation, and in consideration of the above recitals, the Board Unanimously:

RESOLVED, that the Board of Commissioners of the Jericho Water District authorizes the submittal of grant applications for the NYS Water Infrastructure Improvement Act (WIIA) and assigns Superintendent Peter F. Logan to be the Authorized Representative of the District, it was

FURTHER RESOLVED that the Jericho Water District requests the funds and assistance available from the NYS WIIA Grant and will comply with all rules and requirements of this program, it was

FURTHER RESOLVED that the Commissioners Appoint Kathleen Cannon, Business Manager as the District's MBO Officer for any NYS WIIA Grant received.

VOTE AYES: 3 NOES: 0 ABSTENTIONS: 0

Commissioner Abbate AYE
Commissioner Asmus AYE

Commissioner Beckerle AYE

3. Bond Issue Assistance: D&B has prepared a proposal for assisting the District with the preparation of a Bond Issue Report for the proposed projects in 2021 Bond Issue. This report and subsequent Board Resolutions will provide support for the WIIA grant applications.

Mr. Merklin then presented to the Commissioners a proposal from D&B Engineers and Architects P.C. for engineering services to assist the District with their application for bonding for capital improvement projects included in the 2022 Capital Plan in the not to exceed amount of \$12,000.00. After discussion, and upon motion duly made and seconded, it was

RESOLVED that the Commissioners approve D&B Engineers and Architects P.C.'s proposal for engineering services to assist the District with their application for bonding for capital improvement projects included in the 2022 Capital Plan in the amount of \$12,000.00, to be charged to Operating Account No. A-8340-000-4430 Engineering Services.

VOTE	AYES	3	NOES	0	ABSENTIONS	0
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Commissioner Abbate	AYE
Commissioner Asmus	AYE
Commissioner Beckerle	AYE

Miss Cannon then informed the Commissioners that the Well No. 6 & 16 PTAS Project has been fully funded in the 2019 Bond Authorization and the New Well No. 33 at Southwoods Road Project has been funded in the 2019 and 2020 Bond Authorizations. However, the AOP System projects for Well No. 22 and Well No. 20 & 21 will be funded in the District's 2021 Bond Authorization that will be submitted to the Town of Oyster Bay before the end of 2021. Therefore, Miss Cannon presented to the Commissioners the following resolution to authorize the District to commit to bonding for the Well No. 22 AOP Project to conform to the requirements of the WIIA Grant Application:

RESOLUTION OF THE JERICHO WATER DISTRICT, AUTHORIZING THE CONSTRUCTION AND INSTALLATION OF ADVANCED OXIDATION PROCESS (AOP) AND ASSOCIATED EQUIPMENT FOR THE REMOVAL OF 1,4-DIOXANE AT THE DISTRICT'S WELL NO. 22 FACILITY, STATING THE ESTIMATED COST THEREOF IS \$11,427,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSES, AND AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT NOT TO EXCEED \$11,427,000 TO FINANCE SAID APPROPRIATION

WHEREAS, the Jericho Water District is applying for a funding grant issued through the New York State Department of Health's Environmental Facilities Corporation through the Water Infrastructure Improvement Act (WIIA); and

WHEREAS, as part of the Grant Application, the Jericho Water District will commit to providing the difference between the total cost of the project and funds which may be received through the Grant; and

WHEREAS, the maximum amount to be funded through the Grant is 60% of net eligible project costs or \$6,856,200 (six million eight hundred fifty-six thousand two hundred dollars), and the estimated project cost is \$11,427,000 (eleven million four hundred twenty-seven thousand dollars), requiring the District, at a minimum, to fund the difference of \$4,570,800 (four million five hundred seventy thousand eight hundred dollars); and

WHEREAS, it is the District's intention to submit a Bond Petition to the Town of Oyster Bay requesting them to pass a Bond Resolution authorizing to fund the entire cost of the project or \$11,427,000 less any NYS WIIA Grant awarded; and

NOW, IT THEREFORE BE IT

RESOLVED, that the Jericho Water District has the ability to bond the \$11,427,000 (eleven million four hundred twenty-seven thousand dollars) through the Town of Oyster Bay and will decrease the actual amount of funds borrowed by any 2021 NYS WIIA Grant funding received.

VOTE AYES: 3 NOES: 0 ABSTENTIONS: 0

Commissioner Abbate AYE
Commissioner Asmus AYE
Commissioner Beckerle AYE

Miss Cannon then presented to the Commissioners the following resolution to authorize the District to commit to bonding for the Well No. 20 & 21 AOP to conform to the requirements of the WIIA Grant Application:

RESOLUTION OF THE JERICHO WATER DISTRICT, AUTHORIZING THE CONSTRUCTION AND INSTALLATION OF ADVANCED OXIDATION PROCESS (AOP) AND ASSOCIATED EQUIPMENT FOR THE REMOVAL OF 1,4-DIOXANE AT THE DISTRICT'S WELL NOS. 20 AND 21 FACILITY, STATING THE ESTIMATED COST THEREOF IS \$20,192,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSES, AND AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT NOT TO EXCEED \$20,192,000 TO FINANCE SAID APPROPRIATION

WHEREAS, the Jericho Water District is applying for a funding grant issued through the New York State Department of Health's Environmental Facilities Corporation through the Water Infrastructure Improvement Act (WIIA); and

WHEREAS, as part of the Grant Application, the Jericho Water District will commit to providing the difference between the total cost of the project and funds which may be received through the Grant; and

WHEREAS, the maximum amount to be funded through the Grant is 60% of net eligible project costs or \$12,115,200 (twelve million one hundred fifteen thousand two hundred dollars), and the estimated project cost is \$20,192,000 (twenty million one hundred ninety-two thousand dollars), requiring the District, at a minimum, to fund the difference of \$8,076,800 (eight million seventy-six thousand eight hundred dollars); and

WHEREAS, it is the District's intention to submit a Bond Petition to the Town of Oyster Bay requesting them to pass a Bond Resolution authorizing to fund the entire cost of the project or \$20,192,000 less any NYS WIIA Grant that be awarded; and

NOW, IT THEREFORE BE IT

RESOLVED, that the Jericho Water District has the ability to bond the \$20,192,000 (twenty million one hundred ninety-two thousand dollars) through the Town of Oyster Bay and will decrease the actual amount of funds borrowed by any 2021 NYS WIIA Grant funding received.

VOTE AYES: 3 NOES: 0 ABSTENTIONS: 0

Commissioner Abbate AYE
Commissioner Asmus AYE
Commissioner Beckerle AYE

4. Well 20 & 21 AOP Treatment: Draft BODR scheduled for submittal in early November and will be used for the EFC grant application
5. Well 22 Facility Improvements & AOP Treatment: Draft BODR scheduled for submittal in early November and will be used for the EFC grant application.
6. Kirby Lane AOP: D&B submitted the 90 percent contract documents to NCDH and JWD. A review meeting is scheduled with JWD.
7. Southwoods Road -New Well and Treatment Facility: Comments were received from NCDH and NYSDEC on the well permit application. D&B is responding to the comments. Well construction contract has been submitted to NCDH. Construction cannot start without DEC permit. D&B

has address JWD comments on the draft Basis of Design Report (BODR) for the Treatment Facility. It has been submitted to NCDH for review.

8. PTAS at Wheatley Station (Well 6 & 16): Construction continued to be underway.
9. Well 17 GAC Treatment for Simazine Removal: Punch list and contract close out is underway.

Mr. Merklin then presented to the Commissioners with a proposal for additional construction phase services for the Installation of the GAC System at Well No. 17, JWD Contract No. C5-20 in the not to exceed amount of \$27,000.00, thereby amending their contract from their previously approved fee of \$157,200.00 to \$184,200.00. The request includes the additional effort required outside of the original scope of services during the construction phase of the contract which included coordination with the contractor, negotiation of change orders, additional correspondence, site visits and submittals. Mr. Merklin then advised the Commissioners that the Installation of the GAC System at Well No. 20, Contract No. C7-20 project was not as correspondence intensive and proposed a credit of \$10,000.00 for the unused time to offset the additional costs associated with the additional time incurred on the Contract No. C5-20 job for a total net increase of \$17,000.00 overall. After discussion, and upon motion duly made and seconded, it was

RESOLVED that the Commissioners approve D&B's request for proposal amendment to their fee for engineering services for the Installation of GAC System at Well No. 17, Contract No. C5-20, for the total amount of \$17,000.00 to be charged to Capital Account No. H-8397-019-2305 Well Nos. 17 & 20 GAC Treatment.

VOTE	AYES	3	NOES	0	ABSENTIONS	0
Commissioner Abbate			AYE			
Commissioner Asmus			AYE			
Commissioner Beckerle			AYE			

10. Well 20 GAC Treatment for Simazine Removal: Punch list, landscaping and contract close out is underway.
11. Split Rock Tank Booster Station: D&B has submitted the draft Basis of Design Report (BODR) for JWD review.
12. Split Rock Drainage Pipe: D&B prepared a recommendation letter for Award of this contract.

Mr. Merklin then presented to the Commissioners a letter from D&B Engineers and Architects, D.P.C. stating that he reviewed the two (2) bid proposals received on

September 17th, 2021, for Contract No. C7-21, Split Rock Road Standpipe Drainpipe. Araz Industries Inc. of West Babylon, New York was the low bidder for the contract with a total bid price of \$342,600.00. Based on his findings of the Contractor's past and present performances, and his review of the bid proposals and the pre-award meeting, Mr. Merklin recommended award of the contract for the Split Rock Road Standpipe Drainpipe be made to Araz Industries Inc. for the bid amount of \$342,600.00. After discussion, and upon motion duly made and seconded, it was

RESOLVED that Contract No. C7-21, Split Rock Road Standpipe Drainpipe be awarded to Araz Industries Inc. of 67 Kean Street, West Babylon, New York the lowest responsible bidder with a bid that conforms to the bid specifications of the District in the bid amount of \$342,600.00 to be paid from Capital Account No. H-8397-003-2303 Split Rock Tank Rehabilitation.

VOTE	AYES	3	NOES	0	ABSENTIONS	0
	Commissioner Abbate		AYE			
	Commissioner Asmus		AYE			
	Commissioner Beckerle		AYE			

13. Wells 18 & 19 Drainage Improvements: D&B prepared a recommendation letter for Award of this contract.

Mr. Merklin then presented to the Commissioners a letter from D&B Engineers and Architects, D.P.C. stating that he reviewed the six (6) bid proposals received on September 17th, 2021, for Contract No. C8-21, Drainage Improvements at Wells 18 & 19. Bensin Contracting, Inc. of Holtsville, New York was the low bidder for the contract with a total bid price of \$841,520.00. Based on his findings of the Contractor's past and present performances, and his review of the bid proposals and the pre-award meeting, Mr. Merklin recommended award of the contract for the Drainage Improvements at Well Nos. 18 & 19 be made to Bensin Contracting Inc. for the bid amount of \$841,520.00. After discussion, and upon motion duly made and seconded, it was

RESOLVED that Contract No. C8-21, Drainage Improvements at Well Nos. 18 & 19 be awarded to Bensin Contracting Inc. of 652 Union Avenue, Holtsville, New York the lowest responsible bidder with a bid that conforms to the bid specifications of the District in the bid amount of \$841,520.00 to be charged to Capital Account No. H-8397-881-2303 Well No. 18 & 19 Drainage Improvements.

VOTE	AYES	3	NOES	0	ABSENTIONS	0
	Commissioner Abbate		AYE			
	Commissioner Asmus		AYE			
	Commissioner Beckerle		AYE			

The Board of Commissioners then expressed their desire to fund the Drainage Improvements at Well Nos. 18 & 19 from the Capital Reserve Fund (A-0878). After discussion, and upon motion duly made and seconded, the Commissioners unanimously passed the following resolution:

RESOLUTION AUTHORIZING THE TREASURER TO APPROPRIATE \$841,520.00 FROM THE CAPITAL IMPROVEMENT RESERVE FUND FOR THE PURPOSE OF FUNDING DRAINAGE IMPROVEMENTS AT WELL NOS. 18 AND 19 IN THE AMOUNT OF \$841,520.00

WHEREAS, the Board of Commissioners approved appropriated funds be set aside for the purpose of Capital Improvements by establishing a Capital Improvement Reserve Fund in accordance with § 6-c of General Municipal Law; and

WHEREAS, effective October 6, 2021, the Capital Improvement Reserve Fund (A-0878) had a balance of \$2,356,008.34; and

WHEREAS, the Board of Commissioners at their February 17, 2021, Board Meeting appropriated \$37,000.00 for engineering costs to prepare plans and specifications for the design to minimize flooding of adjacent properties to Well Nos. 18 & 19 that occurs during well blow-off. Specifically, by installing additional dry wells at this site; and

WHEREAS, during the process of preparing plans and specifications for this project it was determined that it would be in the best interest of the District to expand this project to include repaving of the facility after drainage improvements were completed, and

WHEREAS, the District received bids on September 17, 2021, for the construction costs associated with drainage improvements at Well Nos. 18 & 19 with the lowest bid equal to \$841,520.00 for a total cost including engineering, legal and contingency fees of \$878,520.00, and

WHEREAS, the Board of Commissioners desires to appropriate funds from the Capital Reserve Fund (A-0878) to Capital Project No. H-8397-881-2303 Well No. 18 & 19 Drainage Improvements in the additional amount of \$841,520.00; and

WHEREAS, funds would be appropriated from the Capital Reserve Fund Account without incurring any additional debt service payments for principal and interest and, therefore, be cost beneficial to the District taxpayers; and

WHEREAS, this resolution is adopted subject to permissive referendum as set forth in Town Law Section 90 and shall take effect thirty (30) days after its adoption or, if a referendum is held, upon the affirmative vote of a majority of the qualified electors of the issuer voting on the referendum; and

WHEREAS, the funding of capital improvement projects in the Jericho Water District is a Type II action pursuant to SEQRA as defined by 6 N.Y.C.R.R. §617.5 (c)(5) and therefore no further SEQRA review is required; and

NOW THEREFORE,

BE IT RESOLVED that the Board of Commissioners hereby authorizes the Treasurer to appropriate \$841,520.00 from the Capital Improvement Reserve Fund (A-0878) for the purpose of funding drainage improvements at Well No. 18 & 19, including the repaving of the site.

FURTHER BE IT RESOLVED THAT the Treasurer/Clerk is hereby authorized and directed to, within ten (10) days after the adoption of this resolution, cause this resolution to be published in the District's official newspaper and (b) posted on both the sign boards of the Town of Oyster Bay and the District pursuant to Town Law, together with a notice of adoption thereof.

VOTE	AYES	3	NOES	0	ABSENTIONS	0
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Commissioner Abbate	AYE
Commissioner Asmus	AYE
Commissioner Beckerle	AYE

14. Syosset Tank Replacement Planning: The Basis of Design Report (BODR) has been submitted to NCDH. D&B has commenced with the design of the new tank.

15. Water Service Gooseneck Replacement: D&B has submitted a final draft addressing JWD comments.

16. Wells 4 and 31 Pump Rehabilitation:

- Well 31: Contractor has received the new pump – requesting additional compensation
- Well 17: D&B has submitted a draft purchase order document to JWD for review.
- Well 29: D&B has submitted a draft purchase order document to JWD for review.

17. Requirements Contracts:

- Flow Control Valves: D&B is preparing a draft of the contract documents.
- Electrical: D&B is preparing draft of the contract documents.
- Instrumentation and Controls: D&B is preparing a draft of the contract documents.

18. McCoun's Lane Water Main Improvements: Some additional punch list items have been transmitted to the Contractor.
19. Glen Head Water Main Improvements: A meeting with the property owner is needed.
20. Main Plant SCADA Improvements: D&B has finalized the Main Plant scoping memorandum. Preparation of Requirements Contract is underway.
21. Transfer Switch Replacements: Contract signing is scheduled for October 6th.
22. Juneau Pump Station Improvements: The letter to the Town with respect to the required easement has been retransmitted to them. D&B is advancing the design of the work inside the existing vault.
23. Main Plant Basement Improvements: D&B has started the preliminary design work.
24. GIS Maintenance: Waiting for Election List of Registered Voters to be released by Nassau County.

Status of Proposed Development Projects – Engineers Report

1. Laurel Hollow Service Area Extension: D&B will commence with work upon execution of an agreement and receipt of funds from the Village of Laurel Hollow. A letter to the mayor of Laurel Hollow, Daniel F. DeVita, Esq, was sent on September 15th, 2021, explaining what procedures needed to be completed for the project to move forward.
2. The Center for Developmental Disabilities (The Center) Water Main Improvements: Construction is underway.
3. LIU Post Water Distribution Improvements: Close out paperwork is underway.
4. Tam O'Shanter Development: A letter was received from the developer's engineer in response to D&B's correspondence from May 2020. D&B has prepared a draft response letter for JWD to review.
5. Amazon Warehouse (former Cerro Wire Site): Construction is underway.
6. Woodbury Hills Development: No update since last meeting.
7. Silver Path Estates Request for Water Availability: No update since last meeting.

8. Marriott at Milleridge Inn Water Main: No update since last meeting.
9. Country Club Developers: No update from last meeting.
10. Tam O'Shanter Development: No update from last meeting.
11. Aveley Residential Development: No update from last meeting.

Miss Cannon informed the Commissioners that the District received a FOIL request from Ms. Lori A. La Salle for information related to the meter pit problems described in the District's letter to the homeowner of 1614 Stewart Lane, Syosset dated September 2nd, 2021. Miss Cannon reported that she sent Ms. La Salle a letter acknowledging receipt of her FOIL request within five (5) days of receipt of her request as required under Section 89 (3) of the Freedom of Information Law, stating her request will be granted or denied, (in whole or part), within approximately thirty (30) days. The Commissioners instructed Mr. Logan to compile the requested information prior to the thirty (30) day-time period so the District can comply with Ms. La Salle's FOIL request.

The Board went into Executive Session at 9:15 a.m. to discuss pending litigation matters and personnel and returned at 9:25 a.m. no actions taken.

Mr. Ingham then reported that the District was served with a Summons and Complaint in Federal Court by Head Injury Association Inc. regarding the location of the Hot Rok. After discussion the location of the Hot Rok on the Village setback line was approved. Mr. Ingham was then directed to settle the litigation and secure a Stipulation dismissing the action against the District.

Mr. Ingham then reported that he would commence with preparations to complete the bond petition to circulate to Miss Cannon, Mr. Logan and Mr. Merklin for their comments and review. The resolution passed today will become an exhibit to the petition.

Mr. Ingham gave an update on the issue of the damaged electrical lines at 77 McCouns Lane by Bancker Construction Corp. The District reimbursed the homeowner for the repairs in the amount of \$7,130.00 (approved in the Minutes of September 1st). Miss Cannon confirmed that Bancker Construction reimbursed the District for this payment in the amount of \$7,130.00 on September 15th, 2021.

Superintendent's monthly report was read and filed.

Mr. Logan reported that all analysis of wells and bacteriological sampling for the period September 15, 2021, to October 4, 2021, had been completed and all were within state and federal standards.

Mr. Logan then presented to the Commissioners Contract Modification No. 13 from RJ Industries for JWD Contract No. C5-20, Well No. 17 GAC for contract close out of credits for unused line items resulting in a net credit of \$69,862.04. After discussion, and upon motion duly made and seconded, it was

RESOLVED, that the Commissioners approved consolidated Contract Modification No. 13 for Contract No. C5-20, Well No. 17 GAC from RJ Industries for the net decrease of \$69,862.04 to the overall final cost of the project.

VOTE	AYES	3	NOES	0	ABSENTIONS	0
Commissioner Abbate			AYE			
Commissioner Asmus			AYE			
Commissioner Beckerle			AYE			

Mr. Logan informed the Commissioners that Nassau County has requested to have an electronic weather station installed on the District's property. The weather station would be completely self-sufficient with no monitoring by District personnel. After discussion, the Commissioners requested that Mr. Logan and Mr. Ingham draft an Intermunicipal Agreement with Nassau County for the installation of the weather station for their approval.

Mr. Logan then presented the Commissioners with a proposal from CIOTTA-THR Valuation Associates, Inc. for "as-is" market value appraisal for the District's former Well No. 10 site at 160 Robbins Lane, Jericho and the former Well No. 15 site at 61 Saratoga Drive, Jericho for the total not to exceed fee of \$4,500.00. After discussion, and upon motion duly made and seconded, it was

RESOLVED that the Commissioners approve the proposal from CIOTTA-THR Valuation Associates, Inc. for appraisal reports for the former Well No. 10 & Well No. 15 sites for the not to exceed fee of \$4,500.00 to be charged to Operating Account No. A-8340-000-4480 Other Professional Services.

VOTE	AYES	3	NOES	0	ABSENTIONS	0
Commissioner Abbate			AYE			
Commissioner Asmus			AYE			
Commissioner Beckerle			AYE			

Mr. Logan reported to the Commissioners that he received three (3) quotes for Contract No. G4-21, Replacement of Butterfly Valves on the GAC System at Well No. 19 as follows:

<u>Contractor</u>	<u>Quote</u>
RJ Industries	\$ 14,750.00
Bensin Contracting	\$ 7,850.00

Alessio Pipe

\$112,500.00

After discussion and upon motion duly made and seconded, it was

RESOLVED, that the Commissioners approve the proposal from Bensin Contracting, Holtsville, NY for Contract No. G4-21, Replacement of Butterfly Valves on the GAC System at Well No. 19 for the not to exceed fee of \$7,850.00 to be charged to Operating Account No. A-8340-000-2303 Well Improvements. It was

FURTHER RESOLVED, that the Commissioners approve the purchase of ten (10) 8" Bray Butterfly Valves from J. T. Lynne Flow Elements of Elmsford, NY for the not to exceed fee of \$3,395.00 to be charged to Operating Account No. A-8340-000-2303 Well Improvements.

VOTE	AYES	3	NOES	0	ABSENTIONS	0
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Commissioner Abbate	AYE
Commissioner Asmus	AYE
Commissioner Beckerle	AYE

Mr. Logan then requested authorization from the Commissioners to purchase three (3) doors for Pump House No. 17, three (3) doors for Pump House No. 18, one (1) door for Pump House No. 19 and four (4) doors for Pump House No. 25 for the total amount of \$113,355.88 from the TIPS Purchasing Cooperative Contract No. 210205 (JWD Contract No. G5-21). After discussion, and upon motion duly made and seconded it was

RESOLVED that the Commissioners authorize the District to purchase pump house doors at various sites for Contract No. G5-21 in the total not to exceed amount of \$113,355.88 to be charged to Capital Account No. H-8397-884-2102 Replacement of Pump House Doors.

FURTHER RESOLVED that the Commissioners authorize a budget transfer in the amount of \$43,355.88 from A-8340-000-2102 Building Improvements to A-9950-000-9010 Transfer to Capital Projects and then transferring the \$113,355.88 to Capital Account No. H-8397-884-2102 Replacement of Pump House Doors.

VOTE	AYES	3	NOES	0	ABSENTIONS	0
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Commissioner Abbate	AYE
Commissioner Asmus	AYE
Commissioner Beckerle	AYE

Mr. Logan informed the Commissioners that he sent a Notice of Violation to the developers, Sun Luxury Homes, of 10 Newmarket Rd, Syosset. The home on the property has more than doubled in size, and a new water service is required. District

employees turned off the water service at the curbside to the house (since the house was vacant), and it was to remain off until the new water service was installed. The developer had the service turned back on without District approval and also installed a sprinkler system without a permit. The developer is in violation of the following District ordinances: 3-A, updating an existing water supply connection; 9-C(1), permit required for new underground sprinkler system; 9-D(5), requirement of backflow prevention device for underground sprinkler system; and 12-B, restoration, or discontinuance of service. The developer will be charged a \$250.00 fine for each violation totaling \$1,000.00 if the violations have not been corrected by October 20th, 2021.

Mr. Logan then presented to the Commissioners an email from Ms. Rachel Ellis, requesting authorization to allow PSEG to relocate a powerline across the District's property located at 160 Robbins Lane, Jericho (the former Well No. 10 site). After discussion, the Commissioners instructed Mr. Ingham to deny the request as it would encumber the property diminishing its value on a future sale.

Mr. Logan presented to the Commissioners a Contract Modification No. 1 from Bancker Construction Corp, Contract No. I2-21, Center for Developmental Disabilities Water Main Installation to add one hydrant to the plans in the not to exceed fee of \$8,000.00. After discussion, and upon motion duly made and seconded, it was

RESOLVED that the Commissioners approved Contract Modification No. 1 for Contract No. I2-21, Center for Developmental Disabilities Water Main Installation in the total not to exceed amount of \$8,000.00 to be charged to Capital Account No. H-8398-892-2300 The Center for Developmental Disabilities Water Main Installation.

VOTE	AYES	3	NOES	0	ABSENTIONS	0
	Commissioner Abbate		AYE			
	Commissioner Asmus		AYE			
	Commissioner Beckerle		AYE			

Mr. Logan then presented to the Commissioners a proposal from H2M architects + engineers for Contract No. I1-20, Woodbury Villas Water Main Installation, Phase 1 to provide engineering services related to the installation of an additional 160 LF of water main for the total not to exceed fee of \$5,000.00. After discussion, and upon motion duly made and seconded, it was

RESOLVED that the Commissioners approve the proposal from H2M architects + engineers for Contract No. I1-20 for the additional contract administration and construction observation services for the extension of the water main for the total not to exceed fee of \$5,000.00 to be paid for by the developer.

VOTE	AYES	3	NOES	0	ABSENTIONS	0
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Commissioner Abbate	AYE
Commissioner Asmus	AYE
Commissioner Beckerle	AYE

Mr. Logan then reported that in addition to H2M's additional engineering fee, H2M would be submitting a formal change order for Bancker Construction, Contract 11-20 Woodbury Villas Water Mains in the amount of \$19,990.82 for increased material costs from June of 2020 (date they were directed to leave out a portion of water main installation) until today (15 months later). The change order plus \$10,240.00 the original costs for line items in the contract equals \$30,230.82 to install the additional 160 feet of water main. After discussion, the Commissioners authorized H2M to prepare a formal change order.

Miss Cannon then presented and reviewed with the Commissioners a Cash Balance/Cash Deposit report as of October 4, 2021. After discussion, the report was ordered filed.

Miss Cannon then presented and reviewed with the Commissioners a Purchase Order by Expense Account Report listing all purchase orders issued between September 14, 2021, and October 4, 2021. After discussion, the report was ordered filed.

Miss Cannon reported that the Bank Reconciliations for the month of September 2021 were completed. After discussion, the Commissioners ordered the Bank Reconciliations filed.

Miss Cannon then requested authorization to hire Natalie Camacho of Mineola, New York to the position of Account Clerk, at an annual salary of \$40,750.00. After discussion, and upon motion duly made and seconded, it was

RESOLVED that the Commissioners authorize the hiring of Natalie Camacho of Mineola, New York to the position of Account Clerk at an annual salary of \$40,750.00 contingent upon approval from Nassau County Civil Service Commission as of October 26, 2021.

VOTE	AYES	3	NOES	0	ABSENTIONS	0
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Commissioner Abbate	AYE
Commissioner Asmus	AYE
Commissioner Beckerle	AYE

A discussion was held regarding D&B's revised cost estimates calculated during the preparation of the District's 2022 Budget for projects initially funded through a Bond Authorization. Miss Cannon reported that there are two (2) projects that will require additional funding; 1. Installation of Well 33, 340 Southwoods Road

will require an additional \$2,785,000.00 for a total maximum cost of \$10,122,000.00 and 2. Kirby Lane AOP System will require an additional \$4,887,000.00 for a total maximum cost of \$17,395,000.00. Miss Cannon recommended that the District re-allocates funding approved in the 2019 Bond Authorization from projects that are not active at this time to fund the increased cost estimates.

Miss Cannon indicated that \$5,310,000 remains in the 2019 Bond Authorization to fund a New 3 MG Tank & Booster Station and \$6,760,000 remains in the 2019 Bond Authorization for the Water Main Replacement Program and both of these projects have been put on hold for now. A more urgent need has emerged to fund the estimated increased costs for the two (2) projects listed above. The installation of the new well will address the loss of Well 5, which was removed from service due to elevated levels of Volatile Organic Compounds (VOC's) and nitrates. In addition to the AOP equipment being installed to remove emerging contaminants at the Kirby Lane site, the project will also address upgrading the electrical system, which will include New Motor Control centers and installing two (2) gensets to power the entire site during emergency conditions. It will also address the possible need for future treatment equipment, as well as some site improvements.

After discussion, and upon motion duly made and seconded, the following resolution(s) were then presented to the Board for their consideration:

RESOLUTION TO REALLOCATE FUNDING APPROVED IN THE DISTRICT'S 2019 BOND AUTHORIZATION TO FUND ADDITIONAL ESTIMATED CONSTRUCTION COSTS FOR A NEW WELL LOCATED ON SOUTHWOODS ROAD AND DECREASE THE FUNDING FOR WATER MAIN REPLACEMENT IN THE AMOUNT OF \$2,785,000.00

WHEREAS, On November 19, 2019, the Town of Oyster Bay passed Resolution No. 675B-2019 that authorized the issuance of \$33,229,000 in bonds for improvements to the facilities of the Jericho Water District; and

WHEREAS, Resolution No. 675B-2019 listed various improvement projects the District intended on funding through the issuance of these bonds; and

WHEREAS, the resolution stated the purpose of the bond was to pay costs for improvements to the District consisting of but not limited to these said project; and

WHEREAS, the original cost estimate to construct Well No. 33 @ the Southwoods Road location, including a pilot study, was \$7,337,000 and the revised estimated cost is now \$10,122,000.00, requiring an additional \$2,785,000 in funding, and

WHEREAS, current funding for Well No. 33 @ Southwoods Road location includes \$200,000 from the 2019 Bond Authorization for the pilot study and \$7,137,000 from the 2020 Bond Resolution for constructing the well, and

WHEREAS, the 2019 Bond Authorization included funding in the amount of \$6,760,000 for a water main replacement program that has been put on hold, and

WHEREAS, the District desires to reallocated funding from the Water Main Replacement Project to construct Well No. 33 on Southwoods Road in the amount of \$2,785,000.00; and

NOW THEREFORE,

BE IT RESOLVED, that the Board of Commissioners hereby authorizes the Treasurer to transfer \$2,785,000 from Capital Project No. H-8397-015-2300 Water Main Replacement Program to H-8397-013-2302 Installation of Well No. 33 on Southwoods Road for the purpose of providing additional funding for the construction of a New Well with a revised estimated cost of \$10,122,000.00.

FURTHER BE IT RESOLVED THAT the Treasurer/Clerk is hereby authorized and directed to, within ten (10) days after the adoption of this resolution, cause this resolution to be published in the District's official newspaper and (b) posted on both the sign boards of the Town of Oyster Bay and the District pursuant to Town Law, together with a notice of adoption thereof.

VOTE AYES: 3 NOES: 0 ABSENTIONS: 0

Commissioner Abbate AYE
Commissioner Asmus AYE
Commissioner Beckerle AYE

RESOLUTION TO REALLOCATE FUNDING APPROVED IN THE DISTRICT'S 2019 BOND AUTHORIZATION TO FUND ADDITIONAL ESTIMATED CONSTRUCTION COSTS FOR AOP TREATMENT FACILITY AT KIRBY LANE AND DECREASE THE FUNDING FOR NEW 3MG TANK AND BOOSTER STATION IN THE AMOUNT OF \$4,887,000.00

WHEREAS, On November 19, 2019, the Town of Oyster Bay passed Resolution No. 675B-2019 that authorized the issuance of \$33,229,000 in bonds for improvements to the facilities of the Jericho Water District; and

WHEREAS, Resolution No. 675B-2019 listed various improvement projects the District intended on funding through the issuance of these bonds; and

WHEREAS, the resolution stated the purpose of the bond was to pay costs for improvements to the District consisting of but not limited to these said project; and

WHEREAS, the original cost estimate to construct a AOP Treatment Facility @ Kirby Lane, including a pilot study and various other site and equipment improvements,

was \$12,508,000.00 and the revised estimated cost is now \$17,395,000.00, requiring an additional \$4,887,000.00 in funding, and

WHEREAS, current funding for the AOP Treatment Facility @ Kirby Lane includes \$700,000.00 from the 2019 Bond Authorization for a pilot study and drainage improvements, \$6,197,200.00 from the 2020 Bond Resolution for constructing the well and \$5,560,000.00 in NYS WIIA Grant funding, and

WHEREAS, the 2019 Bond Authorization included funding in the amount of \$5,310,000.00 for a New 3 MG Tank & Booster Station that has been put on hold, and

WHEREAS, the District desires to reallocated funding from the New 3MG Tank & Booster Station to further fund the construct an AOP Treatment Facility @ Kirby Lane in the amount of \$4,887,000.00; and

NOW THEREFORE,

BE IT RESOLVED, that the Board of Commissioners hereby authorizes the Treasurer to transfer \$4,887,000.00 from Capital Project No. H-8397-018-2303 New 3MG Tank & Booster Station to H-8397-011-2303 AOP System @ Kirby Lane for the purpose of providing additional funding for the construction of an AOP System with an revised estimated cost of \$17,395,000.00.

FURTHER BE IT RESOLVED THAT the Treasurer/Clerk is hereby authorized and directed to, within ten (10) days after the adoption of this resolution, cause this resolution to be published in the District's official newspaper and (b) posted on both the sign boards of the Town of Oyster Bay and the District pursuant to Town Law, together with a notice of adoption thereof.

VOTE AYES: 3 NOES: 0 ABSENTIONS: 0

Commissioner Abbate AYE
Commissioner Asmus AYE
Commissioner Beckerle AYE

Miss Cannon then requested that the Commissioners approve the following budget transfer(s):

To fund engineering services for 2021 Bond Issue Report

A-8340-000-4430	Engineering Services	\$12,000.00
A-8340-000-4160	Safety Supplies	(\$6,000.00)
A-8340-000-1200	PT Plant Salary	(\$3,000.00)
A-8340-000-2304	Motors & Pumps for Wells	(\$3,000.00)

To fund replacement of Well No. 19 Butterfly Valves

A-8340-000-2303	Well Improvements	\$11,245.00
A-8340-000-2304	Motors & Pumps for Wells	(\$11,245.00)

After discussion, and upon motion duly made and seconded, it was

RESOLVED that the Commissioners approve the above listed budget transfer(s).

VOTE	AYES	3	NOES	0	ABSENTIONS	0
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Commissioner Abbate	AYE
Commissioner Asmus	AYE
Commissioner Beckerle	AYE

A discussion was held regarding the pre-employment physical requirement for new hires. After discussion, the Commissioners removed this requirement effective immediately.

Miss Cannon informed the Commissioners that she received a request for reduction of a water bill on Account No. 45433000-0 by the owner due to a leak on their water service. Miss Cannon informed the Commissioners that a reduction to this bill would be in line with the District's policy to allow excess water usage, in excess of the three (3) year average usage, be charged at a rate of equal to the District's cost to pump 1,000 gallons of water. Miss Cannon indicated that all required documentation had been received. The adjustment to this account resulted in the total water charge being reduced to \$1,778.64 from \$2,498.59, a reduction equal to \$719.95. After discussion, the Commissioners approved the reduction and instruction Miss Cannon to send a revised bill.

Miss Cannon informed the Commissioners that she received a request for reduction of a water bill on Account No. 25854634-0 by the owner due to a leak on their water service. Miss Cannon informed the Commissioners that a reduction to this bill would be in line with the District's policy to allow excess water usage, in excess of the three (3) year average usage, be charged at a rate of equal to the District's cost to pump 1,000 gallons of water. Miss Cannon indicated that all required documentation had been received. The adjustment to this account will be determined after the consumer's 4th quarter bill is calculated and in accordance with District policy. After discussion, the Commissioners approved the reduction and instruction Miss Cannon to send a revised bill.

Miss Cannon then presented to the Commissioners a letter from Twin County Swimming Pool Maintenance & Supply Co. LLC regarding Contract No. G2-20 Purchase and Supply of Liquid Sodium Hypochlorite notifying the District that beginning October 15th, 2021, there will be a 20% increase on the contract due to industry wide price increases. After discussion, the Commissioners agreed to the

20% increase for the period of October 15, 2021, through December 31, 2021. However, this contract will not be extended through 2022 at a 3% increase as previously adopted by the Commissioners in the Minutes of September 1st, 2021, and the contract will be rebid for next year.

Miss Cannon discussed with the Commissioners a request from employee, Debra Riccinto to extend dental and eye insurance coverage for her daughter, Jaclyn, while she completes pre-graduate work/study credits (delayed due to the COVID-19 pandemic) required to apply to graduate school in 2022. Currently, her coverage is set to terminate as of December 31, 2021. After discussion, the Commissioners agreed to extend the benefits to the student until she commenced graduate school in 2022; she will be subject to the normal requirements of the student verification process thereafter.

Mr. Logan then presented to the Commissioners H2M's monthly engineer's project status report:

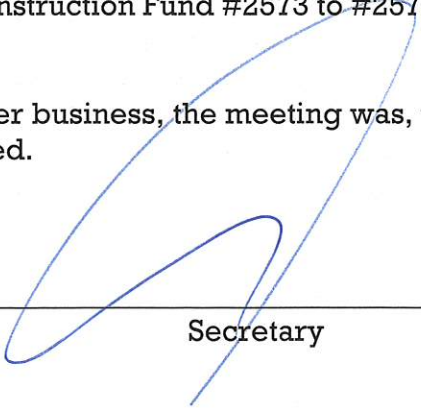
1. New Elevated Tank at Wheatley Road Site: Still waiting on electrical subcontractor to remobilize to site. Site/restoration work progressing. Driveway base and binder course has been installed. Rough grading and topsoil have been placed. Hydroseeding expected to be installed this week (weather dependent). Scheduled for 10/5.
2. Woodbury Villas Water Main Installation: Phase 1 of water main construction complete, including pavement restoration of Jericho Turnpike. Bancker Construction changed out the hydrants and valve box top section punch list items. Builder looking to have Bancker install 160 LF of WM under Phase 1 contract to get past the entrance road so other utilities will come in – Builder to put up funds to cover costs. Phase 1 will need to be re-packaged and bid out when developer is ready. Developer is not ready for Phase 2.
3. Well Nos. 9 & 14 Nitrate and VOC Removal Facility: Approval of Completed Works for entire project issued by NCDH. Contractors continue to address 'Working Items List', soon to be transitioned to 'Punch List'.
4. Well Nos. 9 & 14 Emerging Contaminant Treatment: Plans and Technical specifications submitted to NYSDOH and NCDH on Friday 8/27. All grant paperwork submitted to grant agreement closing.
5. GIS Data Development: Ongoing. Nearing completion. The primary distribution system has been digitized fully. H2M continues to improve the accuracy and precision of the water mains, hydrants, and hydrant valves within the GIS, based on the valve sheets. H2M to meet with the District on

10/7 to review the data and to discuss the next phase of data improvement and scanned imagery attachment.

Pending agenda items list was read and filed.

The following claims were then audited and approved for payment: General Fund #25797 to #25857, Construction Fund #2573 to #2575, and Installation Fund #4140.

There being no further business, the meeting was, upon motion duly made and seconded and adjourned.



Secretary