

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 15th day of February 2023, at 8:30 A.M.

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

Commissioner Abbate called the meeting to order at 8:30 a.m.

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

Monthly report of Engineer was read and ordered filed.

1. Well 20 & 21 AOP Treatment: Construction is underway. Scheduling meetings are being held regularly. Waiting for NCDH and NYSDOH approval of the contract documents. Phase 1 scheduled for completion by May 2023 to allow existing facility to operate through summer.
2. Well 22 Facility Improvements & AOP Treatment: Waiting for NCDH approvals for contract documents. Responding to NYSDOH comments on contract documents. Reviewing MWBE Utilization Plans prior to issuing Notice to Proceed.
3. Kirby Lane AOP: Work is behind schedule primarily due to delays associated with electrical and controls equipment. Working with Contractors to return the existing facility to service by May 1st. MCC and roof trusses scheduled for mid-March.
4. Southwoods Road - New Well and Treatment Facility:
 - a. Well Construction Contract: 72-hour pump test completed. Waiting for water quality results.

- b. Treatment Facility Contracts: General and Mechanical Contracts are mobilizing.
5. PTAS at the Wheatley Rd. Site (Well 6 & 16): Electrical contractor is on site working on the controls equipment connections. MCC is scheduled for delivery in April.
 6. Split Rock Tank Booster Station: Work is behind schedule. The Contractor responded to the delay letter indicating that they are having issues procuring the electrical equipment. Closing out the tank painting contract.
 7. Wells 18 & 19 Drainage Improvements: Punch list status will be verified prior to contract close out.
 8. Syosset Tank Replacement: Contractor is preparing for the erection and welding of the steel tank bowl. Working with JWD on a response to SHPO. Draft contract documents for demolition of the exiting tank will be submitted to JWD towards the end of February.

Mr. Merklin presented to the Commissioners a draft Letter of Resolution for the demolition of the 1.5 Million Gallon Syosset Tank requested by the Office of Parks, Recreation and Historic Preservation (OPRHP). After discussion, the Commissioners approved the draft Letter of Resolution and requested that Mr. Merklin forward the document to OPRHP for their review and approval. Once approved, the Commissioners will formally adopt the resolution and carry out the stipulations set forth for the recordation of the existing Syosset Tank as a historical resource.

9. Pump Rehabilitation Projects:

- Well 31: Contract is closed out.
 - Well 17: Contract is closed out.
 - Well 29: Pump installation is complete. Testing is underway.
 - Well 18 & 19: Pump installation will commence in the fall.
 - Well 26 & 30: D&B has started the initial design work.
10. Convent Road Facility Architectural Improvements: D&B is preparing the 90 percent submittal. Tentative schedule is to advertise on May 19th and open bids on June 16th.
 11. Water Service Gooseneck Replacement: Waiting for NCDH review and approval. D&B is preparing a proposal for rebidding this project. NCDH has requested a meeting with D&B this week to discuss the project.
 12. Glen Head and Roosevelt Avenue Water Main Improvements: The Developer has indicated that the water main easement is available if it can

be shared with PSEG. D&B is compiling requested documents prior to a meeting with PSEG.

13. Main Plant SCADA Improvements: The Contractor is working on the punch list.
14. Transfer Switch Replacements: Startup is tentatively scheduled for February 22nd.
15. Juneau Pump Station Improvements: Delivery dates of August 30, 2023 and January 10, 2024 have been provided for MCC equipment.
16. Merry Lane Water Main As-Builts: D&B is performing the preliminary design work.
17. Wheatley Tank Altitude Valves: D&B is addressing NCDH comments. D&B has submitted a letter recommending award.

Mr. Merklin then presented to the Commissioners a letter from Ms. Jennifer L. Gienau, of D&B Engineers and Architects, D.P.C. stating that she reviewed the six (6) bid proposals received on February 10, 2023 for Contract No. C1-23, Wheatley Road Tank Altitude Valve. Bensin Contracting was the low bidder for the contract with a total bid price of \$394,800.00. Based on her findings of the contractor's past and present performances and thorough research of references, and her review of the bid proposals, Ms. Gienau recommended award of the Wheatley Road Tank Altitude Valve be made to Bensin Contracting for the total amount of \$394,800.00. After discussion, and upon motion duly made and seconded, it was

RESOLVED that Contract No. C1-23 Wheatley Road Tank Altitude Valve be awarded to Bensin Contracting, Inc. of Holtsville, New York the lowest responsible bidder with a bid that conforms to the bid specifications of the District in the bid amount of \$394,800.00 to be charged to Capital Account No. H-8397-002-2303 Wheatley Tank Rehabilitation.

VOTE	AYES:	3	NOES:	0	ABSTENTIONS:	0
Commissioner Abbate		AYE				
Commissioner Asmus		AYE				
Commissioner Beckerle		AYE				

18. Requirements Contracts:

- i. Pump Maintenance: Bids will be received on February 24th.
- ii. Electrical Improvements: Discuss potential Award recommendation.

- iii. Liquid Sodium Hypochlorite: Contract execution is underway.

Mr. Merklin then presented to the Commissioners a letter stating that he reviewed the four (4) bid proposals received on January 20, 2023 for Contract No. G7-23, Requirements Contract for Electrical Work at Various District Facilities. Bensin Contracting was the low bidder for the contract with a total bid price of \$95,232.00. D&B adjusted bid prices from two (2) contractors due to calculation errors. One of the recalculations was to Wire to Water's bid, the apparent low bidder. The corrected bid price equals \$115,495.00 making them the second lowest bid. D&B contacted Wire to Water and confirmed the calculation error. Based on his findings of the contractor's past and present performances and thorough research of references, and his review of the bid proposals, Mr. Merklin recommended award of the Requirements Contract for Electrical Work at Various District Facilities be made to Bensin Contracting for the total amount of \$95,232.00. (Established with estimated quantities for bidding purposes only. The actual contract value will vary depending on the quantity of work orders performed during the contract duration and the actual quantity of each unit price item incurred during performance of work.) After discussion, and upon motion duly made and seconded, it was

RESOLVED that Contract No. G7-23 Requirements Contract for Electrical Work at Various District Facilities be awarded to Bensin Contracting, Inc. of Holtsville, New York the lowest responsible bidder with a bid that conforms to the bid specifications of the District.

VOTE	AYES:	3	NOES:	0	ABSTENTIONS:	0
Commissioner Abbate		AYE				
Commissioner Asmus		AYE				
Commissioner Beckerle		AYE				

19. BIL Grant Applications: Waiting for announcement on funding for Lead Service Line Replacements (LSLRP). D&B attended informational webinar.

20. GAC Media Purchase Contract: D&B is reviewing comments received from NCDH.

21. Wheatley Tank Assistance: D&B will be on site when construction begins in March.

22. Wheatley Tank Antenna Installations: This work will be performed when the tank is removed from service in March.

23. 2022 AWQR: D&B is preparing the draft spreadsheet for submittal by the end of February.

24. LGRMIF Grant Assistance: JWD meeting with D&B on project parameters today.

25. 2023 Capital Plan: D&B submitted a proposal to assist the District with the preparation of the 5 Year Capital Plan for 2023.

Mr. Merklin then presented to the Commissioners a proposal from D&B Engineers and Architects D.P.C. to provide engineering services to update the District's Five-Year Capital Plan for 2023. D&B will prepare an annual update to the Capital Plan to use in the preparing budgets and planning capital improvements in the not to exceed fee of \$15,000.00. After discussion and upon motion duly made and seconded, it was

RESOLVED that the Commissioners approve D&B's proposal to provide engineering services to update the District's Five-Year Capital Plan for 2023 in an amount not to exceed \$15,000.00 to be charged to Operating Account No. A-8340-000-4430 Engineering Services.

VOTE AYES: 3 NOES: 0 ABSTENTIONS: 0

Commissioner Abbate AYE
Commissioner Asmus AYE
Commissioner Beckerle AYE

26. Contract Front End: D&B is meeting with Commissioner Asmus on Thursday to review potential revisions/updates to the previously approved standard construction contract front end documents.

Status of Proposed Development Projects – Engineers Report

1. Jericho Plaza Hotel: D&B is preparing a draft memorandum for review by JWD.
2. Engineers Country Club: D&B is coordinating the memorandum for JWD's service area with the memorandum for RWD's service area.
3. Marriott at Milleridge Inn Water Main: Agreement negotiation is underway.
4. Farnum Subdivision: No action until authorized by the Board.
5. Oaks at Mill River: The cost estimates will be sent to the developer upon receipt of funds.

6. Tam O'Shanter Development: Waiting for developer response regarding April 25, 2022 letter from NCDH about conditional letter of water availability.
7. Laurel Hollow Service Area Extension: No new activity since the last report.
8. Woodbury Hills Development: No new activity since the last report.
9. Silver Path Estates Request for Water Availability: No new activity since the last report.
10. Country Club Developers: No new activity since the last report.
11. Aveley Residential Development: No new activity since the last report.

Mr. Ingham informed the Commissioners that he responded to the FOIL request made by Mr. Charles Lane denying the request for "a raw data export of meter readings in 15-minute increments for all district accounts for the year 2021". Mr. Ingham's February 8, 2023 letter is on file with the District. After consulting with Badger Meter regarding the feasibility of the request, the District concluded that the data could not be retrieved or extracted with reasonable effort or reasonable cost to taxpayers. Mr. Ingham's letter also referenced several Appellate Division court decisions which held that a municipality did not have to "aggregate, extrapolate or transform" raw data to create a new file.

Mr. Carman informed the Commissioners that the contract for the sale of the Robbins Lane property is expected to be executed sometime in March.

Mr. Logan reported that all analysis of wells and bacteriological sampling for the period February 1, 2023 to February 14, 2023 had been completed and all were within state and federal standards.

Mr. Logan then presented to the Commissioners a request for Water Availability from Mr. Angelo Pironi of Pironi Homes for a five (5) lot subdivision known as the Woodbury Hills Project, on Woodbury-Cold Spring Road, Woodbury NY (Sec: 14, Blk: E, Lot: 823). Commissioner Abbate recused himself from considering Mr. Pironi's request for a Letter of Water Availability and decisions to be made related to this project. Mr. Logan explained that the District had been approached back in 2020, the request was reviewed by Mr. Merklin who determined that a feasibility study would not be necessary in this situation. After discussion, Commissioner Asmus and Commissioner Beckerle authorized Mr. Logan to issue the conditional Letter of Water Availability.

Miss Cannon then presented and reviewed with the Commissioners a Cash Balance/Cash Deposit report as of February 14, 2023. 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 January 31, 2023 and February 14, 2023. After discussion, the report was ordered filed.

Miss Cannon then reported that the Bank Reconciliations for the month of January 2023 were completed and reviewed. After discussion, the Commissioners ordered the Bank Reconciliations filed.

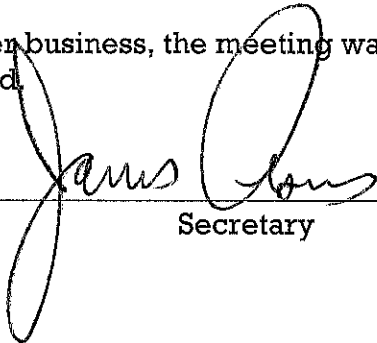
Miss Cannon reported to the Commissioners that the Employee Negotiating Committee accepted the terms and conditions of the Commissioners offer for the period of January 1, 2023 through December 31, 2025. The Commissioners instructed Miss Cannon to prepare the revised contract for their review and execution.

Pending agenda items list was read and filed.

The Board went into Executive Session at 9:50 am to discuss pending litigation matters and personnel and reentered at 10:08 am with no action taken.

The following claims were then audited and approved for payment: General Fund #27181 to #27219 and Construction Fund #2649 to #2651.

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


Secretary