

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 20th day of March 2024, at 8:30 A.M.

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

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

Commissioner Abbate proudly congratulated Superintendent Logan on being the recipient of this year's well deserved 2024 NYSAWWA Operator's Meritorious Service Award. Superintendent Logan was nominated for the award by William Merklin and D&B Engineers and Architects D.P.C. The award will be presented at the NYSAWWA New York Water Event on April 10<sup>th</sup>, 2024 in Saratoga Springs. The award is in recognition of special performance in one or more of the following: Continuous compliance with all public health standards in treated drinking water, consistent and outstanding contribution to plant maintenance thereby prolonging the useful life of equipment, development of new and/or modified equipment or significant process modifications to provide for more efficient and/or effective treatment, special efforts in the training of treatment plant operators, special acts not directly related to water treatment but which demonstrate dedication to the public beyond the normal operating responsibilities and consistent and outstanding contribution to operation and maintenance or distribution lines and pump stations.

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: Process piping installation is underway, and work continues within the AOP and GAC buildings. The EC is working to provide a revised delivery schedule for the electrical equipment. D&B is preparing a delay letter. The EC will provide temporary electricity to power one reactor, at a time, for startup and commissioning. D&B is coordinating with NCDOH for approval to

operate only through the GAC equipment for summer 2024. It is anticipated that the AOP will be operational in the fall, after the electrical equipment is installed. Waiting for OSHA report regarding the accident on site.

2. Well 22 Facility Improvements & AOP Treatment: D&B is working to close out the terminated GC contract. Bids for the new General Construction Contract were received on March 15<sup>th</sup>. A pre-award meeting was held with the low bidder, J. Anthony, and they have indicated they are comfortable with their bid. The new Substantial Completion goal will be May 1<sup>st</sup>, 2025. D&B is working with JWD to determine the financial impact of the GC termination.

Mr. Merklin then presented to the Commissioners a letter from Mr. Anthony Eagan, Senior Associate at D&B Engineers and Architects D.P.C. who reported that he had reviewed the five (5) bid proposals received on Contract No. C5-24, 1,4-Dioxane and PFOA Treatment at Well 22, General Construction. J. Anthony Enterprises, Inc. was the low bidder for the contract with a bid of \$3,818,200.00. Mr. Eagan made note that Web Construction made a mathematical error in their bid however, this correction did not affect whether Web Construction Corp. was the low bidder. Stalco Construction also made an error in their bid, however, the correction did not affect whether or not Stalco Construction was the low bidder. Based on D&B' findings of the Contractor's past and present performances, and their review of the Contractor's past and present performances, and their review of the bid proposal. D&B recommended awarding the contract for the 1,4-Dioxane and PFOA Treatment at Well 22, General Construction Contract be made to J. Anthony Enterprises, Inc. of Hauppauge, NY. After discussion, and upon motion duly made and seconded, it was

RESOLVED that Contract No. C5-24, 1,4-Dioxane and PFOA Treatment at Well 22, General Construction be awarded to J. Anthony Enterprises, Inc. of Hauppauge, NY as the lowest responsible bidder with a bid that conforms with the bid specifications of the District in the amount of \$3,818,200.00 to be charged to H-8397-020-2303 Well No. 22 AOP System.

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

3. Kirby Lane AOP: Optimal runs and sampling for approval to operate the system are scheduled for March 21<sup>st</sup> and 22<sup>nd</sup>. If results are acceptable, D&B will request NCDOH approval in mid-May.
4. Southwoods Road - New Well and Treatment Facility:

- a. **Well Construction Contract:** Layne recently confirmed that they intend to complete the work at this site but will cease to pursue new projects on Long Island going forward.
  - b. **Treatment Facility Contracts:** D&B has addressed the latest round of NCDOH comments and NCDOH has verbally approved contract documents. Waiting on final approval. Building construction is ongoing. A Notice of Claim has been received regarding an alleged injury.
5. **PTAS at the Wheatley Rd. Site (Well 6 & 16):** MCC delivery is scheduled for May 24, 2024, which will be installed in the fall. A meeting will be held with National Grid this month to evaluate the cause of gas supply limitations for the generator. Operational tests will be performed under maximum load for confirmation. Contractors are addressing punch list items and additional work requested by JWD.
6. **Split Rock Tank Booster Station:** D&B sent a delay letter to Patterson regarding delays in procuring electrical equipment. Patterson responded with a letter indicating that they explored other supplier alternatives, but none would be faster than the current. The letter indicated that the equipment may be available in April.
7. **Syosset Tank Replacement:** A punch list walk through was performed on March 12<sup>th</sup>. The contract close out will commence after the one year anniversary inspection in the fall. D&B is coordinating the schedule for paving, grading and grass restoration with the Contractors. Waiting for directions from NYSDEC regarding lead concentrations in soil surrounding the old tank site. D&B is reviewing available survey information to identify potential discrepancies with the property line survey. A letter to the surveyor is being prepared to request they correct the discrepancies.
8. **Pump Rehabilitation Projects:**
  - Well 18 & 19: Pumps are ready for installation. Waiting for Contractor to provide dates.
  - Well 26 & 30: The Contractor has received the pumps from the manufacturer. Installation will be performed in the fall.
9. **Convent Road Facility Architectural Improvements:** Contracts have been signed for the Barn Roof Replacement project. Bonds must be provided before issuing a Notice to Proceed. TDI, the second bidder for the architectural improvements, provided six (6) additional references, which were either unresponsive or not relevant. A meeting has been scheduled with TDI for March 20<sup>th</sup>. Legal is reviewing TDI's bid bond.

10. Water Service Gooseneck Replacement: D&B is preparing a proposal to assist the District with completing the inventory document, finalize the public outreach documents and rebid the water service replacements.
11. LIE Service Road Water Main Connection (Hunts Club Road): D&B reviewed the deeds and verified an existing easement is included on the east side of 50 Jericho Quadrangle. The next step is to approach the Meadow Brook Club for an easement to connect to Hunt Drive.
12. Juneau Pump Station Improvements: The temporary equipment will be installed shortly. The permanent equipment is scheduled for delivery in June and will be installed in the fall of 2024. D&B is working with the District's security vendor to provide information regarding their work.
13. Wheatley Tank Altitude Valves: Punch list and outstanding SCADA work remains to be completed.
14. Grant Opportunities:
  - a. BIL Grant received for Well 12 PFAS project in the amount of \$5,000,000.00 (WIIA grant denied). D&B and JWD will evaluate water quality data over the coming months.
  - b. D&B is working on the next round of WIIA grant applications due on June 14, 2024.

D&B informed the District about a Congressionally Directed Spending grant opportunity.

Mr. Van Horn reported that there is "earmarked" funding open for Congressionally Directed Spending. The deadline to apply is April 5<sup>th</sup>. D&B will provide the District with a list of IUP listed projects that could be potential candidates for the funding ranked in order of priority for the Commissioners approval for an application at the next board meeting.

15. Wheatley Tank Anniversary Inspection: D&B is reaching out to third-party inspectors to provide an independent evaluation regarding the identification of repair areas. D&B is scheduled a meeting with Caldwell and Tnemec for March 21<sup>st</sup>. Commissioner Abbate asked to be kept apprised of the situation after the March 21<sup>st</sup> meeting.
16. Requirements Contracts: Bids will be received for the GAC Media Purchasing Contract on March 29<sup>th</sup>.
17. PFAS Treatment at Wells 18, 19 & 29: The BODR was submitted to NCDOH and NYSDOH in February. A 60 percent design submitted is scheduled for May. D&B is assisting JWD with responding to the EFC regarding the outstanding missing items required for the Grant Agreement.

18. Jericho Tank Rehabilitation: D&B is working on additional scope items requested by JWD. The 90 percent draft is scheduled for mid-April. The intended schedule is to receive bids in early August and begin construction work in fall of 2024.
19. Evaluation of System Capacities: D&B is working with JWD to develop a detailed scope of work.
20. GIS Improvements: D&B is working with JWD to obtain the required information and progress the work.
21. Wheatley Grading and Paving: D&B is working on grading modifications and realigning the entrance as requested by JWD. A revised alignment plan has been sent to JWD for review. The project schedule will be coordinated with the removal of the caustic tank at Well No. 7 by others. D&B is preparing a proposal amendment for the additional design work requested by the District.
22. Exemption Reporting: The next report is due on April 10<sup>th</sup>, 2024. D&B will submit a draft to JWD for review before the end of March. D&B will work with Mike Ingham on exemption extension to be submitted in April.
23. 2024 Bond Issue: D&B met with the District to discuss the 2024 Bond Application. D&B is preparing a draft report for JWD to review on March 22<sup>nd</sup>.
24. 2024 Capital Plan: D&B is assisting the District with the 2024 Capital Plan.
25. 2023 AWQR: D&B will be providing a draft Table 1 for review by the District this week.

#### Status of Proposed Development Projects – Engineers Report

1. Engineers Country Club: D&B is preparing a draft memorandum for review by the District.
2. Country Club Developers: Construction work has been completed. D&B and JWD will work with the developer to obtain an easement following completion of the work.
3. Cove Edge Road Property Owners: Evaluation work is underway. D&B is preparing a draft memorandum for review by the District.
4. National Grid Water Main Relocation: Bids will be received on March 29<sup>th</sup>. The Contract Documents have been submitted to NCDOH and NYSDOT. National Grid has indicated that they would like to commence work on April 15<sup>th</sup>. D&B is assisting with invoicing requested by National Grid.

5. Woodbury Hills: D&B has prepared a proposal for the design and construction services for the water main.

Mr. Merklin then presented to the Commissioners a proposal from Anthony Cucuzzo, Senior Associate of D&B Engineers and Architects D.P.C. for engineering services for the design and permitting of water main improvements for the proposed Woodbury Hills Development. The proposed development includes five (5) new residential homes north of Woodbury Road; near the intersection of Syosset-Woodbury Road. The proposal includes services for detailed design and permitting in the amount of \$20,000.00, bidding and construction services in the amount of \$19,000.00 and inspection services in the amount of \$6,000.00 for the total not to exceed fee of \$45,000.00. After discussion, and upon motion duly made and seconded, it was

RESOLVED that the Commissioners approve D&B Architects & Engineers D.P.C.'s proposal for engineering services for the Water Main Improvements for Proposed Woodbury Hills Development for the total not to exceed fee of \$45,000.00 contingent upon receiving the signed developer's agreement along with the funding from the developer.

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

Commissioner Asmus left the board meeting at 9:30 a.m.

Mr. Logan reported that all analysis of wells and bacteriological sampling for the period of March 6, 2024 to March 19, 2024 had been completed and all were within state and federal standards.

Mr. Logan then presented to the Commissioners Contract Modification No. 1 from Philip Ross Industries, Inc. for Contract No. C14-22R, 1,4-Dioxane & PFOA Treatment at Well No. 22. This change order is for storage of the Trojan Equipment at a per month cost (assuming 6 months) and receipt, restage, and delivery of equipment to the site when the District is ready to receive it in the not to exceed amount of \$9,750.00. After discussion, and upon motion duly made and seconded, it was

RESOLVED that the Commissioners approved Contract Modification No.1 from Philip Ross Industries for Contract No. C14-22R, 1,4-Dioxane & PFOA Treatment at Well No. 22 in the amount of \$9,750.00 to be charged to bid line no. 5, allowance for additional work as directed by engineer, with no overall increase to the total cost of the project.

VOTE	AYES	2	NOES	0	ABSENTIONS	0
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Commissioner Abbate	AYE
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Commissioner Asmus	ABSENT
Commissioner Beckerle	AYE

Mr. Logan then requested authorization to attend the NYSAWWA New York Water Event being held on April 10<sup>th</sup>, 2024 in Saratoga Springs, NY for the cost of hotel and travel expenses. After discussion, the Commissioners authorized Mr. Logan's attendance at the NYSAWWA Spring Meeting.

Mr. Logan then presented to the Commissioners a letter from Superintendent Stephen Moriarty, P.E. of Plainview Water District regarding the potential intermunicipal grant application for improvements to interconnects. H2M has provided Plainview Water District with a cost in preparing an engineering report to assess the condition of the interconnections and recommend improvements in the form of a report suitable for grant submission for an amount of \$17,500.00. This fee will be split (5) five ways at a rate of \$3,500.00 per District. The proposed cost from H2M to prepare the grant application and submit to EFC is \$3,500.00, the Jericho Water District's portion of this fee would be \$700.00. The cost for Michael Ingham to prepare each intermunicipal agreement is \$1,500.00, Jericho Water District's share of this cost would be \$750.00. Plainview Water District will be the lead agency on the grant application. After discussion, the Commissioners determined the fees were fair and this was a very beneficial project for the District and authorized Commissioner Abbate to sign the acceptance to participate.

Mr. Logan then requested that a bid date be set for the Caustic Tank Removal at Well Nos. 5 & 7, Contract No. G11-24. After discussion, the Commissioners set a bid date for Friday, April 12, 2024 at 9:00AM.

Mr. Logan then reported that he received the final invoices from Bancker Construction for the emergency repair of the 10" water main on Ripley Lane in Oyster Bay on February 25, 2024 in the total amount of \$64,564.89. Mr. Logan informed the Commissioners that he had reviewed the invoice and believed it to be fair and accurate based on the line items in the District's Requirements Contract for Emergency Repairs to Water Distribution Systems. The District has a public hearing scheduled for March 29<sup>th</sup>, 2024 to move \$200,000.00 from the Repair Reserve to Operating Account No. A-8340-000-4650 Repairs to Wells & Distribution. Once funds are transferred from the Repair Reserve, the Bancker Invoice will be paid. After discussion, and upon motion duly made and seconded, it was

RESOLVED that the Commissioners approve the emergency repair work on Ripley Lane in Oyster Pay in the amount of \$64,564.89 to be charged to Operating Account No. A-8340-000-4650 Repairs to Wells & Distribution pending funding from the Repair Reserve.

VOTE	AYES	2	NOES	0	ABSENTIONS	0
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Commissioner Abbate	AYE
Commissioner Asmus	ABSENT

Commissioner Beckerle                      AYE

Ms. Blum then presented and reviewed with the Commissioners a Cash Balance/Cash Deposit report as of March 18, 2024. After discussion, the report was ordered filed.

Ms. Blum then presented and reviewed with the Commissioners a Purchase Order by Expense Account Report listing all purchase orders issued between March 5, 2024 and March 18, 2024. After discussion, the report was ordered filed.

Ms. Blum informed the Commissioners that she received a request for additional fees with regards to the District's ongoing Water and Tax Rate Study with NewGen Strategies & Solutions in the amount of \$7,900.00 thereby amending their original contract price from \$19,960.00 to \$27,860.00. Ms. Blum explained that additional effort is required to complete the study due to the District's complicated Capital Plan and Debt Service projections. The District also requested modifications to the standard model to split apart revenue projections for tax and water rates. When complete, this model will be an invaluable budgeting tool and will be a great head start for the 2025 budget. After discussion, and upon motion duly made and seconded it was

RESOLVED that the Commissioners approve the additional fee request from NewGen Strategies & Solutions in the amount of \$7,900.00 to be charged to Operating Account No. A-8310-000-4480 Other Professional Services. It was

FURTHER RESOLVED that the Commissioners approve a budget transfer from Operating Account No. A-8310-000-4420 IT Computer Services to cover the cost of the increase.

VOTE                      AYES                      2                      NOES                      0                      ABSENTIONS                      0

Commissioner Abbate                      AYE  
Commissioner Asmus                      ABSENT  
Commissioner Beckerle                      AYE

Ms. Blum informed the Commissioners that she received the following two (2) requests to waive penalties:

- 1. Account No. 50054600-0 in the amount of \$142.32.
- 2. Account No. 45556730-2 in the amount of \$135.10.

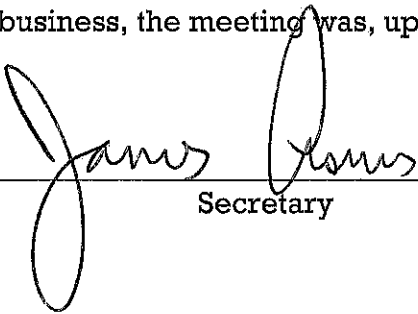
Ms. Blum informed the Commissioners that no penalty on any of the above accounts were waived in the last five (5) years. After discussion, the Commissioners authorized Ms. Blum to waive penalties on the accounts listed above and instructed her to send revised bills to the consumers.

Ms. Blum then informed the Commissioners that she received a request from a customer on Account No. 25457400-0, for a reduction to their 4<sup>th</sup> Quarter 2023 and 1<sup>st</sup> Quarter 2024 water bill due to leaks on their water service. Ms. Blum informed the Commissioners that the homeowner had been notified multiple times of the leak(s) starting back in July of 2023 and spoken to various District staff members. Ms. Blum informed the Commissioners that a reduction to the 4<sup>th</sup> Quarter 2023 bill would be in line with the District's policy to allow excess water usage in excess of the three (3) year average usage, to be charged at a rate equal to the District's cost to pump 1,000 gallons of water. The reduction will result in a total water charge being reduced for the 4<sup>th</sup> Quarter of 2023 to \$1,926.77 from \$2,460.95 a reduction of \$534.18. After discussion, the Commissioners approved the reduction to the 4<sup>th</sup> Quarter 2023 water bill and instructed Ms. Blum to send the consumer a revised bill. A discussion was then held regarding the request for the 1<sup>st</sup> Quarter 2024 water bill. After discussion, the Commissioners denied this request as the leaks were not fixed in a timely manner.

Pending agenda items list was read and completed items removed.

The following claims were then audited and approved for payment: General Fund #28292 to #28309 and Construction Fund #2722.

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

  
Secretary