

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 1st day of May 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
	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.

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: Ongoing work is focused on returning the facility to service using the AOP reactors as thru-pipe and the GAC before the end of May. Remaining electrical equipment installation will begin in fall resulting in an anticipated Substantial Completion by the end of the year. OHSa report has not yet been received.
2. Well 22 Facility Improvements & AOP Treatment: D&B is working to close out the terminated GC contract. The AOP support frame fabricated for East End Group will be delivered to JWD for inspection and approval. If accepted, it will be provided to J. Anthony Enterprises in exchange for a credit. The new Substantial Completion date for all contracts is May 26, 2025. D&B is meeting with the MC and EC to discuss cost increases before preparing the change order documents. J. Anthony Enterprises will mobilize to the site this week.
3. Kirby Lane AOP: D&B is reviewing Trojan's performance testing report. If results are acceptable, D&B will request NCDOH approval in mid-May. Diffusion well installation schedule to start on or around May 6th.

Mr. Merklin then presented to the Commissioners Change Modification Nos. 9 through 11 for Contract No. C5-21 Kirby Lane AOP, Electrical Construction as follows:

- Change Modification No. 9: To install additional conduit and wiring required for Trojan interlock between the skid pumps, SCC and Control Panel No. 1 for the not to exceed fee of \$7,271.31 (to be charged to the General allowance of the contract with no net change to the contract price.)
- Change Modification No. 10: To install additional circuits to the generators for battery charger, alternator, heaters, and leak detection panels including additional receptacles and panel connections in the not to exceed fee of \$9,566.55 (to be charged to the General allowance of the contract with no net change to the contract price.)
- Change Modification No. 11: To move (\$18,919.61) from General Allowance to the General Allowance for Contract No. C6-21 Kirby Lane AOP, Mechanical Construction with Bensin Contracting to complete change modifications requested by JWD (thereby reducing the total cost of the contract to \$3,374,879.39).

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

RESOLVED, that the Commissioners approve Contract Modification Nos. 9 through 11 from Rolands Electric, Inc. for Contract No. C5-21 Kirby Lane AOP, Electrical Construction.

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

Mr. Merklin then presented to the Commissioners six Change Modification Nos. 12 through 15 for Contract No. C6-21 Kirby Lane AOP, Mechanical Construction as follows:

- Contract Modification No. 12: To increase the General Allowance of the contract by \$18,919.61 (budget transferred from Contract No. C5-21 Kirby Lane AOP, Electrical Construction with Rolands Electric above thereby increasing the total cost of the contract to \$3,908,563.86).
- Contract Modification No. 13: To supply fiber cables and patch panels to Well 25 & Well 26. Labor and equipment supplied by Great Rock for the not to exceed fee of \$5,398.00 (to be charged to the General allowance of the contract with no net change to the contract price.)
- Contract Modification No. 14: To replace Omntec panel in the chemical room of the new building in the not to exceed fee of \$2,521.00 (to be charged to the General allowance of the contract with no net change to the contract price.)
- Contract Modification No. 15: To perform piping modifications for the Well 25 valve vault in the driveway. Remove existing control valve, supply spool

piece, flange adapter, and hardware and install new control valve supplied by JWD in the not to exceed fee of \$16,136.00 (to be partially charged to the General allowance of the contract, with a total increase to the overall contract amount by \$5,135.39).

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

RESOLVED, that the Commissioners approve Contract Modification Nos. 12 -15 from Bensin Contracting Inc. for Contract No. C6-21 Kirby Lane AOP, Mechanical Construction.

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

4. Southwoods Road - New Well and Treatment Facility:

- a. Well Construction Contract: Layne will be on site to complete the well work when the building is accessible.
- b. Treatment Facility Contracts: Building, piping, and site work continues.

5. PTAS at the Wheatley Rd. Site (Well 6 & 16): MCC delivery is scheduled for May 24th, 2024, which will be installed in the fall. A generator test was performed on April 23rd with the contractor and JWD present. The test was incomplete due to a coolant leak. Another test will be scheduled after the leak is repaired. Contractors are addressing punch list items and additional work requested by JWD.

6. Split Rock Tank Booster Station: Waiting for electrical equipment delivery.

7. Syosset Tank Replacement: The one-year anniversary inspection must be coordinated with the shutdown of the Jericho Tank rehabilitation. Contract close out will commence after the one-year anniversary inspection. Grass restoration is underway. The surveyor appears to be working on correcting the property line survey.

8. Pump Rehabilitation Projects:

- Well 18: Contractor is collecting water quality samples this week. The right-angle drive will be installed this week.
- Well 19: Pump installation is complete. Requesting contractor to perform sampling.
- Well 26 & 30: Installation will be performed in the fall.
- Well 31: Motor repairs being performed under the requirements contract.

9. Convent Road Facility Architectural Improvements: the Contract has been executed for the Barn Roof Replacement and the Notice to Proceed has been issued. Conformed contracts have been prepared and should be fully executed today for the GC contract.
10. Water Service Gooseneck Replacement: D&B submitted a proposal to assist the District with completing the inventory document, finalize the public outreach documents and rebid the water service replacements.

Mr. Merklin then presented to the Commissioners a proposal for engineering services and guidance to assist the District with compliance with the requirements of the Lead and Copper Rule Revisions (LCRR) and the Lead and Copper Rule Improvements (LCRI) for the total not to exceed fee of \$105,500.00. The fees include the following phases:

- Water Service Line Inventory Development in the not to exceed fee of \$7,000.00.
- GIS Interactive Mapping of Inventory in the not to exceed fee of \$9,000.00
- Lead Service Line Replacement Plan in the not to exceed fee of \$30,000.00
- Public Outreach and Education in the not to exceed fee of \$35,000.00
- Enhanced Monitoring & Tap Water Sampling in the not to exceed fee of \$17,000.00
- Gooseneck Project Re-Bid in the not to exceed fee of \$7,500.00

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

RESOLVED that the Commissioners approve D&B's proposal for engineering services related to the Lead and Copper Rule Compliance for the not to exceed fee of \$105,500.00 to be charged to Capital Project Account No. H-8397-014-2300 Service Connection Replacement.

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

11. LIE Service Road Water Main Connection (Hunts Club Road): The existing easement on the east side of 50 Jericho Quadrangle is 10 ft wide and overlaps with a larger utility easement with overhead electrical lines. Legal has confirmed that this easement is only for electric and water. Therefore, it is assumed that there are no other utilities in the easement. This would be verified before proceeding with design work. JWD will reach out to the Meadow Brook Club for an easement to connect to Hunt Drive.

12. Juneau Pump Station Improvements: The temporary equipment installation has been completed. The permanent equipment is scheduled for delivery in June and will be installed in the fall of 2024. D&B met with the District's security vendor to discuss the scope of 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.
 - c. Waiting for the outcome of Congressionally Directed Spending grant applications for four projects.
15. Wheatley Tank Anniversary Inspection: D&B and JWD met with Caldwell and Tnemec on March 21st. A follow up letter has been sent to Caldwell, and so far, D&B has not received a response from Caldwell.
16. Requirements Contracts: Bids were received for the GAC Media Purchasing Contract on March 29th. D&B is evaluating the bids.
17. PFAS Treatment at Wells 18, 19 & 29: The BODR was submitted to NCDOH and NYSDOH in February. A 60 percent design submittal is scheduled for later this month. D&B is assisting JWD with responding to the EFC regarding the outstanding missing items required for the Grant Agreement.
18. Jericho Tank Rehabilitation: The 90 percent draft contract documents will be submitted on or about May 18th. The intended schedule is to receive bids in early August and begin construction work in fall of 2024.
19. GIS Improvements: D&B is working with JWD to obtain the required information and progress the work.
20. Wheatley Grading and Paving: D&B is finalizing the contract documents to address JWD comments. The project schedule is to finalize the contract documents next week with a bid opening in early June. D&B is preparing a proposal amendment for the additional design work related to the entrance modifications. An updated cost estimate is being reviewed in-house and will be shared with JWD later this week.
21. Exemption Reporting: The next report is due on July 10th. D&B is preparing a draft letter to request an extension to the Exemption.

22. 2024 Bond Issue: The final report was delivered to the Town on April 19th.

23. 2024 Capital Plan: A kick-off meeting was held with JWD on April 15th.

Status of Proposed Development Projects – Engineers Report

1. Engineers Country Club: D&B submitted a draft memorandum to JWD.
2. Country Club Developers: NCDOH has approved the water main to be placed into service. D&B and JWD are working with the developer to obtain an easement following completion of the work.
3. Cove Edge Road Property Owners: D&B is preparing a draft memorandum for review by the District.
4. National Grid Water Main Relocation: the Contract should be fully executed by today, with Notice to Proceed to follow shortly. D&B is addressing comments received from NCDOH. D&B is coordinating with National Grid and NYSDOT. Funding has been received from National Grid.
5. Woodbury Hills: D&B will commence work after the District has received payment from the developer. Mr. Logan and Mr. Ingham to send Water Main Deposit for Design Agreement to the developer requesting funds. D&B will prepare a construction cost estimate for Mike Ingham's use in the developer's agreement as part of draft design submittal.

Mr. Ingham reported that the 2024 Bond Petition was submitted to the Town of Oyster Bay. Bond Counsel prepared the order calling the Public Hearing for the Town of Oyster Bay's agenda on May 7th, 2024 with the public hearing to be scheduled for May 21st, 2024 at 10:00AM.

Mr. Ingham discussed the Davis Bacon Federal statute and requirements for Federal Grants.

Mr. Ingham provided a report on the progress from Sher Edling on the District's 1,4-Dioxane and PFAS/PFOA litigation. Mr. Ingham also reported that, going forward, all of the Comprehensive General Liability ("CGL") policies for all water districts now contain a complete exclusion of coverage for the "forever" chemicals of PFAS/PFOA. This exclusion was inaugurated by the Insurance Service Organization as a general rider to all policies after July 2023. In Mr. Ingham's opinion, the District could well have contamination coverage in its early CGL policies, many of which included a "water provider" exception to the pollution exclusion. To facilitate this past coverage, Mr. Ingham requested that the District attempt to secure as many copies of past insurance policies as possible.

Mr. Logan reported that all analysis of wells and bacteriological sampling for the period of April 17, 2024 to April 30, 2024 had been completed and all were within state and federal standards.

Mr. Logan informed the Commissioners that he received eight (8) additional requests for reimbursement for damage incurred to interior plumbing during the repair to the water service the District made on April 9th, 2024 in the Hidden Ridge Condominium complex in the total amount of \$7,004.50. Mr. Logan reported that during the repair sand and dirt apparently did get into the service line and recommended the District reimburse affected consumers for repairs made to their internal plumbing that were caused by this. Mr. Logan reviewed each claim and supporting documentation submitted and informed the Commissioners that all appeared to be fair and accurate. After discussion, the Commissioners authorized the reimbursements to the eight (8) homeowners.

Mr. Logan reported that he met with H2M and Superintendent Moriarty regarding the Municipal Aid and Assistance Agreement with PWD for interconnections. Mr. Ingham is working on preparing the Intermunicipal Agreement (IMA) to be executed between JWD & PWD at a future board meeting. This IMA will need to be executed by June 30th, 2024.

Mr. Logan then requested authorization to increase the Blanket Purchase Order No. 24-00027 for A. C. Schultes by \$26,004.00 to cover the rewinding of the motor at Well No. 31 as well as contingency in case another motor needed rewinding. After discussion and upon motion duly made and seconded, it was

RESOLVED that the Commissioners authorize the increase to Blanket Purchase Order No. 24-00027 with A.C. Schultes in the amount of \$26,004.00 to fund motor rewinds.

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

Mr. Logan then requested authorization to join Auctions International, an online website for government agencies to sell surplus vehicles, equipment, machinery, and other assets. Mr. Logan reported that he has one truck and several electric pump motors that he would like to list on the website. Mr. Ingham informed the Commissioners that he reviewed the Online Auction Contract and agreed all was in order. Auctions International adds a "buyers premium" to the final bid price depending on age of the equipment between 4%-10% of the winning bid price. If a buyer pays by credit card an additional 2.770% is added to the buyers premium. The buyers premium is payment to Auctions International and the District would receive 100% of the winning bid proceeds. After discussion, and upon motion duly made and seconded, it was

RESOLVED that the Commissioner approved the use of Auctionsinternational.com to sell the District's surplus vehicles, equipment and machinery and authorized Commissioner Abbate to execute the agreement on behalf of the District. Mr. Ingham advised that several other districts have had success in utilizing this firm for the disposal of their excess vehicles.

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

Miss Cannon then presented and reviewed with the Commissioners a Cash Balance/Cash Deposit report as of April 29th, 2024. 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 April 16, 2024 and April 29, 2024. After discussion, the report was ordered filed.

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

To reimburse Superintendent for NY AWWA Conference, nunc pro tunc

A-8340-000-4630	Travel-Expense Plant	\$ 500.00
A-8340-000-4340	Education, Meetings & Dues	(\$ 500.00)

To reimburse consumers for plumbers bills – The Mews

A-8340-000-4760	Other Plant Expense	\$8,500.00
A-8340-000-4640	Education, Meetings & Dues	(\$3,500.00)
A-8340-000-4420	IT Computer Services	(\$5,000.00)

After discussion, and upon motion duly made and seconded, the Commissioners authorized the budget transfer(s).

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

Miss Cannon then requested authorization for her and Ms. Blum to attend two (2) Excel Training webinars, and the NYS GFOA Spring (at Whalers, Bayshore on June 20th, 2024) and Fall Seminar (at Trento, Farmingdale on October 10th, 2024) for a total amount of

\$530.00. After discussion, the Commissioners authorized Miss Cannon and Ms. Blum to attend.

Miss Cannon then informed the Commissioners that she received a request to waive a penalty on Account No. 26450800-0 in the amount of \$529.60 and that no penalty on this account has been waived in the last five (5) years. After discussion, the commissioners authorized Miss Cannon to waive the penalty and send a revised bill to the consumer.

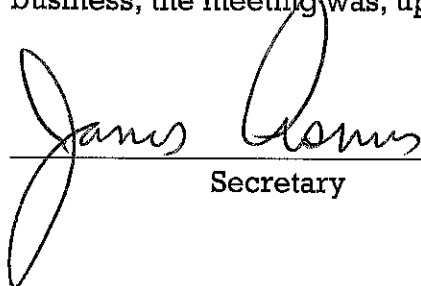
Miss Cannon informed the Commissioners that she received an email from Mr. Peter Papadham, Investigative Officer for the NYS Department of Labor requesting certified payrolls, invoices, contracts & specifications and all other related documentation to Contract No. G1-23 Requirements Contract for Permanent Restoration of Road Pavements. After discussion, the Commissioners instructed Miss Cannon to comply with the request.

Mr. Logan provided the Commissioners with an update on the Merry Lane AOP project with H2M. Mr. Logan informed the Commissioners that he and H2M had addressed all of the Health Dept.'s comments from their walk-through back in February; awaiting final approval to operate the system into the distribution system

The pending agenda items list was read and completed items removed.

The following claims were then audited and approved for payment: General Fund #28416 to #28441, Construction Fund #2728 to #2729 and Installation Fund #4192.

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


Secretary