

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 18th day of September 2024, at 8:30 A.M.

Present:	Commissioners	Thomas A. Abbate James Asmus Patricia Beckerle
	Attorneys	Michael F. Ingham (absent) 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.

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: Outstanding work will commence after the Syosset Tank has been returned to service. Optimal testing of the AOP will be performed when the GAC vessels are 100 percent filled with carbon and the motor starters have been installed (Estimated November 2024). Ongoing work includes Well 21 electrical, HVAC, site restoration, security and electrical service with PSE&G. Electrical gear shipping date remains as September 27th. Substantial Completion is anticipated early in 2025.
2. Well 22 Facility Improvements & AOP Treatment: D&B is working on closing out the EEG contract. The Substantial Completion date for all contracts is May 26, 2025. First floor slab is completed, and forms are being removed. Caustic tank, basement piping and GAC delivery are scheduled for the first week in October. Electrical and Plumbing contractors will commence work in the basement in the coming weeks. The General Contractor will begin masonry block work with the goal of closing in the building before the end of the year.
3. Kirby Lane AOP: Working on commissioning the second treatment train. Miscellaneous open work items are being addressed. Site restoration will follow.

Pending contract modification for additional engineering effort will be presented to the board at a future meeting.

4. Southwoods Road - New Well and Treatment Facility:
 - a. Well Construction Contract: Development continues.
 - b. Treatment Facility Contracts: Ongoing work includes interior piping and connections and painting. Waiting for PSE&G to set the transformer for the new electrical service. The MCC is scheduled for delivery in March 2025.
5. PTAS at the Wheatley Rd. Site (Well 6 & 16): Wire to Water has indicated that the ship date for the electrical equipment is October 8th, 2024. The generator is capable of operating under full plant load, according to the electrical contractor, but inlet pressures are lower than expected. Working with the generator manufacturer to identify the cause and solution.
6. Split Rock Tank Booster Station: The shipping date has been pushed back to September 16th with arrival on October 4th. Working with the contractor to address site grading issues adjacent to the transformer.
7. Syosset Tank Replacement: The one-year anniversary inspection was conducted on Saturday, Sept. 14th, and it was reported that there are no visible defects with the coating. Contract close out can now commence. The tank has been re-filled, sampled and should be online today. Final paving, trench drain, and hatch work remains to be completed (pending change order with Landmark/Wargo to switch). It appears that the total cost of the project will be under budget by approximately \$50,000.
8. Pump Rehabilitation Projects:
 - Well 26: Motor has been installed. Pump installation will be performed after the second treatment train has been commissioned and the well is removed from service.
 - Well 30: This work will be postponed until Well 3 work is completed.
 - Well 3: Work is being expedited. Pump removal is happening today.
 - Well 27: Scheduling preliminary pump test.
 - Kirby Booster Pumps: Scheduling preliminary pump tests.
9. Convent Road Facility Architectural Improvements:
 - a. Architectural Contract: Waiting for windows prior to completing tile installation and subsequent work. Evaluating potential contract modification for upsizing of electrical panel and repointing the brick facade at the Superintendent's Cottage.
 - b. Barn Roof: Roof membrane has been installed. Working on facias and gutters.

10. Water Service Gooseneck Replacement: D&B has submitted public outreach documents for JWD to review. D&B and JWD are finalizing the inventory spreadsheet which is due by October 16th, 2024. GIS map preparation will follow. The water service replacement contract may be expanded to include replacement of galvanized lines within the right-of-way and will not be put out to bid until clear direction from the NCDOH is given. Documents will be updated accordingly and address pending NCDOH comments on a project for another water supplier in hopes this will streamline the submittal process.

Mr. Logan presented to the Commissioners a sample of the draft public outreach document "Important Information About Lead In Drinking Water." By November 15th, 2024, the District is required to notify consumers that have a lead service line and/or lead gooseneck as well as any services listed as "unknown" in the District's inventory. Mr. Logan stated that we could probably do the notification pamphlets printing and mailing in-house. After a discussion, it was decided to see what MinuteMan Press would charge for that same work, and then evaluate which would be more cost effective.

11. The Hunt Club Road Water Main Connection: JWD is coordinating with the Meadow Brook Club for an easement to connect to Hunt Drive. Markout of the existing utility easement in 50 Jericho Quadrangle is scheduled for Sept 19th and 20th. Survey will follow.
12. Juneau Pump Station Improvements: The permanent electrical equipment will be installed late in September or early in October. JWD is coordinating with the Contractor. Working with Bancker and security vendor to coordinate camera installations.
13. PFAS Treatment at Wells 18, 19 & 29: Waiting for NCDOH approval of BODR. D&B will be submitting 90 percent design next week. Congressionally Directed Spending (CDS) grant in the amount of \$700,000 is pending approval.
14. Jericho Tank Rehabilitation: Waiting for NCDOH comments or approval. D&B has prepared conformed contract documents.
15. GIS Improvements: D&B has been working on updating existing layers and creating new layers. Tap card integration is ongoing.
16. Wheatley Grading and Paving: Work will commence after receipt and approval of shop drawing submittals.
17. Exemption Reporting: NYSDOH has granted an Exemption extension until April 25th, 2025. Letters have been sent to request a correction for August 25, 2025.
18. Sugar Toms Road Water Main: D&B is scheduling the markouts. Survey will commence upon completion.

19. Well 12 Grant: Discussion about water quality data as it relates to the grant award.
20. PFAS Treatment at Wells 23 & 28: D&B is preparing draft scope of work documents and proposal for discussion with JWD.
21. LIU Post Distribution Mapping: D&B sent a draft proposal for review for assisting the District with mapping of JWD and LIU Post water mains.

Status of Proposed Development Projects – Engineers Report

1. Country Club Developers: The developer has submitted the easement map. D&B requested the metes & bounds description.
2. Cove Edge Road Property Owners: JWD sent the final memorandum to Cove Edge.
3. Woodbury Hills: D&B is addressing JWD comments prior to NCDOH submittal. D&B is confirming if any easements will be required. A Developers Agreement will be prepared after receipt of NCDOH approval and identification of easement requirements.

Mr. Carman reported that the contracts for Contract No. C4-24 Rehabilitation of the 1.5 MG Jericho Tank were mailed to the contractor for execution.

The Board of Commissioners went into executive session at 9:11 AM to discuss pending potential litigation and personnel matters and re-entered at 9:18 AM and re-entered with the following actions taken:

The Board accepted the recommendation of counsel to retain Sher Edling on a contingency fee basis to proceed with litigation claim on behalf of the District principally against BASF entities for PFAS and PFOAs and passed the following resolution:

JERICHO WATER DISTRICT CLASS ACTION SETTLEMENT RESOLUTION

WHEREAS, in August 2020 the New York State Department of Health formally adopted new Maximum Contaminant Levels (“MCLs”) for per- and polyfluoroalkyl substances (“PFAS”) at 10 parts per trillion; and

WHEREAS the Jericho Water District (“District”) is now required to install treatment equipment on impacted water wells to remediate the PFAS in its raw water to achieve compliance with these MCL regulations; and

WHEREAS the Court in the Aqueous Film-Forming Foam Multidistrict Litigation No. 2873 (“AFFF MDL”) preliminarily approved a settlement class for claims against Defendant BASF CORPORATION (“BASF”) for certain water providers throughout the country, of which, the District is a qualifying class member; and

WHEREAS, the District has, with the assistance of its counsel and its outside litigation counsel, fully analyzed the proposed settlements and has addressed all relevant questions; and

WHEREAS, the District, with the assistance of its counsel and outside litigation counsel, has been informed of and has assessed the potential risks, benefits, pros, and cons of participating in the BASF settlement; and

Now therefore, be it **RESOLVED** that the District elects to participate in the class action settlement reached through the AFFF MDL with Defendant BASF; and be it

FURTHER RESOLVED, that the District authorizes its outside litigation counsel, Sher Edling LLP, to take all action necessary to effectuate the District’s participation and receipt of funds from the settlements, including but not limited to, working with the District to confirm and gather additional information that may be needed through the claims process, completion of claim forms on behalf of the District, communicating with Class Counsel, Defendants, and/or the Claims Administrator and Special Master, and all other necessary communication, evaluation, and action through the settlement process.

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

Mr. Logan reported that all analysis of wells and bacteriological sampling for the period of September 4, 2024 to September 17, 2024 had been completed and all were within state and federal standards.

Mr. Logan then requested permission to send (5) employees (Marco Bamonte, Nicholas Meyer, Austin Musselwhite, Richard Piovesan and Riley Snolis) to plant operator certification school to obtain “D” licenses at a cost of \$550.00/per person plus the cost of the instruction manuals to be charged to Operating Account No. A-8340-000-4640 Education, Meetings & Dues (2025 PO and Expense).

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 received a request for reimbursement for damage incurred to interior plumbing while the District was repairing the water main on Northwood Ct., Woodbury on September 9th in the amount of \$260.47. Mr. Logan reported that during the repair, some debris did get into the service line and recommended the District reimburse the customer for repairs made to their internal plumbing that were caused by this. Mr. Logan reviewed the claim and supporting documentation submitted and informed the Commissioners that all appeared to be fair and accurate. After discussion, the Commissioners authorized the reimbursement of the homeowner.

Mr. Logan informed the Commissioners that it had been a busy week for the District. Several wells were taken out of service due to electrical issues (Well Nos. 3, 13, 17). Bensin Contracting was called in on Sunday (9/15/24), to replace a burnt lug on the motor lead for Well 13, which prevented the well from running. On Monday (9/16/24), JWD staff worked to get Well No. 17 online however, the motor failed and several wires to the motor had burned up. Mr. Logan was able to quickly divert A.C. Schultes to Well No. 17 site (with a new motor that was stored at Well No. 27) to pull and replace the motor. Bensin Contracting could not expeditiously replace the leads on the motor, so Mr. Logan requested authorization to call Bancker Electric, which are the electrical contractor on several District projects, to complete the job and return the well to service. Today, A.C. Schultes arrived on site at Well No. 3 pulling the motor and pump to start the expedited rehabilitation of the pump and motor. With the Syosset Tank offline due to the one-year anniversary inspection, and several wells being out of service due to the electrical issues, the District was experiencing low pressure in the distribution system during the early morning hours, specifically in the areas surrounding the Fox Hollow Inn, Woodbury gardens and Hidden Ridge condominium complex. Getting the Syosset Tank online will solve all of the issues. Mr. Logan reported he was hoping to get it back online by 10:00AM this morning.

Mr. Logan informed the Commissioners that the District, on September 6th, was called to investigate a leak on North Broadway in Hicksville. The water was coming up near the shoulder of the road, while the main was located approximately 25' away, in the southbound travel lane. Since the leak was not causing any apparent danger to vehicles or persons walking in that area, it was decided that we should investigate this further and formulate a plan to stop the leak. After reviewing old records, it was determined that the leak most likely came from an old, abandoned water service. Since the location of the main was in a heavy traffic area, and safety is our utmost concern, it was decided to tackle the leak on Friday night, September 14th, after 9:00 PM. Asst. Supt. PJ Ranaldo contacted Bancker Construction to see about renting their "pinwheel" asphalt cutter. PJ and Bancker agreed on a price of \$2,861.52 (based on the emergency water main contract pricing for equipment), which Mr. Logan authorized. Using the pinwheel to open the road would save quite a few hours of labor, since our crew would be using our saw cut machine and jackhammers. It was decided by Mr. Logan and Ms. Blum that this expense of \$2,861.52 would be charged to the blanket PO (24-00028) for Contract No. G2-23 Emergency Water Distribution Repairs. After many hours, they came across a header (like a car manifold) of

four (4) lead goosenecks still attached to the iron pipe. They turned off all 4 corporations and stopped the leak. The crew worked until 10:00 AM Saturday morning.

Mr. Logan informed the Commissioners that he received a request for Water Availability from Nelson Pope, EAS, for twenty (20) lot subdivision known as Silver Path Estates on Muttontown Road, west of Route 106. Additionally, he received a request for Water Availability for a thirty-one (31) lot subdivision known as Grandville Gardens Subdivision on Chicken Valley Road (which will be partially serviced by Liberty Water). Mr. Logan informed the Commissioners that he has set up a meeting with D&B Engineers and Architects D.P.C. to discuss both requests as well as the Farnum four (4) lot development, previously brought before the Board, and determine if feasibility studies will be needed.

Mr. Logan then informed the Commissioners that he had received a request for reimbursement/payment from One Stop Property management, for damage to an RPZ device located at 225 Underhill Blvd., Syosset. According to the letter, district employees had changed a 2" water meter at the location and when they turned the water on, it caused the RPZ to continuously discharge. The owner called Maccarone Plumbing to repair the device. Unfortunately, since the device is quite old, parts may not exist or readily available, so the device must be replaced. The Board requested that Mr. Logan investigate this further and report back to them at the next Board meeting.

Ms. Blum then presented and reviewed with the Commissioners a Cash Balance/Cash Deposit report as of September 16, 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 August 31st, 2024, and September 16th, 2024. After discussion, the report was ordered filed.

Ms. Blum then presented and reviewed with the Commissioners the Budget to Actual Reports for the month ended on August 31, 2024. After discussion, the report was ordered filed.

Ms. Blum then presented to the Commissioners a schedule of consumer accounts with unpaid balances as of May 31st, 2024, in the amount of \$402,046.45. As required the list was forwarded to the Town of Oyster Bay, Town of North Hempstead, and the Nassau County Assessor's Office for the inclusion on the 2024/2025 Tax Roll. In addition, it will be uploaded into the Nassau County's Direct Assessment Portal. After discussion, the report was ordered filed.

Ms. Blum informed the Commissioners that the Town of Oyster Bay Budget Hearing has been scheduled for October 15, 2024 at 10:00 AM.

Ms. Blum informed the Commissioners that the District was notified by First National Bank of Long Island (FNBLI) that they entered into a merger agreement with ConnectOne Bank. At present, there will be no impact on the District's accounts or banking. The transaction is expected to close mid-2025.

A discussion was held regarding the procedures for the upcoming District Election for Commissioner scheduled for Tuesday, December 10th, 2024. Voters will enter through the side door of the headquarters building, will stop at three stations (check in, receive ballot, cast ballot) and leave out of the main lobby door. After discussion and upon motion duly made and seconded the following resolution was presented:

RESOLUTION REGARDING THE 2024 ANNUAL ELECTION

WHEREAS, Section 213-a. of the Town Law provides for a system of registration for Water District Elections, and

WHEREAS, a register of eligible water district voters must be prepared prior to Water District Elections, and

WHEREAS, such register shall be prepared from the names of persons who have registered with the Nassau County Board of Elections.

BE IT RESOLVED that the voter registration books and records of the Nassau County Board of Elections prepared by it for use in the District's said annual elections shall constitute the Register of Voters of the Jericho Water District for use at the District's said election on Tuesday, December 10th, 2024, and

BE IT FURTHER RESOLVED that the Chairperson of the Election and each Election Inspector and Ballot Clerk be compensated for their respective services in preparing the Voters Registration Register and annual attendance at the Annual Election.

BE IT FURTHER RESOLVED that should the Chairperson or any Inspector and Ballot Clerk be unable or refuse to assume or perform his or her duties, then the Board of Water Commissioners may provide for an alternate Chairperson or Inspector and Ballot Clerk who shall assume the office of Chairperson or Inspector and Ballot Clerk, and

BE IT FURTHER RESOLVED that the Board of Water Commissioners may provide for any clerical help which they may deem necessary, and such clerical help, if any, shall perform their duties under the direction and control of the Chairperson and Inspectors of Election.

BE IT FURTHER RESOLVED that pursuant to Article 13, Section 212 of the Town Law, an election of the Jericho Water District will be held at the Water District's headquarters, 125 Convent Road, Syosset, New York, on Tuesday, December 10th, 2024 between the hours of 4:00 p.m. and 9:00 p.m. for the purpose of electing one Water

Commissioner for a term of three (3) years beginning on January 1, 2025 and ending on December 31, 2027, and

BE IT FURTHER RESOLVED that the following persons shall be entitled to vote for Water Commissioner at the aforesaid election: a person who shall have been registered to vote with the Nassau County Board of Elections and whose name has been placed on the District's Register pursuant to Section 213-a of the Town Law and who shall have resided in the Jericho Water District for at least thirty (30) days next preceding said election to be held on Tuesday, December 10th, 2024, and

BE IT FURTHER RESOLVED that pursuant to Section 215(20) of the Town Law, candidates for the office of Water Commissioners shall file their names and nominations in petition form with the Secretary of the Board of Water Commissioners of the Jericho Water District at its headquarters at 125 Convent Road, Syosset, New York no later than the close of business at 4:00 p.m. on or before Friday, November 8th, 2024 and that such nomination petitions must be subscribed by at least twenty-five (25) registered voters of the Jericho Water District, and

BE IT FURTHER RESOLVED that a legal notice to the registered voters and residents of the Jericho Water District setting forth this Resolution be published one time in the official newspapers of the Jericho Water District; posted on the websites of the District and the Town of Oyster Bay; placed on the signboard of the Town; and conspicuously posted in three or more public locations within the District.

The foregoing Resolution was duly moved and seconded, and the following vote was cast:

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

Ms. Blum then presented the Commissioners with a proposal from D&B Engineers and Architects D.P.C. for assistance with election mapping and Nassau County Board of Election registered voters list in total not to exceed amount of \$2,400.00. After discussion, and upon motion duly made and seconded, it was

RESOLVED that the Commissioners approve D&B's proposal for assistance with election mapping in the not to exceed fee of \$2,400.00 to be charged to Account No. A-8340-000-4430 Engineering Services. It was

FURTHER RESOLVED that the Commissioners authorize a budget transfer in the amount of \$1,500.00 from Operating Account No. A-8310-000-4720 Election Expense and

\$900.00 from Operating Account No. A-8310-000-4120 Computer Supplies to Operating Account No. A-8340-000-4430 Engineering Services.

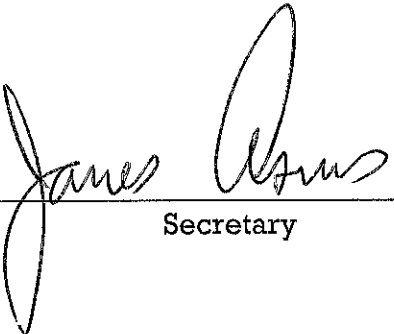
VOTE	AYES	3	NOES	0	ABSENTIONS	0
Commissioner Abbate			AYE			
Commissioner Asmus			AYE			
Commissioner Beckerle			AYE			

Ms. Blum informed the Commissioners that she received a request for a reduction of their fourth quarter 2024 water bill on Account No. 50305314-0 from the owner due to a leak on main service line which was fixed on August 29, 2024. Ms. Blum 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, to be charged at a rate equal to the District's cost to pump 1,000 gallons of water. Ms. Blum indicated that all documentation had been received. The adjustment for the fourth quarter bill resulted in the total water charge being reduced to \$797.50 from \$609.91, a reduction equal to \$187.59. After discussion, the Commissioners approved the reduction to the consumer's fourth quarter bill and instructed Ms. Blum to send a revised bill.

The pending agenda items list was read and filed.

The following claims were then audited and approved for payment: General Fund #28767 to #28820 and Construction Fund #2752 to #2755.

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


Secretary