

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 16th day of
October 2024, at 8:30 A.M.

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| 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: The electrical equipment has been delayed again. The vendor cannot provide a delivery date stating: "This has been escalated." D&B will continue to press for a delivery date. The electrical equipment delays will impact the testing of the equipment and the operation of other facilities. D&B will work with JWD to develop a revised plan. Substantial Completion previously anticipated early in 2025 will be delayed.

Contract Modification No. 1 from Bancker Electric for Contract No. C10-22 for 1,4-Dioxane & PFOA Treatment at Stillwell Lane (Wells 20 & 21), Electrical Construction was tabled until the next meeting.

2. Well 22 Facility Improvements & AOP Treatment: D&B and the attorney are working to close out EEG contract. Caustic tank, GAC and AOP equipment were delivered on October 8th. Masonry work will commence on October 18th and continue for about 4 weeks. Additional costs for AOP and generator storage to be included in a contract modification. The Substantial Completion date for all contracts is May 26, 2025. Pending contract modification from JVR is for storage of equipment.

3. Kirby Lane AOP: Commissioning of the second treatment train has been completed. Work remains to bring all equipment into full operation. Final completion is anticipated in early 2025. D&B submitted a proposal amendment for additional services.

A discussion was held regarding the proposal for additional engineering services presented to the Board of Commissioners for the 1,4-Dioxane and PFAS Treatment at Kirby Lane Bidding and Construction Services. The contract modification was tabled until the next meeting pending the Board's review.

4. Southwoods Road - New Well and Treatment Facility:
 - a. Well Construction Contract: Layne will be collecting water quality samples on October 18th.
 - b. Treatment Facility Contracts: Awaiting final electrical and gas connections and meter installations. MCC is scheduled for March 2025.
5. PTAS at the Wheatley Rd. Site (Well 6 & 16): Electrical equipment delivery is scheduled for the week of October 21st. The generator is capable of operating under full plant load, but inlet pressures are lower than the manufacturer's requirements. Wire to Water is working with the generator manufacturer to identify the cause and come up with a solution. Another meeting is required to move this forward.
6. Split Rock Tank Booster Station: The booster station has been placed on a concrete pad. Contractor is making connections and assembling loose items. Property line survey required for transformer installation.
7. Syosset Tank Replacement: Landmark will mobilize on the week of October 21st to perform final site restoration work. D&B is working to close out Wargo's contract. Contract modification for final site restoration work with Landmark is pending.

Mr. Logan then presented to the Commissioners Contract Modification No. 1 from Wargo Enterprises for Contract No. C2-23 for Demolition of the Syosset Elevated Storage Tank. The contract modification reconciles work performed with final contract value, including removal of scope items such as final site restoration and unused additional work allowance not to exceed fee credit of (\$104,250.00) thereby decreasing the overall cost of the project from \$888,000.00 to \$783,750.00. After discussion, and upon motion duly made and seconded, it was

RESOLVED that the Commissioners approve Contract Modification No. 1 from Wargo Enterprises for Contract No. C2-23 for Demolition of the Syosset Elevated Storage Tank in the amount of (\$104,250.00) to be credited to Capital Project Account No. H-8397-017-2303 Syosset Tank Replacement.

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

8. Pump Rehabilitation Projects:

- Well 26: Motor has been installed. Pump installation will be performed after the well is removed from service for the season.
- Well 30: This work will be postponed until fall of 2025.
- Well 3: Pump has been removed and well has been video inspected. Well will be cleaned and reinspected. Pump is in fabrication. The contractor has indicated a best-case installation of the new pump in mid to late November.
- Well 27: Work will be performed in fall 2025.
- Kirby Booster Pumps: Work will be performed in fall 2025.

9. Convent Road Facility Architectural Improvements:

- a. Architectural Contract: Cottage windows have been delivered; unsure if the doors have been delivered. Shop windows are to be delivered in November.
- b. Evaluating potential contract modification for upsizing of electrical panel.
- c. Barn Roof: Fans have been delivered. Contractor working on wiring, which has some challenges.

Mr. Logan then presented to the Commissioners Contract Modification No. 6 from Preferred Construction Inc. for Contract No. C2-24 for Miscellaneous Architectural Improvements for Convent Road for the repointing of brick on the front of the cottage and repair of cottage stairs in the not to exceed fee of \$22,003.53 thereby increasing the overall cost of the project from \$972,676.53 to \$994,680.06. After discussion, and upon motion duly made and seconded, it was

RESOLVED that the Commissioners approve Contract Modification No. 6 from Preferred Construction Inc. for Contract No. C2-24 for Miscellaneous Architectural Improvements for Convent Road in the amount of \$22,003.53 to be charged to Capital Project Account No. H-8397-887-2102 DH Architectural Improvements.

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

10. Water Service Gooseneck Replacement: JWD has finalized the inventory report for and submitted it to NCDOH this morning. GIS map preparation will follow.

D&B is working with JWD to evaluate the impact of the recently updated regulations on the water service replacement contract requirements.

Mr. Logan informed the Commissioners that the EPA issued their final rule regarding identifying lead pipes in drinking water systems. The Lead & Copper Rule Improvements (LCRI) states that water systems must identify and remove all lead pipes from water services in their systems within the next ten (10) years. Along with this, there will be increased monitoring (sampling) as part of the improvements. Now that the inventory has been completed, JWD staff will work to get the public outreach pamphlet out to affected consumers by the imposed November 15th, 2024, deadline. Mr. Logan informed the Board that the District had complied with the mandate to create an inventory of all of our water services. It identified the ones that were completely lead, the ones that had lead goosenecks, and the remaining copper and cast iron. The inventory was submitted to the NYS Dept. of Health, electronically, at approximately 6:50 AM on October 16th, 2024.

11. The Hunt Club Road Water Main Connection: JWD is coordinating with the Meadow Brook Club for an easement to connect to Hunt Drive. Survey is completed. D&B is preparing an as-built base map of the easement.
12. PFAS Treatment at Wells 18, 19 & 29: Waiting for NCDOH approval of BODR. D&B submitted the 90 percent design for JWD for review. Congressionally Directed Spending (CDS) grant in the amount of \$700,000 is pending approval, administered under EPA (Recent update from Suozzi's office indicating a decision will be made sometime in December). Deadline to sign an Agreement with NYSEFC for BIL grant has been extended one year, to September 30, 2025.
13. Juneau Pump Station Improvements: The permanent electrical equipment installation is being scheduled and coordinated with JWD operations. Working with Bancker and security vendor to coordinate camera installations.
14. Jericho Tank Rehabilitation: D&B is addressing NCDOH comments which are minor. D&B is assisting the District with modeling operation conditions while the tank is out of service. The preconstruction meeting was held on October 8th. The tank will be drained by the end of the month. Piping and metal work will be performed first. Inspection of the roof rafters will play a critical role in the actual schedule for completion of the work.
15. GIS Improvements: Work is progressing with tap card integration remaining to be completed.
16. Election Map: D&B will commence with the work upon receipt of the updated database from Nassau County. This is anticipated 23 days prior to the election.

17. Wheatley Grading and Paving: Work is underway. Some drainage structure design revisions are required due to a conflict with a water main that was not properly located during the markout.
18. Exemption Reporting: NYSDOH has granted an Exemption extension until April 25th, 2025. Letters have been sent to request a correction for August 25th, 2025.
19. Sugar Toms Road Water Main: Survey will commence this week.
20. Well 12 Grant: JWD is continuing to collect samples and monitor the water quality.
21. PFAS Treatment at Wells 23: D&B is preparing draft scope of work documents and proposals for discussion with JWD.
22. PFAS Treatment at Wells 28: D&B is preparing draft scope of work documents and proposals for discussion with JWD.
23. 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 from the developer's surveyor. D&B is preparing a letter to the developer indicating that the survey work will be completed by JWD at their expense.
2. Cove Edge Road Property Owners: JWD sent the final memorandum to Cove Edge.
3. Woodbury Hills: D&B has addressed JWD's comments. The NCDOH submittal will be made upon approval of the contract documents by JWD. D&B has identified the required easements in the contract drawings. A Developers Agreement will be prepared after receipt of NCDOH approval.
4. Silver Path Estates Subdivision: D&B has submitted a proposal for a feasibility study to evaluate the impact of this proposed development on the distribution system.

Mr. Merklin then presented to the Commissioners a proposal from D&B Engineers and Architects D.P.C. to provide engineering services for the review and evaluation of the feasibility of providing water service for Silver Path Estates Subdivision for a proposed twenty (20) lot residential subdivision in the not to exceed amount of \$19,000.00. After discussion and upon motion duly made and seconded, it was

RESOLVED that the Commissioners approve D&B's proposal for Engineering Services for the Evaluation of Water Availability for Silver Path Estates Subdivision in an amount not to exceed \$19,000.00 contingent upon receiving of the funds from the developer.

VOTE AYES 3 NOES 0 ABSENTIONS 0

Commissioner Abbate AYE
Commissioner Asmus AYE
Commissioner Beckerle AYE

5. Farnum Subdivision: D&B is working with JWD to review a recent request for water availability and the approach to the required water main installation.
6. Grandville Gardens Subdivision: D&B is preparing a proposal to evaluate the impact and feasibility of this proposed subdivision.

Mr. Ingham informed the Commissioners that the District received a FOIL request from Ms. Anna Rosselli of 123 Backflow Testing via email on October 8th, 2024 requesting all backflow test reports submitted to the Jericho Water District in 2024. Mr. Ingham reported that this same FOIL request was sent to most if not all water districts. Mr. Ingham then presented to the Board a professional opinion that this kind of request was exempt under Public Officers Law Section 89 3(a). After discussion, the Commissioners instructed Miss Cannon to respond to Ms. Roselli denying her request.

Mr. Ingham then recommended to the Board of Commissioners that the District release the final payment to Caldwell Tanks Inc. in the amount of \$180,000.00 for Contract No. C9-17 New Wheatley Tank. Construction was completed several years ago thus the need for a two-year maintenance bond had lapsed.

The Board went into Executive Session at 9:33 a.m. to discuss pending legal matters and returned at 9:45 a.m. with no actions taken.

Mr. Logan reported that all analysis of wells and bacteriological sampling for the period of October 1, 2024 to October 15, 2024 had been completed and all were within state and federal standards.

Mr. Logan then informed the Commissioners that he had received three quotes for the emergency fireplace and chimney cleaning at the Superintendent's Cottage. The First contractor, Maximum Maintenance Corp., came in on Wednesday, September 25th, and after inspecting the chimney, said that it was beyond the services he could provide. The second contractor, Guaranteed Home Improvement, came on Monday, Sept. 30th, inspected the flue from the fireplace, said that it needed a liner and gave a quote of \$4,600.00 to line the flue with a stainless-steel liner. Mr. Logan contacted a third company,

Always Affordable Chimney, Inc., who came on Thursday, Oct. 3rd. They inspected the flue from the fireplace as well as the top of the chimney. They said it was in bad shape and needed a liner. They also looked down the flue for the oil burner and said that it was in even worse shape, and that the brick chimney needed to be repointed. An itemized quote of \$16,770.00 was provided. Since both flues needed to be relined, the oil burner flue being the priority, Mr. Logan contacted the Board of Commissioners, via email, requesting that they approve Always Affordable Chimney to do the work as soon as possible. The Commissioners responded in the affirmative, and Mr. Logan had the contractor come in on Friday and Saturday, Oct. 4th and 5th, to complete the work. Photos of the before and after were provided by the contractor. After discussion and upon motion duly made and seconded, it was

RESOLVED that the Commissioners authorize the emergency chimney repairs in the amount of \$16,770.00 with Always Affordable Chimney Inc. to be charged to Operating Account No. A-8340-000-2102 Building Improvements. It was

FURTHER RESOLVED that the Commissioners authorize a budget transfer from Operating Account No. A-8340-000-2303 Well Improvements to Operating Account No. A-8340-000-2102 Building Improvements in the amount of \$5,000.00 to fund the expense, (nunc pro tunc).

| VOTE | AYES | 3 | NOES | 0 | ABSENTIONS | 0 |
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| 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 October 15, 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 October 1st, 2024, and October 11th, 2024. After discussion, the report was ordered filed.

Miss Cannon then requested authorization to transfer \$350,000.00 from the General Fund Checking to the Investment Account in order to maximize interest. After discussion, the Commissioners authorized the bank transfer.

Miss Cannon then presented and reviewed with the Commissioners the Budget to Actual Report for the month ended September 30th, 2024. After discussion, the report was ordered filed.

Miss Cannon then presented and reviewed with the Commissioners the Construction Fund Report and Installation Fund Report for the quarter ended September 30th, 2024. After discussion, the report was ordered filed.

Miss Cannon then presented and reviewed with the Commissioners the Employee Accrual Report for the quarter ended September 30th, 2024. After discussion, the report was ordered filed.

Miss Cannon reported that the Bank Reconciliations for the month of September 2024 were completed. After discussion, the Commissioners ordered the Bank Reconciliations filed.

A discussion was held regarding the Well Pump and Motor Rehabilitations and Replacements approved in the Districts 2025 Capital Plan. The Board of Commissioners expressed their desire to fund the Well Pump and Motor Rehabilitations and Replacement projects by appropriating 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 \$515,000.00 FROM THE CAPITAL IMPROVEMENT RESERVE FUND FOR THE PURPOSE OF FUNDING WELL PUMP AND MOTOR REHABILITATIONS AND REPLACEMENTS

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 16, 2024 the Capital Improvement Reserve Fund (A-0878) had a balance of \$6,862,066.29; and

WHEREAS, the District received a cost estimate from D&B Engineering & Architects in the amount of \$515,000.00, including 10% for contingency for the rehabilitation of Well No. 3, Well No. 27 and Kirby Lane GST Boosters; and

WHEREAS, the Board of Commissioners previously approved \$36,900.00 for engineering for these projects for a total cost totaling \$551,900.00; and

WHEREAS, the Commissioners wish to appropriate funds from the Capital Improvement Reserve Fund (A-0878) for said well pump and motor rehabilitation and or replacement in the additional amount of \$515,000.00; 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 \$515,000.00 from the Capital Improvement Reserve Fund (A-0878) for the purpose of funding well pump and motor rehabilitation and replacement for Well No. 3, Well No. 27 and Kirby Lane GST Boosters.

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 | | | |

Miss Blum then presented to the Commissioners a draft Water Bill Adjustment Policy. After discussion and upon motion duly made and seconded, it was

RESOLVED that the Commissioners approve the Water Bill Adjustment Policy.

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

Miss Cannon then presented to the Commissioners a heartfelt retirement letter from employee, Debra Riccinto, who will be retiring on November 12th, 2024 after ten years of dedicated service to the District. Ms. Riccinto expressed her sincere appreciation to the Board and thanked them for their support and opportunities throughout her career at the Jericho Water District. Debbie has been an instrumental part of the District's staff and will

be deeply missed by all. After discussion, the Commissioners expressed their gratitude and wished her all the best in her retirement.

Miss Cannon then requested authorization to renew the District's Dental Plan with Cigna Health Care effective January 1st, 2025 to December 31st, 2025 at a 2.0% increase over the current policy. After discussion and upon motion duly made and seconded, it was

RESOLVED that the District renew its Dental Insurance Plan with Cigna Healthcare effective January 1st, 2025 to December 31st, 2025 at a 2.0% increase over the current year as follows:

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| Employee Only Rate | \$ 51.15 |
| Employee & Spouse | \$102.27 |
| Employee & Child(ren) | \$104.73 |
| Family | \$162.99 |

VOTE AYES 3 NOES 0 ABSENTIONS 0

Commissioner Abbate AYE
 Commissioner Asmus AYE
 Commissioner Beckerle AYE

Miss Cannon then discussed with the Commissioners Ms. Morton's recommendation at the last board meeting to increase the District's Excess Liability insurance policy from \$10 Million to \$15 Million or \$20 Million. The additional \$5 Million Policy will cost approximately \$20,350/yr and the additional \$10 Million would cost approximately \$29,650/yr. After discussion, the Commissioners authorized increasing the District's Excess Liability Policy from \$10 Million to \$15 Million effective immediately. Miss Cannon informed the Commissioners that she will notify Ms. Morton of the change, and the District will be billed the prorated premium for the remainder of the policy term for the increase to the Excess Liability Insurance Policy. After discussion and upon motion duly made and seconded, it was

RESOLVED that the Commissioners approve the additional \$5 Million Excess Liability Insurance Policy thereby increasing the District's policy from \$10 Million to \$15 Million for a premium of approximately \$20,350 per year (prorated for the current policy period) to be charged to Operating Account No. A-8310-000-4300. It was

FURTHER RESOLVED that the Commissioners approve a budget transfer in the amount of \$20,000 from A-8320-000-4200 to A-8310-000-4300 to fund the additional premium.

VOTE AYES 3 NOES 0 ABSENTIONS 0

Commissioner Abbate AYE

Commissioner Asmus AYE
Commissioner Beckerle AYE

A discussion was held regarding Builder's Risk Insurance. Miss Cannon will get more details from Salerno Brokerage and report back to the board at a future meeting.

Miss Cannon then presented the following budget transfers for the Commissioners approval:

To Fund Additional Labor Associated with Badger Endpoint Communication Problem in June/July 2024. Badger issued \$35,000 credit to monthly invoice for subscription services.

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|-----------------|---------------------------|---------------|
| A-8340-000-4420 | IT & Computer Services | (\$35,000.00) |
| A-8310-000-1100 | Full Time Office Salaries | \$ 9,108.83 |
| A-8310-000-1300 | Overtime Office Salaries | \$ 3,077.43 |
| A-8340-000-1100 | Full Time Plant Salaries | \$21,713.75 |
| A-8340-000-1300 | Overtime Plant Salaries | \$ 1,099.99 |

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

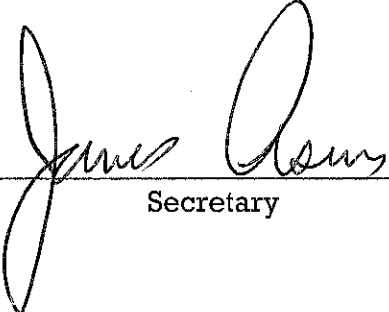
RESOLVED that the Commissioners authorize the Business Manager to execute the above-listed budget transfers.

VOTE AYES 3 NOES 0 ABSENTIONS 0

Commissioner Abbate AYE
Commissioner Asmus AYE
Commissioner Beckerle AYE

The following claims were then audited and approved for payment: General Fund #28853 to #28890 and Construction Fund #2759 to #2761.

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


Secretary