

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 April 2026, at 8:30 A.M.

Present:	Commissioners	Thomas A. Abbate Patricia Beckerle Gregory S. Morley Gregory W. Carman Jr.
	Attorney	Peter F. Logan
	Superintendent	Kathleen Cannon
	Business Manager	Amanda Blum
	Asst. Business Manager	William D. Merklin (absent)
	Engineer(s)	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.

1. Budget Report: D&B will prepare an ongoing project budget summary report at the next meeting.
2. Well 20 & 21 AOP Treatment: The security vendor work remains outstanding along with some punch list items for EC contract closeout.
3. Well 22 Facility Improvements & AOP Treatment: Work is progressing with a best-case date for an operational facility in late May. A meeting was held on April 6th with the GC and the site neighbor's attorney.
4. Kirby Lane AOP: EC is addressing outstanding punch list items and preparing contract close out documents. Attorney is assisting with GC close out.
5. Southwoods Road - New Well and Treatment Facility: Contractors are working on a punch list and drainage improvements. Facility is operational in hand mode. Working on full automation. D&B provided a budget reallocation request. A Change Order to install trees in front of the generator has been provided for approval.

Mr. Van Horn then requested authorization to reallocate project phase budgets within the Southwoods Road New Well and Treatment Facility project from Treatment Facility – from Part-Time Inspection and Start-Up Assistance to Bidding and Construction Services in the amount of \$9,000.00 to cover additional expenses with no overall increase

to the total approved fee for engineering services. After discussion, and upon motion duly made and seconded it was

RESOLVED that the Commissioners authorize the reallocation of the engineering project phase budgets within the Southwoods Road – New Well and Treatment Facility Project in the total amount of \$9,000.00 with no overall increase to the total approved fee for engineering services.

VOTE AYES: 3 NOES: 0 ABSENTIONS: 0

Commissioner Abbate AYE
Commissioner Beckerle AYE
Commissioner Morley AYE

Mr. Logan then presented to the Commissioners Change Order No. 10 from Construction Consultants LI, Inc. for Contract No. C17-22, Construction of the Well 33 Pump Station, General Construction. The Change Order is for a credit in the amount of (\$72,229.01) for the removal of door screens from the work as well as the additional structural steel support frame for piping around the Perchlorate Treatment System. After discussion, and upon motion duly made and seconded, it was

RESOLVED that the Commissioners approve Change Order No. 10 from Construction Consultants LI, Inc. for Contract No. C17-22 Construction of the Well 33 Pump Station, General Construction in the credit amount of \$72,229.01 to be credited back to the additional work allowance for the contract.

VOTE AYES: 3 NOES: 0 ABSENTIONS: 0

Commissioner Abbate AYE
Commissioner Beckerle AYE
Commissioner Morley AYE

Mr. Logan then presented to the Commissioners Change Order No. 11 from Construction Consultants LI, Inc. for Contract No. C17-22, Construction of the Well 33 Pump Station, General Construction. The Change Order is for furnishing and installing nine (9) additional trees around the new generator and PSEG pad mounted transformer per the District's Request for the total not to exceed amount of \$13,443.10 to be charged to the general allowance line of the contract. After discussion, and upon motion duly made and seconded, it was

RESOLVED that the Commissioners approve Change Order No. 11 from Construction Consultants LI, Inc. for Contract No. C17-22 Construction of the Well 33 Pump Station, General Construction in the amount of \$13,443.10 to be charged to the general allowance line of the contract.

VOTE AYES: 3 NOES: 0 ABSENTIONS: 0

Commissioner Abbate AYE
Commissioner Beckerle AYE
Commissioner Morley AYE

6. PTAS at the Wheatley Rd. Site (Well 6 & 16): A meeting was held with the EC and their bonding company on April 9th.
7. Split Rock Tank Booster Station: D&B is working with the contractors to close out the contracts. Generator test is being scheduled.
8. Pump Rehabilitation Projects:
 - Well 30: Waiting for sample results.
 - Kirby Booster Pumps: D&B has requested a schedule for installation of the new motors. Pumps will be installed in the fall of 2026 in coordination with Condition Assessment of the ground storage tank.
 - Stone Hill Booster Pumps: D&B has requested a schedule to perform the repairs and install the second pump.
 - Juneau Booster Pumps: D&B is reviewing the certified pump curves. Installation will be scheduled after approval.
9. Water Service Gooseneck Replacement: Contractor plans to mobilize on April 20th, with first service replacements starting on April 27th.
10. The Hunt Club Road Water Main Connection: The Contractor had completed the test holes and has started to install the water main. There is a pending change order for piping size correction identified in the field.
11. Treatment at Wells 18, 19 & 29: JWD is reviewing the draft BODR. The 60 percent submittal is scheduled for late July.
12. Juneau Pump Station Improvements: D&B is working with the Contractor to address remaining punch list items.
13. Jericho Tank Rehabilitation: Tank has been approved by NCDOH and is in operation. Site restoration work has been completed. Anniversary Inspection will be scheduled in October 2026. Pending change order for piping work requested by the District.
14. GIS Improvements: D&B will work with JWD as requested.
15. Sugar Toms Lane Water Main replacement: Work will commence following receipt of Nassau County permits.

16. Wells 23 AOP: D&B is addressing JWD comments related to the site plan. The draft BODR will be updated and submitted with these changes incorporated in late April. D&B will prepare a proposal amendment based on the scope included in the final BODR. D&B will contact EFC when the scope and budget estimate have been established.
17. PFAS Treatment at Wells 27 & 28: D&B is updating the scoping memorandum to address JWD comments and decisions made related to the Well 3 AOP project scope. D&B will prepare an updated budgetary cost estimate following completion of the scoping memorandum.
18. 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.
19. Grant Funding Opportunities: Waiting for responses to CDS grant applications. D&B is preparing additional grant applications due on May 29th.
20. Valentine Lane Water Main: D&B will be submitting to NCDOH this week or next. Waiting for NYSDEC response to permit application.
21. Merry Lane Piping Modifications: Well 9 mark out and survey is being scheduled now that the site restoration associated with the Jericho Tank Rehabilitation has been completed. A meeting will be scheduled to discuss JWD comments on the draft submittal.
22. Merry Lane Brine Tank: JWD is coordinating tank repairs.
23. Merry Lane Unit Heaters: D&B is doing preliminary evaluation to determine if the electric service and generator have capacity for the proposed heaters. PSEG invoices are needed.
24. Requirements Contracts: A meeting will be scheduled to discuss JWD comments on the draft Pump Maintenance Contract and draft GAC Pre-Purchase contract.
25. Emerging Contaminant Tracking for Capital Planning: D&B provided a subset of data as a draft submittal to review format preferences.
26. Annual Water Quality Report (AWQR): D&B has completed this work.
27. Propel New York Project Assistance: D&B is working with JWD and coordinating with other water suppliers to respond to Propel's requests for comments on the drawings, executed reimbursement agreements and letter of No Impact.

28. Well 3 AOP: A draft proposal for design and bidding has been submitted to JWD. The grant application for this project will be included in the scope of work for the design, but has been started proactively.
29. Frost Pond Area Water Main Improvements: A draft schedule including hydraulic analysis, design, permitting, bidding and construction was discussed to determine if the work can be completed before the Town paving project.
30. 2026 Capital Plan Update: D&B is updating cost estimates and project priorities. The next meeting is scheduled for April 29th.
31. Kirby Lane Ground Storage Tank: D&B will prepare a proposal in the summer to perform a Condition Assessment of the tank. The inspection will be coordinated with a scheduled tank shutdown for valve replacements and booster pump installation.

Status of Proposed Development Projects – Engineers Report

1. Woodbury Hills: Contract documents have been approved by NCDOH. A Developers Agreement has been sent to the developer. A bid date will be established after payment is received.
2. Silver Path Estates Subdivision: The Muttontown Pressure Zone Evaluation Memorandum has been transmitted to the developer.
3. Farnam Subdivision: Deposit for Design agreement has been sent to the developer. Waiting for developer to submit payment prior to starting design work.
4. Grandville Gardens Subdivision: Application and initial deposit from developer have been received. No action is required unless developer makes a request for further evaluation of water availability.
5. TOB Miller Place Water Main Extension: The Town has indicated that this project is on hold.
6. Bhooma Subdivision: Waiting for application and initial deposit from developer prior to preparing a proposal.
7. Country Club Developers: D&B prepared draft language for JWD to address developer's request for easement modifications. A general utility easement is needed.

8. Whitney Estates: Mr. Logan and Mr. Carman have drafted the Deposit for Design Agreement. Waiting for the developer to submit payment prior to starting design work.
9. 2340 Cedar Swamp: Waiting for initial application fee from developer.
10. Village of Matinecock Drainage Thorne Lane: Application and initial deposit from Village have been received. Mr. Logan and Mr. Carman are drafting Deposit for Design Agreement. Waiting for Village to submit payment prior to starting design work.

Mr. Logan provided an update regarding this project. Mr. Carman indicated that the work to be performed will be on a private road. Mr. Carman stated that the Village may have easement documentation.

The Board of Commissioners went into executive session at 9:24 AM to discuss legal matters and re-entered at 9:29 AM with no action taken.

Superintendent's Report was read and ordered filed.

Mr. Logan reported that all analysis of wells and bacteriological sampling for the period of April 1, 2026, to April 14, 2026, had been completed and all were within state and federal standards.

Mr. Logan then presented to the Commissioners a revised policy for Untested Backflow Device Fine Assessment. The revision to the policy allows for Commissioner discretion to accept a late submittal. After discussion, and upon motion duly made and seconded, it was

RESOLVED that the Commissioners approve amending the District's Untested Backflow Device Fine Assessment Policy (copy attached to the end of these minutes), as indicated above.

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

Back in March, Mr. Logan reported to the Commissioners that he had received an email from TRC Companies, who is doing remediation work for the NYSDEC at a site located at 601 Cantiague Rock Rd., Westbury. This location is a recognized super fund site, and the work that TRC is required to perform needs a supply of water and they requested temporary use of a fire hydrant. A discussion was held regarding a draft Temporary

Hydrant Water Service Agreement. Mr. Logan will work with Miss Cannon and Mr. Carman to finalize the agreement to be presented at the next meeting.

Miss Cannon then presented and reviewed with the Commissioners a Cash Balance/Cash Deposit report as of April 13th, 2026. 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 March 31, 2026, and April 13, 2026. After discussion, the report was ordered filed.

Miss Cannon then presented and reviewed with the Commissioners the Budget to Actual Revenue and Expenditure reports for the quarter ended March 31, 2026. After discussion, the report was ordered filed.

Miss Cannon then presented and reviewed with the Commissioners the Employee Accrual Report for the quarter ended March 31, 2026. After discussion, the report was ordered filed.

Miss Cannon reported that the Bank Reconciliations for the month of March 2026 were completed. After discussion, the Commissioners ordered the Bank Reconciliations filed.

Miss Cannon then apprised the Board that on September 18th, 2024, the District resolved in its minutes to retain Sher Edling to prosecute claims against BASF Corporation for PFAS/PFOA contamination to its wells. Miss Cannon presented correspondence issued by Sher Edling notifying the District of the final class action settlement award, legal fees and expense allocations as determined by the Claims Administrator in the BASF settlement. Miss Cannon reported that the class action multi-district litigation assessment legal fee of 8% awarded to class counsel (\$30,685.22) has been automatically deducted from the District's gross allocation award amount of \$352,879.98. Miss Cannon confirmed that the wire cleared the District's bank account on April 14th, 2026. Miss Cannon reported that the legal fees for Sher Edling associated with the settlement award which total \$52,932.00 were deducted for the net payment amount of \$299,947.98.

Miss Cannon then presented to the Commissioners the journal entries for the Settlement with BASF for PFAS/PFOA contamination. In order to properly record legal and settlement fees associated with this settlement, Miss Cannon requested the Commissioners authorize the following budget amendment(s):

To record the Settlement Legal Fees and Corresponding Revenue for BASF Settlement

Expense	A-8310-000-4411	Settlement Legal Fees	\$83,617.22
Revenue	A-8310-2690	Other Compensation for Loss	\$83,617.22

After discussion, and upon motion duly made and seconded, the Commissioners authorized the budget amendment.

VOTE AYES: 3 NOES: 0 ABSENTIONS: 0

Commissioner Abbate AYE
Commissioner Beckerle AYE
Commissioner Morley AYE

Miss Cannon then apprised the Board that on September 4th, 2024, the District resolved in its minutes to retain Sher Edling to prosecute claims against TYCO Fire Products LP (TYCO) for PFAS/PFOA contamination to its wells. Miss Cannon presented correspondence issued by Sher Edling notifying the District of the final class action settlement award, legal fees and expense allocations as determined by the Claims Administrator in the TYCO settlement. Miss Cannon reported that the class action multi-district litigation assessment legal fee of 8% awarded to class counsel (\$73,775.11) has been automatically deducted from the District's gross allocation award amount of \$848,413.75. Miss Cannon confirmed that the wire cleared the District's bank account on April 14th, 2026. Miss Cannon reported that the legal fees for Sher Edling associated with the settlement award which total \$127,262.06 were deducted for the net payment amount of \$721,151.69.

Miss Cannon then presented to the Commissioners the journal entries for the Settlement with TYCO for PFAS/PFOA contamination. In order to properly record legal and settlement fees associated with this settlement, Miss Cannon requested the Commissioners authorize the following budget amendment(s):

To record the Settlement Legal Fees and Corresponding Revenue for TYCO Settlement

Expense	A-8310-000-4411	Settlement Legal Fees	\$201,037.17
Revenue	A-8310-2690	Other Compensation for Loss	\$201,037.17

After discussion, and upon motion duly made and seconded, the Commissioners authorized the budget amendment.

VOTE AYES: 3 NOES: 0 ABSENTIONS: 0

Commissioner Abbate AYE
Commissioner Beckerle AYE
Commissioner Morley AYE

Discussion was held regarding the funding options for the \$1,021,099.67 in net proceeds from the BASF and TYCO Settlement for 2026. Miss Cannon, after consulting with D&B, C&D and JKL Municipal Accounting Solutions, recommended that the District use these funds to partially fund the Well No. 27 & 28 PFAS Treatment project, thereby reducing the amount the District will need to bond for in the future for this project. After discussion, and upon motion duly made and seconded it was

RESOLVED that the Commissioners agreed with this recommendation and authorized Miss Cannon to complete all associated G/L entries, bank transfers and budget transfers.

VOTE AYES: 3 NOES: 0 ABSENTIONS: 0

Commissioner Abbate AYE
Commissioner Beckerle AYE
Commissioner Morley AYE

A discussion was held regarding the two (2) recent water main breaks (Jackson Avenue LIRR Crossing and 25A/Rte 106. Miss Cannon had advised the Commissioners at the last meeting that the 2026 budget for emergency water main repairs had been exhausted with these two jobs and will require additional funding. The Board of Commissioners expressed their desire to fund emergency water main repairs throughout the District by appropriating \$75,000.00 from the Repair Reserve (A-0880). Miss Cannon informed the Commissioners as per General Municipal Law §6-d, the District must hold a public hearing before electing to appropriate monies from the repair reserve. After discussion, the Commissioners unanimously passed the following resolution:

RESOLUTION SCHEDULING A PUBLIC HEARING TO CONSIDER AUTHORIZING THE APPROPRIATION OF FUNDS FROM THE REPAIR RESERVE FUND FOR THE PURPOSE OF PROVIDING FUNDING FOR EMERGENCY REPAIRS TO WATER MAINS THROUGHOUT THE DISTRICT IN THE AMOUNT OF \$75,000.00

WHEREAS, the Board of Commissioners approved appropriated funds be set aside for the purpose of establishing a Repair Reserve Fund in accordance with § 6-d of General Municipal Law; and

WHEREAS, effective March 31, 2026 the Repair Reserve Fund (A-0880) had a balance of \$1,912,512.52, and

WHEREAS, within the first three months of 2026 the District experienced two (2) major water main breaks that required the District to utilize the requirements contract for emergency water main repairs, Contract No. G3-26 with Bancker Construction Corp. at an estimated cost of \$80,000.00.

WHEREAS, the first break occurred on Saturday, February 7th, 2026, at the LIRR crossing at Jackson Avenue in Syosset. Ed Keenan, foreman, noticed that water was coming up from underground on the south side of the LIRR tracks, on the east side of Jackson Ave., in a location away from any visible water mains or services, and

WHEREAS, after locating the main line valves, he, and the serviceman on call, Tom Regan, turned down the valves to stop the flow of water. The only water service that was in between the two-line valves was the service to the LIRR ticket booth. The LIRR

management was ultimately notified that the building would not have any water until after the leak had been located and repaired, and

WHEREAS, due to the sub-freezing temperatures and the location of the anticipated excavation of the repair within the safety limits of the LIRR, Mr. Logan, after discussing the situation with Chairman Abbate, chose to utilize the District's Requirements Contact for Water Distribution System Repairs (G3-26) and call in Bancker Construction Corp. to locate the leak and make the repair, and

WHEREAS, the second, suspected water main break occurred on March 31, 2026, on the southside of New York State Road 25A, approximately 250' west of the intersection with Route 106, and

WHEREAS, traffic safety being a priority, especially due to the high rate of speed with which vehicles travel on that road, as well as the location of the water main (in the left-hand eastbound lane), and

WHEREAS, additional traffic control and truck attenuators were needed to protect both vehicles traveling past the worksite as well as workers making the repair, none of which the district possesses, and

WHEREAS, the 2026 operating budget, based on a five (5) year average, only set aside \$60,000.00 for emergency water main repairs, leaving a shortfall of \$20,000.00 with nine (9) months of the year remaining, and

WHEREAS, the Commissioners would like to appropriate \$75,000.00 for the Repair Reserve to cover the budget shortfall and anticipated future 2026 water main breaks, and

WHEREAS, General Municipal Law § 6-d requires the District hold a public hearing before electing to appropriate moneys from a repair reserve with at least five days' notice between the publication of the notice of hearing and the date specified for the hearing, and

WHEREAS, the funding of capital improvement projects from the repair reserve 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)(1)(2) and therefore no further SEQRA review is required; and

NOW THEREFORE,

BE IT RESOLVED, that the Board of Commissioners hereby schedules a public hearing to be held on the 6th of May 2026 at 8:30 a.m. at the Jericho Water District, 125 Convent Rd., Syosset, New York to consider appropriating \$75,000.00 from the Repair Reserve (A-0880) fund for the purpose of providing additional funding for emergency water main repairs throughout the District; and

FURTHER BE IT RESOLVED THAT the Treasurer/Clerk is hereby authorized and directed to publish a Notice of Hearing in the District's official newspaper at least five days before the hearing date of May 6th, 2026.

VOTE AYES: 3 NOES: 0 ABSENTIONS: 0

Commissioner Abbate AYE
Commissioner Beckerle AYE
Commissioner Morley AYE

Miss Cannon informed the Commissioners that the District received FOIL request from Mark Zurada Esq. via email on April 10th, 2026, requesting line-item bid tabulation for the Contract No. C9-21 New Well 33 at Southwoods Road. Miss Cannon sent Mr. Zurada a letter acknowledging receipt of his FOIL request within five (5) days of the receipt of his request as required under Section 89 (3) of the Freedom of Information Law, stating that his request will be granted or denied, (in whole or part), within approximately thirty (30) days. After discussion, the Commissioners directed Miss Cannon to comply with the FOIL request.

Miss Cannon informed the Commissioners that she received a request for a reduction of their 1st and 2nd quarter 2026 water bills on Account No. 75603000-0 from the owner due to a leak in their water service. Miss Cannon informed the Commissioners that a reduction to these bills 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 adjustment to this account resulted in the total water charge for the 1st quarter 2026 being reduced to \$415.12 from \$547.82, a reduction equal to \$132.70 and the 2nd quarter 2026 being reduced to \$1,295.47 from \$1,934.92, a reduction equal to \$639.45. After discussion, the Commissioners approved the reductions and instructed Miss Cannon to send revised bills.

VOTE AYES: 3 NOES: 0 ABSENTIONS: 0

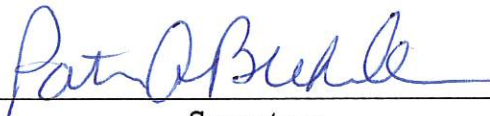
Commissioner Abbate AYE
Commissioner Beckerle AYE
Commissioner Morley AYE

The leak adjustment for Account No. 50052677-0 was tabled until the next meeting pending additional information from the plumber.

The pending agenda items list was read, discussed, and filed.

The following claims were then audited and approved for payment: General Fund #30375 to #30421 and Construction Fund #2873.

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


Secretary

Jericho Water District

Untested Backflow Device Fine Assessment

Adopted by the Board of Commissioners on February 7th, 2018

Amended: January 8th, 2020

Amended: February 21st, 2020 & April 15, 2026

PURPOSE

This document establishes the policy and procedures, as set forth in the Ordinances of the Jericho Water District, to assess a fine on utility accounts for non-residential consumers that do not have their backflow prevention device tested annually.

BACKGROUND

The New York State Sanitary Code requires that all non-residential backflow devices be tested annually and NYSDOH Form 1030 be filed with the Nassau County Department of Health and the Jericho Water District. Any new device must be tested, and the results submitted accordingly, within 30 days of the installation.

EXECUTION

Beginning January 1st, 2018 the District will assess a \$250.00 fine to each Non-Residential account that does not submit proof that their device was tested in 2017 and passed, under the articles of the Nassau County Civil Divisions Act with the exception:

- Federal, State & Local Municipalities
- Secondary backflow devices not on primary water service

Accounts that have multiple backflow prevention devices, such as fire services with Reduced Pressure Detector Assemblies (RPDA, 2 devices) and domestic services providing water to multi-unit structures (2 meters/2 RPZ's), will incur a \$250.00 fine for each untested device.

Fines will be assessed to accounts as of January 1st each year, prior to the first billing of the current year for accounts who did not test their backflow device for the previous year. A grace period, from January 1st – January 25th, will be extended to allow non-residential customers to submit their backflow test for the previous year for the fine to be removed and the violation to be dismissed; however, the backflow test must have been completed in the previous year. If a backflow test for the previous year is received after January 25th, it will be the Board of Commissioners discretion whether to accept the late submission. If not, then fine will be assessed as if the test were not done; the results will be recorded for the previous year. A new test is required for the current year.

The \$250.00 fine, less a \$50.00 administrative fee, can be reversed on an account only if the customer provides the District with evidence that they tested their backflow device prior to or before December 31st of the year in question. A fine may only be waived one time every five (5) years. All reversals must be approved by the Superintendent.

This policy will renew automatically each year, with the fines being levied for devices not tested during the previous year.