

Regular meeting of the Board of Commissioners of the Plainview Water District was held via telephone conference on Tuesday, August 18, 2020.

Present: Marc B. Laykind, Chairman
Andrew Bader, Treasurer
Amanda R. Field, Secretary
Stephen Moriarty, Superintendent
Dina Scott, Business Manager
Michael Ingham, Attorney
James Neri, Engineer
Greg Gordon, ZE Creative Concepts

The meeting was called to order at 5:30 pm.

Correspondence was reviewed in the Board update.

The Board approved and signed payroll checks.

Minutes of previous meeting(s) were read and approved unanimously.

Commissioner Laykind opened by stating that today's meeting is being held via teleconference once again pursuant to the Governor's executive order. The meeting was noticed on the District's website indicating that a phone line is available for public participation. He is happy to report that all Plainview Water District employees are safe and well as we continue to take all precautionary measures to ensure everyone's health and safety.

MICHAEL INGHAM'S REPORT – ATTORNEY:

Pursuant to the Board's request, Attorney Ingham reported that he has drafted a Backflow Testing Verification Form. This form can be used if a backflow tester fails to file a completed test with the District timely. The form requires that the tester affirm under the penalties of perjury that the test was, in fact, conducted successfully and that a report was filed with the Department of Health. Supt. Moriarty reported that he is working with Greg Gordon to make updates to the backflow page on the District's website as well as streamline the content within. A new email address has been created for backflow testers to submit their completed tests to the District and the use of facsimile to transmit tests will be discouraged and eventually eliminated going forward. The District has contacted the backflow testers who submit most frequently and informed them of this change in submission procedure going forward. Commissioner Laykind stated that by encouraging backflow testers to submit completed tests via email, both the District and the testers will be more efficient in tracking tests if, and when, claims are made that the District was not in receipt of tests previously submitted by fax.

Attorney Ingham reported that he is working with Engineer Neri, Supt. Moriarty and Ms. Scott to prepare a resolution whereby the District would standardize on the Trojan UV Flex 100 Advanced Oxidation Process (AOP) System and associated accessories. At length discussion took place regarding the reasoning behind such a standardization resolution and the District's justification in doing so. Attorney Ingham reported that standardization is in accordance with a common and longstanding exception set forth by General Municipal Law §103(5). Standardization has been routinely applied throughout the water industry in situations when specialized treatment technologies are utilized. Ms. Scott reported that a draft of said resolution will be provided to the Board for their review.

ENGINEER'S REPORT – ENGINEER:

Engineer Neri provided the Board with a Project Status List which contains the status of all authorized projects to date and indicates a change in status of any ongoing projects. Said items were reviewed and discussed with the Board in detail.

Engineer Neri reported that construction contractors are working on final punch list items for completion of the Plant No. 1 treatment project. Programming and sampling continue to take place.

Engineer Neri reported that performance testing is complete for the Plant No. 2 interim AOP treatment project. The performance report was submitted to NYS and Nassau County Departments of Health to bring the AOP system online. The District is now awaiting approval.

Engineer Neri reported that the survey crew is working on the Plant No. 3 drainage work.

Engineer Neri reported that performance testing and sampling continues for the Plant No. 7 interim AOP treatment project. Upon completion, the performance report will be drafted and submitted to NYS and Nassau County Departments of Health to bring the AOP system online.

Engineer Neri reported that pilot truck mobilization will take place tomorrow, August 19, 2020 for the Plant No. 4 AOP pilot study. Series one testing will commence thereafter.

Engineer Neri will present the remainder of his report in executive session as it relates to contract negotiations and potential litigation.

GREG GORDON'S REPORT – PUBLIC INFORMATION FIRM:

Greg Gordon reported that he is making updates to the emerging contaminants portion of the District's webpage in accordance with previous discussion and updates that have taken place.

Greg Gordon reported that he is working with Supt. Moriarty on updates to the backflow portion of the District's webpage.

Greg Gordon presented a press release related to hurricane preparedness in light of the District's recent success through Hurricane Isaias. The Board provided comments and approved for submission upon the revisions being made. Greg Gordon reported that related social media communications have been posted.

Greg Gordon presented a draft of the postcard mailer to be sent to all customers which provides details of all the efforts the District has previously and continues to put forth to remove 1,4-Dioxane from drinking water.

Greg Gordon discussed a series of topics and content for the District's next email blast. The Board requested Greg Gordon to prepare and submit for their review and approval.

STEPHEN MORIARTY'S REPORT – SUPERINTENDENT:

Supt. Moriarty presented the Board with a project status report for the Plant Nos. 1, 2, 3, 4 and 7 Advanced Oxidation Process (AOP) treatment projects. Discussion took place regarding the details of the current status of each of the projects.

Supt. Moriarty provided the Board with a memorandum of recommendation to engage H2M architect + engineers to conduct engineering design and support services for the construction of the Plant No. 2 permanent AOP treatment facility. Supt. Moriarty reminded the Board that the District is in receipt of the 2019 Water Infrastructure Improvement Act grant award to assist with the funding of 60% of the project costs. Ms. Scott stated the District's responsible matching portion of this grant awarded project is through general obligation bonds previously secured through the Town of Oyster Bay. Supt. Moriarty reported that permanent construction of this Plant site will provide year-round operation as opposed to seasonal operation only. After at length discussion, the Board approved Supt. Moriarty's request and agreed to commencement of the construction of the Plant No. 2 permanent AOP treatment facility.

Motion made by Commissioner Laykind, seconded by Commissioner Bader, the below stated resolution was adopted unanimously:

RESOLVED, that the Board of Commissioners approves the proposal submitted by H2M architects & engineers to conduct engineering design and support services for the construction of the Plant No. 2 permanent AOP treatment facility at a cost of \$242,000.00.

Supt. Moriarty presented a request to remove a backflow penalty in the amount of \$100.00 previously assessed to 706 Old Bethpage Road. Supt. Moriarty explained that this property submitted a copy of their backflow test which was successfully conducted in 2019. Of the thousands of reports filed, this test was not updated in the District's records

accordingly and therefore the penalties were improperly assessed. The Board approved Supt. Moriarty's requests.

Supt. Moriarty presented the Board with a memorandum of recommendation regarding approval for change orders to previously approved purchase orders to H2M architects & engineers for additional start up and commissioning costs incurred for the Plant Nos. 1, 2, 3 and 7 AOP treatment projects. Supt. Moriarty reported that during the process of pursuing AOP system approval by the NYS and Nassau County Departments of Health, additional sampling runs and reactor performance testing was required. This requirement testing procedure calls for pumping water through the Trojan Flex reactors and then to waste. Additional water quality samples are then taken at different intensities of UV light and multiple H2O2 dosing rates. The expected additional time and material costs by H2M Architects and Engineers is \$63,500.00 cumulative over six (6) Trojan Flex reactors at four (4) Plant sites. After at length discussion, the Board approved Supt. Moriarty's

Motion made by Commissioner Laykind, seconded by Commissioner Field, the below stated resolution was adopted unanimously:

RESOLVED, that the Board of Commissioners approves change order submitted by H2M architects & engineers for unexpected start up and commissioning costs incurred as directed by the NYS Department of Health on the Plant No. 1 AOP treatment project at a cost of \$13,500.00.

RESOLVED, that the Board of Commissioners approves change order submitted by H2M architects & engineers for unexpected start up and commissioning costs incurred as directed by the NYS Department of Health on the Plant No. 2 interim AOP treatment project at a cost of \$10,500.00.

RESOLVED, that the Board of Commissioners approves change order submitted by H2M architects & engineers for unexpected start up and commissioning costs incurred as directed by the NYS Department of Health on the Plant No. 3 interim AOP treatment project at a cost of \$10,500.00.

RESOLVED, that the Board of Commissioners approves change order submitted by H2M architects & engineers for unexpected start up and commissioning costs incurred as directed by the NYS Department of Health on the Plant No. 7 interim AOP treatment project at a cost of \$29,000.00.

DINA M SCOTT'S REPORT – BUSINESS MANAGER:

Vendor check nos. 52196 through 52206 dated August 13, 2020 in the amount of \$104,141.10 were previously reviewed, approved and signed by the Board.

Ms. Scott requested Board approval and authorization to transfer funds to cover the following dental claim costs:

- Dental claims dated August 11, 2020 in the amount of \$849.14

Motion made by Commissioner Laykind, seconded by Commissioner Bader, the below stated resolution was adopted unanimously:

RESOLVED, that the Board of Commissioners approves the dental claims dated August 11, 2020 in the amount of \$849.14 and the Board authorized funds be transferred into the District's dental benefit account.

Ms. Scott presented a report of customer billing adjustments that were made in accordance with District Policy. After discussion, the report was ordered filed. In addition to the adjustments made within the District's Policy limits, Ms. Scott requested the Board's approval to remove penalties assessed to 1082 Old Country Road in the amount of \$55.75 in accordance with District policy. The Board approved Ms. Scott's request.

Ms. Scott reported that as per the Board's request, a letter has been sent to the 51 customers who are identified as "occupant" due to the fact we do not have any identifying information on file.

Ms. Scott provided the Board with a copy of the Treasurer's Report for the month ending July 31, 2020. In addition, to supplement and support the Treasurer's Report, Ms. Scott also provided the Board with the respective bank reconciliations as well as a collateral summary for all District cash accounts for the month ending July 31, 2020. After discussion, the reports were ordered filed.

On the motion of Commissioner Laykind, seconded by Commissioner Bader, the Board went into Executive Session at 7:25 pm to discuss contract negotiations and potential litigation. The Board emerged from Executive Session at 8:10 pm with no minutes produced and no action taken.

There being no further business to come before the Board, the meeting was adjourned with a call to the Chair at 8:15 pm.


STATE OF NEW YORK)
COUNTY OF NASSAU) ss.:
PLAINVIEW WATER DISTRICT)

We, the undersigned, Commissioners of the Plainview Water District, Town of Oyster Bay, Nassau County, New York, do hereby certify that the above-mentioned and contained is a true copy of the minutes of a meeting of the Board of Commissioners held in the District office on Tuesday, August 18, 2020.


IN WITNESS WHEREOF, we have hereunto set our hands and affixed the seal of the Plainview Water District on this 1st day of September, 2020.



MARC B. LAYKIND, CHAIRMAN



ANDREW N. BADER, TREASURER



AMANDA R. FIELD, SECRETARY