

Regular meeting of the Board of Commissioners of the Plainview Water District was held in the District office on Tuesday, September 8, 2020.

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

The meeting was called to order at 8:00 am.

Correspondence was reviewed in the Board update.

The Board approved and signed payroll checks.

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

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 performance testing was conducted on Friday of last week for the Plant No. 1 treatment project. Samples from the testing are being collected and will be analyzed upon receipt of the results.

Engineer Neri reported that last week on Wednesday, September 2, 2020 the NYS Department of Health approved the engineering plans for the Plant No. 2 interim Advanced Oxidation Process (AOP) treatment project. Engineer Neri and Supt. Moriarty conducted a video recording of the final walk through for submission as part of the requirements of the completed works walk through package. The completed works walk through package will be delivered to the NYS and Nassau County Departments of Health tomorrow for their final review. Upon approval, a certificate of completed works will be issued and the AOP system will be approved to operate.

Engineer Neri reported that the Plant No. 7 interim AOP treatment project is progressing with sampling and performance testing being conducted.

Engineer Neri reported that pilot truck demobilization has taken place for the Plant No. 4 AOP pilot study. Series one and two testing samples are with the laboratory and analysis will be conducted upon receipt of the sample results.

Engineer Neri reported the virtual close out presentation with Stony Brook University for the Center for Clean Water Technology (CCWT) grant is scheduled for Friday, September 11, 2020. H2M architects + engineers will assist Supt. Moriarty in the District's presentation of results from the Plant No. 7 AOP pilot study.

GREG GORDON'S REPORT – PUBLIC INFORMATION FIRM:

Greg Gordon reported that the backflow portion of the District's webpage has been updated and is live.

Greg Gordon reported that he is working with Commissioner Field on updates to the emerging contaminants portion of the District's webpage.

Greg Gordon discussed consideration of updating the postcard mailer which provides details of the efforts put forth by District to remove 1,4-Dioxane from drinking water to include that the Plant No. 2 AOP treatment facility will soon be operational. Additionally, discussions took place regarding the District's consideration of announcing that the Plant No. 2 AOP treatment facility will soon be operational.

Greg Gordon reported that he is coordinating with the Nassau County Police Department to confirm the date of October 24, 2020 to obtain their assistance with the District's pharmaceutical take back program.

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 the letter issued by the NYS Department of Health approving the engineering plans for the Plant No. 2 interim AOP treatment project.

Supt. Moriarty reported that he and the plant operations staff attended an operator training conducted by Trojan Technology at District Plant No. 2 for instruction on operation of the AOP systems. Additional operator training sessions are forthcoming.

Supt. Moriarty reported that he and Timothy McGuire from H2M architects + engineers successfully conducted the District's portion of the virtual close out presentation with Stony Brook University for the Center for Clean Water Technology (CCWT) grant on Friday, September 11, 2020. This presentation will report on the results of the Plant No. 7 AOP pilot study.

Supt. Moriarty presented a proposal prepared by Philip Ross Industries to purchase hydrogen peroxide for operation of the AOP reactors at Plant Nos. 1, 2 and 7. Supt. Moriarty requested to purchase 1,500 gallons of hydrogen peroxide for each peroxide storage tank at a price per gallon of \$3.25, or \$4,875.00 per tank. Purchase of

1,500 gallons is anticipated to fulfill the District's peroxide needs through the end of the calendar year. Supt. Moriarty reported that the District's procurement of this chemical is in accordance with the emergency resolution adopted by the Board on July 30, 2019.

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

RESOLVED, that the Board of Commissioners approves the proposal submitted by Philip Ross Industries to purchase hydrogen peroxide for operation of the AOP reactors at Plant Nos. 1, 2 and 7 at a cost of \$4,875.00 per tank and a total cost of \$14,625.00 as procured through the emergency resolution adopted by the Board on July 30, 2019.

DINA M SCOTT'S REPORT – BUSINESS MANAGER:

Vendor check nos. 52253 through 52269 dated September 3, 2020 in the amount of \$145,088.96 were previously reviewed, approved and signed by the Board.

Capital project vendor check no. 10048 dated September 3, 2020 in the amount of \$6,071.80 were previously reviewed, approved and signed by the Board.

Ms. Scott presented a report of customer billing adjustments that were made in accordance with District Policy. After discussion, the report was ordered filed.

Ms. Scott presented the August 2020 audience overview and summary of individual pages viewed on the District's website.

Ms. Scott provided the Board with a copy of the Dental Claims Detail History Report through August 31, 2020. After discussion, the report was ordered filed.

Ms. Scott presented the Board with a copy of the year to date Budget to Actual Expenditures and Budget Variance Report for the month ending August 31, 2020. After discussion, the report was ordered filed. Based on Ms. Scott's analysis and after an at length discussion with regard to the necessity of the proposed adjustments, Ms. Scott requested the following additional general fund budget transfer be made for month ending August 31, 2020 in excess of the Budget Transfer Policy limits;

<u>Code</u>	<u>Description</u>	<u>Total</u>
To:		
A-8330-20-2000	Wells, Pumps and Motors	30,000.00
From:		
A-8330-20-4070	SCADA System & Control Repairs	(30,000.00)

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

RESOLVED, that the Board of Commissioners approves the following general fund budget transfer be made;

<u>Code</u>	<u>Description</u>	<u>Total</u>
To:		
A-8330-20-2000	Wells, Pumps and Motors	30,000.00
From:		
A-8330-20-4070	SCADA System & Control Repairs	(30,000.00)

Ms. Scott presented the final 2021 Financial Budget to the Board of Commissioners and requested the Board execute and adopt. Additional discussion took place and the 2021 Financial Budget was adopted by the Board of Commissioners as discussed in the resolution attached herewith.

Ms. Scott reported that receipt of the 2nd half tax payment was deposited into the operating account. As the operating account does not earn interest, the Ms. Scott requested Board approval to transfer \$1,500,000.00 into the District's undesignated/unappropriated interest bearing account.

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

RESOLVED, that the Board of Commissioners approves transferring \$1,500,000.00 from the operating account into the District's undesignated/unappropriated interest bearing account.

PUBLIC PARTICIPATION:

Mr. Newler presented a series of inquiries regarding water testing and analysis. The Board addressed Ms. Newler's inquiries in detail.

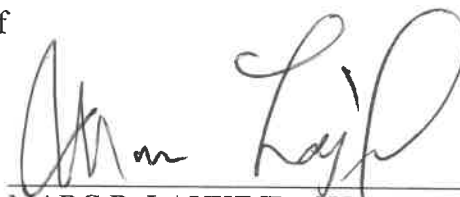
Mr. Newler of 24 Joyce Road inquired with regard to the status of the responses to his inquiries from the prior week. The Board agreed to address Ms. Newler's inquiries next week due to time constraints.

There being no further business to come before the Board, the meeting was adjourned with a call to the Chair at 9:35 am.

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, September 8, 2020.

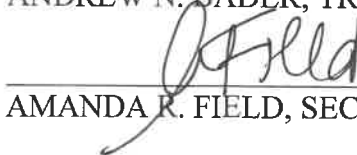
IN WITNESS WHEREOF, we have hereunto set our hands and affixed the seal of the Plainview Water District on this 5th day of September, 2020.



MARC B. LAYKIND, CHAIRMAN



ANDREW N. BADER, TREASURER



AMANDA R. FIELD, SECRETARY

**EXCERPTS FROM THE MINUTES OF THE MEETING OF
PLAINVIEW WATER DISTRICT OF SEPTEMBER 8, 2020**

**RESOLUTION AUTHORIZING THE ADOPTION OF THE 2021 REVENUE
AND EXPENDITURE BUDGET AS WELL AS TO OVERRIDE THE TAX LEVY
LIMIT FOR THE 2021 BUDGET YEAR**

The Board was provided with a final copy of the District's proposed budget for 2021 for the Board's review and approval.

The Board of Commissioners proposed a \$10,210,403 budget for the year 2021. The proposed budget represents a 2.99% increase over the 2020 Adopted Budget. Ms. Scott reported that the increase in expenditures was most significantly due to operating and maintenance costs related to Advanced Oxidation Process (AOP) treatment for 1,4 Dioxane for which the District has never previously incurred. These new costs are the result of the Public Health and Health Planning Council's Committee on Codes, Regulations and Legislation adoption of a Maximum Contaminant Level (MCL) of 1.0 part per billion (ppb) for 1,4-Dioxane and 10 parts per trillion (ppt) for PFOS and PFOA. Additionally, the increase is attributed to an increase in debt service costs resulting from bonded indebtedness secured through the Town of Oyster Bay to finance the construction of four AOP treatment facilities as a result of the newly regulated MCL.

Discussion was then held regarding the need for the District to override the Tax Levy Limit. The proposed 2021 Budget also included an increase in the tax levy of 7.00% or an average of \$33.92 per household per annum or \$2.83 per household per month and will require the District to override the Tax Levy Limit applicable to the District pursuant to the Tax Levy Limit Law.

After discussion, the following Resolution was offered:

The following resolution of the Board of Commissioners of the Plainview Water District relating to the 2021 Budget authorizing override of tax levy limit for 2021 fiscal year was adopted:

WHEREAS, New York State Town Law Section 215 subd. 9-a requires the Plainview Water District ("District") to prepare an estimated budget for its fiscal year commencing January 1, 2021, conduct a public hearing thereon and file such estimated budget with the Budget Officer for the Town of Oyster Bay; and

WHEREAS, the District is subject to the property tax levy restrictions imposed upon local governments pursuant to General Municipal Law Section 3-c (the "Tax Levy Limit Law"); and

WHEREAS, the Board has prepared an estimated budget for the District's 2021 fiscal year and conducted public hearings with respect thereto on September 3, 2020; and

WHEREAS, the Board, in preparing its estimated budget and conducting its public meeting has determined, for the reasons set forth herein, that the best interests of the District, its residents and its taxpayers will be served by approving for filing with the Budget Officer of the Town of Oyster Bay a budget for the fiscal year commencing January 1, 2021 that includes a tax levy that exceeds the limits of the Tax Levy Limit Law in order to enable the District to perform its functions and satisfy its statutory mandate to provide service to its residents in a responsible, safe and cost-effective manner; and

WHEREAS, the District is mandated by law to comply with all Federal, State and Nassau County regulations and directives with respect to providing the purest quality potable water to its residents for personal consumption and firefighting purposes as well as the structural integrity of its distribution system and the efficiency of its treatment facilities; and

WHEREAS, most of the District's capital improvements were implemented by the District through bonded indebtedness pursuant to the Local Finance Law approved by the Town of Oyster Bay pledging its full faith and credit thereto; and

WHEREAS, the largest single component of the District's estimated \$10,201,403 budget for the fiscal year January 1, 2021 is the expense for bonded indebtedness for its capital improvements in the estimated annual amount of \$1,890,990. In March 2020, the Town of Oyster Bay secured \$19 million in bond anticipation notes on behalf of the District in order to finance the construction of four AOP treatment facilities in order to remove 1,4 Dioxane from drinking water. This bond anticipation note's first principal payments will become due in 2021 in the amount of \$337,345;

WHEREAS, without the annual cost of bonded indebtedness, the District's January 1, 2021 estimated budget would fall well within the 2021 limit set by the New York State Comptroller of 2.50%; and

WHEREAS, beyond the costs incurred by the District through the costs of the public improvement bond, the Board must make its budget determination based upon the additional unavoidable cost increases that must be borne by the District and its taxpayers including, but not limited to: salary increases and anticipated increases in amounts to be paid to utilities, insurance providers, vendors and suppliers and unfunded regulatory mandates imposed upon the Water District by the State of New York, and subdivisions, agencies and instrumentalities thereof, whereby the construction of four new treatment facilities was required to treat for newly regulated contaminants resulting in significant related operating and maintenance costs to operate these facilities; and

WHEREAS, the Board finds the form of estimated budget annexed hereto as Exhibit A satisfactory for filing with the Town's Budget Officer;

NOW, THEREFORE, the Board unanimously resolves to override the Tax Levy Limit applicable pursuant to the Tax Levy Limit Law and hereby approves for filing with the Budget Officer for the Town of Oyster Bay the estimated budget for the Plainview Water District for the fiscal year commencing January 1, 2021 in the form annexed hereto as Exhibit A.

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

RESOLVED, that the Board of Commissioners approves and adopts the District's Operating Budget for 2021.

VOTE	AYES: 3	NOES: 0	ABSTENTIONS: 0
Commissioner Laykind	AYE		
Commissioner Bader	AYE		
Commissioner Field	AYE		