

Regular meeting of the Board of Commissioners of the Plainview Water District was held in the District office on Tuesday, June 1, 2021.

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
Sujata Pal, Engineer

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 the meeting by congratulating Senior Water Plant Operator, Al Bassetta on his retirement. On behalf of the Board, he thanked Mr. Bassetta for his thirty five (35) years of service and dedication to the District and the Plainview community as a whole. The Board wishes Mr. Bassetta all the best in his retirement and future endeavors.

MICHAEL INGHAM'S REPORT – ATTORNEY:

Attorney Ingham reported that the Town of Oyster Bay has disbursed payment to the District for the 2021 hydrant rental with the Town of Oyster Bay Plainview Fire Protection District.

Attorney Ingham reported that he was contacted by the attorney representing the commercial establishment at 80 Dupont Street as it relates to water service connection issues. Engineer Neri reported details of the issues at hand, noting that these items were previously communicated and are yet to be resolved. Attorney Ingham reported that he will direct the attorney to contact Engineer Neri or Supt. Moriarty to follow up on the previous correspondence issued which contains a list of action items required in order to resolve water availability.

ENGINEER'S REPORT – ENGINEER:

Engineer Pal 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 the design for the Plant No. 2 permanent Advanced Oxidation Process (AOP) treatment continues to be in progress. Plan review for 60% design is scheduled with Supt. Moriarty for June 2, 2021.

Engineer Neri reported that Adjo Construction is preparing to submit the final payment requisition and maintenance bond for work performed on the Country Pointe Phase III residential development. Adjo Construction has committed to return to the site after final paving is conducted by the Beechwood Organization in order to make any valve box adjustments required. Attorney Ingham reported that the Beechwood Organization has agreed to utilization of the remaining escrow balance held for said adjustments.

Engineer Neri reported that the bi-annual tank inspection reports have been submitted to Supt. Moriarty for his review for the first half of 2021. Supt. Moriarty reported that upon his review and approval he will submit a copy to the Board for their review and consideration.

STEPHEN MORIARTY'S REPORT – SUPERINTENDENT:

Supt. Moriarty provided the Board with a request for water disconnect and availability for a one (1") inch service at 19 Island Street, 50 Knickerbocker Road East and 133 Morton Blvd. The Board approved Supt. Moriarty's request.

Supt. Moriarty provided the Board with a request for water disconnect for a one (1") inch service at 5 Relda Street and 985 Washington Avenue. The Board approved Supt. Moriarty's request.

Supt. Moriarty reported that construction for the roof replacements at Plant No. 1 are near completion.

Supt. Moriarty reported that hydrogen peroxide delivery for Plant Nos. 1, 3 and 7 is scheduled for Wednesday, June 2, 2021.

Supt. Moriarty reported that he is coordinating annual safety training as administered by H2M architects + engineers for all plant and distribution employees. Said training is required to be conducted in accordance with PESH requirements.

Supt. Moriarty presented an e-mail correspondence regarding the status of the offset of two gas mains that are conflicted with the drainage work to be conducted by National Grid. This work relates to the conflicts taking place with the installation of drainage pipe connection from the Plant No. 3 blow off to the Town of Oyster Bay stormwater basin No. 10. Discussion took place and Commissioner Laykind requested Supt. Moriarty to continue to follow up with National Grid regularly until the conflicts are resolved in order to get the project underway.

Supt. Moriarty reported that carbon vessel backwashing and sampling are taking place at Plant No. 3 as a result of the recent carbon change-out.

Supt. Moriarty reported that certification was sent to the NYS and Nassau County Departments of Health for the Annual Quality Water Report. Confirmation of receipt was received and the District is in compliance with requirements of the report.

DINA M SCOTT'S REPORT – BUSINESS MANAGER:

Vendor check nos. 53140 through 53158 dated May 27, 2021 in the amount of \$54,195.26 were previously reviewed, approved and signed by the Board.

Capital project vendor check nos. 10078 through 10079 dated May 27, 2021 in the amount of \$43,751.00 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 May 25, 2021 in the amount of \$4,268.22

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 May 25, 2021 in the amount of \$4,268.22 and the Board authorized funds to 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.

Ms. Scott presented the Board with the documentation to be included in response to a recently received FOIL request. Said response is being prepared for delivery.

Ms. Scott requested the Board's consideration in scheduling a date to discuss water rates for the 2022 year based on the recommendations provided through the water rate study recently conducted. The Board agreed to consider a date in the month of June as the 2022 annual budget preparation process commences in July.

Ms. Scott requested the Board sign the Payroll/Status Change Notice for the retirement of Al Bassetta effective May 29, 2021. The Payroll/Status Change Notice was approved and signed. Ms. Scott reported that Al Bassetta requested in accordance with District Policy No. 4.9 Annual Leave and Policy No. 4.15 Sick Leave, that the Board approve payment for unused annual and sick leave upon his retirement. After discussion, the Board approved payment for Al Bassetta's unused annual and sick leave as of his retirement date May 29, 2021.

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

RESOLVED, that the Board of Commissioners accepts the retirement of Al Bassetta effective May 29, 2021 and also approves payment for Al Bassetta's unused annual and sick leave as of his retirement date.

Ms. Scott reported the Environmental Facilities Corp. (EFC) has awarded closeout of the District's contract with Eldor Contracting under the 2018 Water Infrastructure Improvement Act (WIIA) grant for the Plant No. 1 Volatile Organic Compound (VOC) treatment project. Ms. Scott reported that she will now prepare the submission for final closeout with the EFC and apply for release of the 25% retainage held on the total grant award. Total retainage held is \$526,402.00.

Ms. Scott requested the Board's consideration of a transfer in the amount of \$10,500.00 from the assignment of fund balance for future emerging contaminants cash account to the capital projects cash account. This proposed transfer is the result of an overstatement of the transfer previously made on March 16, 2021 related to funding expenditures for the Plant No. 2 interim AOP treatment costs. The previous calculation included project costs that will be funded through the 2019 WIIA grant, however, the \$10,500.00 is for costs not included and therefore, should be transferred back to the capital projects cash account to fund this expenditure. After discussion, the Board approved Ms. Scott's request.

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

RESOLVED, that the Board of Commissioners approves the transfer in the amount of \$10,500.00 from the assignment of fund balance for future emerging contaminants cash account to the capital projects cash account.

Ms. Scott provided the Board with the updated capital funding plan as it relates to currently committed capital projects to date.

Ms. Scott requested the Board's consideration of a transfer in the amount of \$952,076.22 from the capital projects cash account to the capital improvement reserve cash account to refund underbudget costs for the Plant No. 1 VOC and AOP treatment projects. These unspent/underbudget costs must be transferred back to the original designated funding source which is the District's capital improvement reserve funds. After discussion, the Board approved Ms. Scott's request.

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

RESOLVED, that the Board of Commissioners approves the transfer in the amount of \$952,076.22 from the capital projects cash account to the capital improvement reserve cash account.

Ms. Scott presented a memorandum regarding consideration of a reallocation of funding source for the Plant No. 3 interim AOP treatment project. Ms. Scott then reported that the cost opinion prepared by H2M architects + engineers for construction of the interim AOP treatment facility at Plant No. 3 estimated total project costs to be \$2,203,289.59. It was previously resolved that the District would fund these costs through bond anticipation notes issued by the Town of Oyster Bay. However, with a recalculated balance in the District's capital improvement reserve of approximately \$3.6 million, Ms. Scott recommends the District reconsider the previously designated funding source and commit to using these funds for the construction of the interim AOP treatment facility at Plant No. 3.

Ms. Scott reported that with the Board's authorization to reallocate the funding source for the Plant No. 3 interim AOP treatment project through capital reserves, a calculation will be prepared for the necessary transfers. Costs already paid through the bond anticipation notes will be reallocated to the assignment of fund balance for future debt service in order to set aside for pay down of the debt incurred. The remaining balance which represents costs not yet paid will be transferred to the capital projects cash account. Due to the fact the reserves were established in accordance with Section 6-c of General Municipal Law, a Board resolution authorizing the use of the reserve funds is required. In addition, use of these funds is also subject to permissive referendum by which the District is required to publish and post a legal notice informing the taxpayers of the Board's planned action.

Finally, Ms. Scott reported that based on the reallocation of funding sources of both the Plant No. 2 interim and permanent AOP treatment projects coupled with the awards of the 2019 WIIA and the Emerging Contaminant Project Planning grants, as well as the Plant No. 3 interim AOP treatment project, the District has saved its taxpayers a total of \$8,339,890 in future debt obligations, resulting in significant savings for the related debt service principal and interest payments.

After reviewing Ms. Scott's recommendation and concurring with same, and upon motion made by Commissioner Laykind, seconded by Commissioner Bader, the below stated resolutions were adopted unanimously:

WHEREAS, the Board of Commissioners deems it in the best interest of its taxpayers to reallocate the commitment of funding source for the Plant No. 3 interim AOP treatment project from bond anticipation notes issued through the Town of Oyster Bay to the capital improvement reserve for both previous and future expenditures incurred for a total of \$2,203,289.59; 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 Board of Commissioners deems it in the best interest of its taxpayers that costs already paid through the bond anticipation notes for the Plant No. 3 interim AOP treatment project will be reallocated to the assignment of fund balance for future debt service in order to set aside for pay down of the debt incurred. The remaining balance which represents costs not yet paid will be transferred to the capital projects cash account. Required transfers will be calculated after the 30 day permissive referendum period elapses.

NOW THEREFORE,

BE IT RESOLVED, the Board of Commissioners deems it in the best interest of the District to reallocate the commitment of funding source for the Plant No. 3 interim AOP treatment project from bond anticipation notes issued through the Town of Oyster Bay to the capital improvement reserve for both previous and future expenditures incurred for a total of \$2,203,289.59; and

BE IT FURTHER RESOLVED THAT the Business Manager 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 be 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; and

BE IT FURTHER RESOLVED THAT, the Board of Commissioners deems it in the best interest of its taxpayers that costs already paid through the bond anticipation notes for the Plant No. 3 interim AOP treatment project will be reallocated to the assignment of fund balance for future debt service in order to set aside for pay down of the debt incurred. The remaining balance which represents costs not yet paid will be transferred to the capital projects cash account. Required transfers will be calculated after the 30 day permissive referendum period elapses.

The LIWC Meeting was held on Wednesday, May 26, 2021 at the Hicksville Fire Department in Hicksville, NY at 6:00pm. The program was the pricing and availability of materials post pandemic. Commissioner Laykind, Commissioner Bader, Commissioner Field and Supt. Moriarty were in attendance.

There being no further business to come before the Board, the meeting was adjourned with a call to the Chair at 8:25 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, June 1, 2021.

IN WITNESS WHEREOF, we have hereunto set our hands and affixed the seal of the Plainview Water District on this 29th day of June, 2021.



MARC B. LAYKIND, CHAIRMAN



ANDREW N. BADER, TREASURER



AMANDA R. FIELD, SECRETARY