

Regular meeting of the Board of Commissioners of the Plainview Water District was held in the District office on Tuesday, October 5, 2021.

Present: Marc B. Laykind, Chairman  
Andrew Bader, Treasurer  
Amanda R. Field, Secretary  
Stephen Moriarty, Superintendent  
Michael Ingham, Attorney  
Sujata Pal, 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.

#### **MICHAEL INGHAM'S REPORT – ATTORNEY:**

Attorney Ingham presented bound contracts as prepared by H2M architects + engineers from the recently awarded bids of the Plant No. 2 permanent Advanced Oxidation Process (AOP) treatment facility. Contracts previously awarded to Construction Consultants of L.I., Inc., Phillip Ross Industries and Baltray Enterprises, Inc. were executed in duplicate and one copy will be forwarded to the respective contractor.

Attorney Ingham reported that he met with Supt. Moriarty to review contract and bid documents for the District's hydrated lime and distribution system repairs and maintenance contracts which are set to expire at year-end.

#### **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 Pal demonstrated the presentation for the public meeting taking place Wednesday, October 6, 2021 at 6:00 pm. This public meeting is being held to discuss the upgrades being made to the existing water treatment facility on Southern Parkway. This informational meeting will discuss why the upgrades at the site are needed, what types of upgrades are being made, the construction timeline of the project as well as answer any additional questions residents of the surrounding area may have.

Engineer Pal reported that H2M architects + engineers is in receipt of and has analyzed the air sampling results as it relates to air quality testing for enhancement to the District's respiratory protection program. The respective report is currently being drafted and will be presented to Supt. Moriarty and the Board for review and consideration upon completion.

Engineer Pal reported that comments have been received by Supt. Moriarty based upon his review of the Granular Activated Carbon (GAC) change-out and well and booster pump maintenance annual maintenance contracts set to expire at year-end. Furthermore, said contracts are under review by Attorney Ingham.

Engineer Pal presented a proposal prepared by H2M architects & engineers to complete and submit grant applications and supporting documents for the recently announced 2021 Water Infrastructure Improvement Act grant funding. Engineer Pal reported that a meeting took place between herself, Engineer Neri, Supt. Moriarty and Ms. Scott to discuss which capital improvement/infrastructure projects the District would like to consider submitting for potential future grant funding. It was concluded that grant funding applications should be prepared for the District's Plant Nos. 3, 4, 5 and 7 AOP treatment facilities. The deadline for each application is due to the NYS Environmental Facilities Corp. by November 22, 2021. Part of the requirements of the application submittal is to provide an engineering planning report. Engineer Pal reported that said report has already been prepared for each of the projects mentioned with exception of the Plant No. 5 AOP treatment facility. A proposal has been prepared for the Board's consideration. The cost for the preparation of each grant application, required supporting documentation and submittal to the NYS Environmental Facilities Corp. is \$3,000.00, for a total cost of \$12,000.00.

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 H2M architects & engineers to prepare and submit 2021 Water Infrastructure Improvement Act grant applications for the District's Plant Nos. 3, 4, 5 and 7 AOP treatment facilities at a rate of \$3,000.00 per application, for a total cost of \$12,000.00.

Engineer Pal presented a proposal prepared by H2M architects & engineers to conduct an AOP pilot study at District Plant No. 5 at a reduced cost of \$50,000.00. This study will provide analysis of whether the proposed treatment to remove 1,4 Dioxane from drinking water will prove effective utilizing a Trojan reactor combined with a hydrogen peroxide oxidant. The approval of a pilot study at each District plant site is a requirement of the NYS and Nassau County Departments of Health before consideration of purchasing the system and placing it in service. In addition, Trojan is currently the only manufactured AOP treatment system currently approved to date by the NYS Department of Health whereby treatment can be implemented.

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 an AOP pilot study using a Trojan reactor combined with a hydrogen peroxide oxidant at Plant No. 5 at a cost of \$50,000.00.

Engineer Pal presented a proposal prepared by H2M architects & engineers to prepare an engineering planning report to construct a treatment facility for the removal of 1,4-Dioxane from drinking water at Plant No. 5 a cost of \$40,000.00. Supt. Moriarty stated that in light of the recently announced availability of 2021 Water Infrastructure Improvement Act grant funding, this engineering planning report is required in order for the District to submit the a grant application. Said grant funding will be used to assist with financing the cost of construction of the related AOP treatment facility.

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

RESOLVED, that the Board of Commissioners authorizes H2M architects & engineers to prepare the engineering planning report to construct a treatment facility for the removal of 1,4-Dioxane from drinking water at Plant No. 5 at a total cost of \$40,000.00.

#### **GREG GORDON'S REPORT – PUBLIC INFORMATION FIRM:**

Greg Gordon presented a revised press release related to the District hosting its fourth annual pharmaceutical take back day to be published in upcoming weeks for the Board's review and approval. The Board provided comments and approved for submission upon the revisions being made.

Greg Gordon presented an e-mail blast and promotional schedule related to District's pharmaceutical take back day scheduled to take place on October 23, 2021. The Board approved for distribution.

Greg Gordon presented a draft of a postcard mailer to be sent to all District's residents who have not yet filed their annual backflow test with the District. This mailer is being sent in an effort to educate and remind customers of the importance of backflow compliance as well as the respective compliance requirements. The Board provided feedback and changes and approved for printing upon the revisions being made.

Greg Gordon reported that a copy of the first draft of the fall newsletter is near completion and will be sent to the District for review and comment early next week.

#### **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 26 Steven Street. The Board approved Supt. Moriarty's request.

Supt. Moriarty reported that based upon his review, he is awaiting executed change orders from Philip Ross Industries for construction of the Plant Nos. 2, 3 and 7 interim AOP treatment projects. Upon receipt he will present to the Board for approval.

Supt. Moriarty reported that the banner has been hung and flyers have been distributed promoting the District's pharmaceutical take back day scheduled to take place on October 23, 2021.

Supt. Moriarty presented a memorandum and three written quotes pertaining to landscaping in order to provide green screening of neighboring properties ahead of construction for the Plant No. 4 nitrate and perchlorate removal and AOP treatment facility project. Supt. Moriarty reported that the landscape includes planting green giant arborvitae's, removal of five (5) trees, cleaning up of brush areas along the fence-line and spreading mulch around the new plantings. The lowest quote was submitted from Wade Associates, Inc. at a total cost of \$17,850.00. Board approval was requested.

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

RESOLVED, that the Board of Commissioners awards the landscaping at the Plant No. 4 nitrate and perchlorate removal and AOP treatment facility to the lowest total quote, Wade Associates, Inc. at a total cost of \$17,850.00.

Supt. Moriarty requested the following general fund budget transfer in excess of the Budget Transfer Policy limits be made in order to appropriate the landscaping at the Plant No. 4 nitrate and perchlorate removal and AOP treatment facility as recently approved;

<u>Account Code</u>	<u>Description</u>	<u>Total</u>
A-8330-25-4510	Ground Maintenance	15,000.00
A-8330-20-4100	AOP Repairs and Maintenance	(15,000.00)

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;

<u>Account Code</u>	<u>Description</u>	<u>Total</u>
A-8330-25-4510	Ground Maintenance	15,000.00
A-8330-20-4100	AOP Repairs and Maintenance	(15,000.00)

Supt. Moriarty provided an update on the status of two recently received FOIL requests.

**DINA M SCOTT'S REPORT – BUSINESS MANAGER (as presented by Supt. Moriarty):**

Vendor check nos. 53517 through 53527 dated September 22, 2021 in the amount of \$45,824.83 were previously reviewed, approved and signed by the Board.

Vendor check nos. 53533 through 53553 dated September 30, 2021 in the amount of \$41,579.77 were previously reviewed, approved and signed by the Board.

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

- Dental claims dated September 21, 2021 in the amount of \$1,827.27
- Dental claims dated September 29, 2021 in the amount of \$832.89

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 September 21, 2021 in the amount of \$1,827.27 and September 29, 2021 in the amount of \$832.89 and the Board authorized funds to be transferred into the District's dental benefit account.

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

Commissioner Field stated that it is with a heavy heart that this evening she is calling for the immediate cancellation of the District's contract with Carman, Callahan & Ingham LLP, due to its connection with Town of Oyster Bay Deputy Supervisor Greg Carman pertaining to the investigation by the Nassau District Attorney's Office for improperly soliciting political contributions from Town employees.

Commissioner Field stated since she won the election to this position, we have reformed this District, removed politics from our operations, and ensured that the Plainview Water District is ethically protective of the constituents. Any perception of the District compromising the public's trust is unacceptable.

Commissioner Field stated while our relationship has been positive, the current unethical findings regarding Gregory Carman have cause me to make an immediate motion to cease the firm's relationship with the District.

Commissioner Field stated these are never easy decisions, but this is why she was elected to this position--to protect the taxpayers. Greg Carman has abused his position on the Town Board and has built an entire career on the backs of the taxpayers. We cannot let that continue.

Commissioner Field stated we turned this District upside down to correct any wrongs of the past and ensure taxpayers are protected. This has always been our vision for this district, and I cannot pretend that this is not a difficult and unethical situation. Carman, Callahan & Ingham LLP must be immediately replaced to maintain the ethical standards and transparency of the Plainview Water District.

Motion made by Commissioner Field, hearing no second to the motion the motion was therefore not adopted.

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, October 5, 2021.

IN WITNESS WHEREOF, we have hereunto set our hands and affixed the seal of the Plainview Water District on this 5<sup>th</sup> day of October, 2021.



MARC B. LAYKIND, CHAIRMAN



ANDREW N. BADER, TREASURER



AMANDA R. FIELD, SECRETARY