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2 BOARD MEETING OF THE WATER AUTHORITY

3 OF GREAT NECK NORTH

4 -----X

5 60 Watermill Lane
6 Great Neck, New York
7 Held via Zoom
8 February 14, 2022
9 6:00 P.M.

10

11 TRANSCRIPT OF PROCEEDINGS

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13 A P P E A R A N C E S:

14 Michael C. Kalnick, Chairperson, Village of Kings Point

15 Carol Frank, Director, Town of North Hempstead

16 Jay Johneas, Director, Village of Great Neck

17 Dan Levy, Director, Village of Saddle Rock

18 Dana Lustbader, MD, Director, Village of Kensington

19 Steven Weinberg, Director, Village of Thomaston

20

21 NOT PRESENT:

22 Gerry Schneiderman, Director, Village of Great Neck Plaza

23 Michael Smiley, Director, Village of Great Neck Estates

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26 The meeting was held pursuant to NY State legislation adopted on September 1, 2021,
27 which, until March 16, 2022, in substance, permits public corporations to hold meetings
28 and take actions without in-person access to the meeting provided that the public has
29 the ability to view or listen to such meeting and the meeting is transcribed.

1 ALSO PRESENT:

2

3 From the Water Authority of Great Neck North:

4 Ralph J. Kreitzman, Vice-Chairperson

5 Robert Graziano, Deputy Chairperson

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7 Greg Graziano, Superintendent

8 Michael Rispoli, Assistant Superintendent

9 Adam Solow, Supervisor of Water Plant Operations

10 Judith Flynn, Treasurer

11 Debra Ray, Secretary

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13 Stephen Limmer, Counsel, McLaughlin & Stern, LLP

14 Gary Stuart, Associate, CDM Smith, Consulting Engineers

15 Keith Kelly, Partner, CDM Smith, Consulting Engineers

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1 CHAIRPERSON KALNICK: Approval of the draft minutes
2 from the meeting on January 10th. [Res. # 22-02-01]
3 Moved by?
4 DIRECTOR JOHNEAS: Motion.
5 CHAIRPERSON KALNICK: Moved by Jay.
6 DIRECTOR LEVY: Second.
7 CHAIRPERSON KALNICK: Was that second by Dan?
8 DIRECTOR LEVY: Yes.
9 CHAIRPERSON KALNICK: All in favor?
10 (Whereupon all members responded in the
11 affirmative.)
12 CHAIRPERSON KALNICK: Approval of the Abstract of
13 Claims. [Res. # 22-02-02]
14 DIRECTOR LEVY: So moved.
15 CHAIRPERSON KALNICK: Seconded?
16 DIRECTOR FRANK: Second.
17 CHAIRPERSON KALNICK: Thank you, Carol.
18 All in favor?
19 (Whereupon all members responded in the
20 affirmative.)
21 CHAIRPERSON KALNICK: Treasurer's Monthly Report.
22 Anything unusual?
23 MS. FLYNN: Nothing unusual to report.
24 CHAIRPERSON KALNICK: Motion to accept?
25 DIRECTOR LEVY: I so move.

- 1 CHAIRPERSON KALNICK: Seconded by?
- 2 DIRECTOR JOHNEAS: Second.
- 3 CHAIRPERSON KALNICK: All in favor? [Res. # 22-02-03]
- 4 (Whereupon all members responded in the
- 5 affirmative.)
- 6 CHAIRPERSON KALNICK: Greg, mailing
- 7 of the related party questionnaire.
- 8 Debra, do we have responses from everyone?
- 9 MS. RAY: No, it's just going out in the
- 10 mail. I wanted everyone to see it for those who
- 11 haven't seen it before, and then it's going in
- 12 the mail tomorrow. So you could expect it to come
- 13 to you later in the week, due to the slow mail in
- 14 Great Neck.
- 15 And then there's a self-addressed and
- 16 stamped envelope, you fill it out, you can mail
- 17 it so it will go right back to Satty &
- 18 Partners, so if everybody could just do that.
- 19 But Mayor Kalnick, I have yours already, so
- 20 yours is done.
- 21 MR. LIMMER: You don't want it mailed
- 22 back to you so you know who's done it and who to
- 23 follow up on?
- 24 MS. RAY: He tallies and he will let me know.
- 25 MR. LIMMER: Okay.

1 CHAIRPERSON KALNICK: That's why I thought
2 everybody had it because I did it.

3 MS. RAY: Yes, you did do it a while back
4 because I sent you a package already, so I
5 included it.

6 SUPERINTENDENT GRAZIANO: Judy, on the
7 verified claim forms.

8 MS. FLYNN: So the requirement for verified
9 claim forms. Currently, for most vendors, we
10 require a claim form in order for us to process
11 payment. There are several different types of
12 vendors that don't need claim forms. We had
13 somebody out, actually, with COVID, and when
14 we looked to verify the policy, we realized that
15 there was no policy in our policy manual, so we
16 really just wanted to document the policy itself.

17 It's very similar to -- we were following the
18 guidelines that the villages follow, so Steve
19 was nice enough to help us lay out what the policy
20 would look like, and then we just customized it to
21 work for the Water Authority.

22 MR. LIMMER: Judy and Debra had the
23 audacity to ask me what the law was regarding
24 claim forms, I said, oh, that's easy, I'll get

25

1 right back to you, and then I found out there was
2 none for the Water Authority, so that's why we
3 ended up doing this.

4 And as Debra said, basically, I sent them
5 what the provision is in the Village Law and
6 suggested they modify it for how they work from
7 time to time. And the only requirement is that
8 if we want to require verified claim forms, we
9 should have a resolution requiring it.

10 CHAIRPERSON KALNICK: Sounds like a valid point.
11 We should have it.

12 MR. LIMMER: Yes.

13 CHAIRPERSON KALNICK: All right, so we need a
14 resolution?

15 MR. LIMMER: Yes, you do.

16 CHAIRPERSON KALNICK: A motion to require verified
17 claim forms. [Res. #22-02-04]

18 DIRECTOR LEVY: So moved.

19 CHAIRPERSON KALNICK: Seconded by?

20 DIRECTOR LUSTBADER: Second.

21 CHAIRPERSON KALNICK: All in favor?

22 (Whereupon all members responded in the
23 affirmative.)

24 MR. LIMMER: That's in the form
25 recommended by Debra and Judy, that's a part of

1 your package.

2 CHAIRPERSON KALNICK: Okay. Gary.

3 MR. STUART: Good evening, everybody.

4 I got two things tonight. First one is our
5 monthly report that was included in the bid
6 packet, or the board packet.

7 I would be happy to answer any questions
8 anybody has.

9 VICE CHAIR KREITZMAN: My only question
10 is, are we sure we will get the contractors to
11 do everything they have to do so we can make
12 payments by June 30th? I know you were having
13 some problems with one with respect to the
14 post --

15 MR. STUART: Yes, it's Well 8, and I do hope
16 that we're -- you know, since it's February now,
17 that we're done by June with them, but maybe
18 Steve can talk further. I know we have a
19 meeting or call scheduled or hopefully scheduling a
20 call with the Authority in the next couple of weeks
21 or so.

22 VICE CHAIR KREITZMAN: Steve, let me
23 give you something to think about if we get close.
24 If we can pay the money in escrow or something to
25 prove we have made that payment so

1 we can be reimbursed by the EFC.

2 MR. LIMMER: Greg, can you call your
3 person at EFC and explain the issue to them and
4 find out how they would like us to handle it so
5 we don't have to pay it and then try to claw it
6 back? Or do you want to give me somebody to
7 call? Whatever way you want to handle it.

8 VICE CHAIR KREITZMAN: We still have a
9 few months. I was just a little concerned
10 because that one contractor is being difficult.

11 SUPERINTENDENT GRAZIANO: Yes, Ralph,
12 it's a good thought. I would just like to wait
13 a couple more months because what I will be
14 talking about in a little bit is about
15 additional EFC funding, and I don't really want
16 to raise alarm bells on something yet about
17 potentially for June. We will talk about it
18 when I get to my part.

19 VICE CHAIR KREITZMAN: Okay. Thank you.

20 SUPERINTENDENT GRAZIANO: On 2.2-d.

21 CHAIRPERSON KALNICK: Gary.

22 MR. STUART: So the second thing is
23 included in the Board packet was the 2022
24 insurance certification. As you know, as
25 required by the Authority's bond resolution that

1 was passed in November 2019, there's
2 documentation in there from our sub that we
3 hired to do this evaluation, Albert Risk
4 Management, and everything is in order, if
5 you've read their letter, and they continue to
6 be impressed with the Authority's insurance
7 coverage.

8 We're recommending that the Board
9 approve the certification.

10 CHAIRPERSON KALNICK: All right.

11 Motion to accept and approve? Moved by?

12 DIRECTOR JOHNEAS: So moved.

13 CHAIRPERSON KALNICK: Seconded by?

14 DIRECTOR LUSTBADER: Second.

15 CHAIRPERSON KALNICK: All in favor?[Res. #22-02-05]

16 (Whereupon all members responded in the
17 affirmative.)

18 CHAIRPERSON KALNICK: All right, Greg.

19 SUPERINTENDENT GRAZIANO: All right.

20 First item I have was on last month's Board
21 meeting, but we got into conversation and we
22 never actually got a resolution. This is the
23 annual performance review.

24 Nothing has changed since last month, this is
25 the same exact document presented last month,

1 but unfortunately we missed getting a Board
2 resolution, so I just need a Board resolution to
3 accept the annual performance review.

4 DIRECTOR LEVY: I so move. [Res. #22-02-06]

5 CHAIRPERSON KALNICK: Moved by Dan.

6 Second?

7 DIRECTOR FRANK: Second.

8 CHAIRPERSON KALNICK: Seconded by
9 Carol. All in favor?

10 (Whereupon all members responded in the
11 affirmative.)

12 SUPERINTENDENT GRAZIANO: Next item,
13 2.2-b. H2M has a proposal for additional
14 services for the AOP project that we're doing
15 across the street for Wells 2A, 9 and 11A.
16 There's been a lot of back and forth with --
17 there's an enormous amount of groundwater over
18 at that site, the water table is extremely high,
19 it's a very tight construction schedule of
20 12 months.

21 The contractor proposed an alternate
22 foundation plan, which is equating to a credit
23 to the Authority of \$130,000. There was work to
24 look at this alternative foundation plan by H2M,
25 their cost was \$11,095.84. However, on top of

1 the \$130,000 credit, the contractor is willing
2 to also reimburse the Authority for that
3 \$11,095, so there would be no cost to the
4 Authority for that.

5 Also during the process, there was additional
6 work looked at for revised grading. Based on
7 the potentially revised foundation and different
8 alternates and the effort to keep the project moving
9 along, there was grading that had to be looked at,
10 and that effort was \$7,000.

11 So throughout the whole proposal, there's
12 different numbers, but the bottom line is H2M is
13 looking to increase their total contract amount
14 by \$18,095.84, with the cost coming to the
15 Authority out of that being only \$7,000. The
16 other \$11,000 gets reimbursed from the
17 contractor, plus we get \$130,000 credit for
18 going with the alternate foundation plan.

19 This all gets paid for. We have an allowance
20 item in the contract for \$300,000. Right now,
21 we are actually plus \$55,000 between all credits
22 and additional costs, we're actually plus
23 \$55,000.

24 DIRECTOR JOHNEAS: Plus you're getting
25 another \$112,000 here?

1 SUPERINTENDENT GRAZIANO: No, that's
2 included with that in there. So the allowance
3 was \$300,000, with that 100-something thousand
4 in there, we're up to \$355,000 allowance
5 remaining because there was other items that
6 came out of the allowance, rock removal --

7 DIRECTOR JOHNEAS: Okay.

8 SUPERINTENDENT GRAZIANO: -- and stuff like
9 that. There were items that were planned for in
10 the allowance that we spent, but right now we are
11 on the positive side, which is great.

12 So we're just looking for Board approval for
13 the additional plus for the alternate foundation
14 and potential grading, totalling \$18,095.84.

15 CHAIRPERSON KALNICK: Motion to
16 approve?

17

18 DIRECTOR LEVY: So the new bill is plus 40
19 and everything else is credit? Because with all
20 the numbers, I got lost.

21 SUPERINTENDENT GRAZIANO: So the new
22 bill for H2M's time is \$18,095.84; however, if
23 you look at page 2, Dan, it's \$18,095.84, but
24 out of that, \$11,095.84 is being reimbursed by
25 the contractor.

1 DIRECTOR LEVY: So it's \$7,000.

2 SUPERINTENDENT GRAZIANO: Correct, so
3 it's \$7,000.

4 DIRECTOR LEVY: Okay.

5 SUPERINTENDENT GRAZIANO: But also
6 we're getting a credit because we changed the
7 type of foundation, we allowed the contractor to
8 move forward with a different foundation design,
9 we're also receiving a credit of \$130,000 to the
10 project.

11 DIRECTOR LEVY: The credit does not offset
12 the bill now? That's what my question was.

13 SUPERINTENDENT GRAZIANO: Yes, so there's
14 a running spreadsheet that shows the allowance
15 of \$300,000. I will read a couple of the items
16 off, so there's --

17 DIRECTOR LEVY: I don't care about the items
18 because the numbers got jumbled up.

19 SUPERINTENDENT GRAZIANO: Right. So the
20 numbers are always going to be jumbled up in a
21 sense. So you're starting at a certain number,
22 then you have rock removal, we had to relocate a
23 pole, those are additional costs, so that eats
24 into the credit. There's additional design work
25 that eats into that allowance amount, but then

1 we get credits back that re-offset those, so
2 right now, all in, we're over \$55,000 to the
3 positive side, bottom line.

4 DIRECTOR LEVY: Okay.

5 SUPERINTENDENT GRAZIANO: We're
6 not negative \$55,000, we're plus \$55,000.

7 DIRECTOR LEVY: Good. So you're asking us to
8 authorize you to spend an additional 40 over the
9 55?

10 SUPERINTENDENT GRAZIANO: No. I'm just
11 asking you right now to spend an additional, for
12 H2M's proposal, of \$18,095.84.

13 DIRECTOR JOHNEAS: Sounds like the
14 contractor is giving the Authority back \$130,000
15 towards the credit because of the foundation
16 change. It sounds like the contractor is going
17 to get back-charged \$11,095.84 from H2M back to
18 the contractor. And it sounds like \$7,000 is
19 coming out of the allowance to go to H2M for the
20 grading revisions.

21 SUPERINTENDENT GRAZIANO: Correct.
22 So we just need Board approval based on H2M 's
23 proposal.

24 CHAIRPERSON KALNICK: Dan, do you want to
25 move for approval?

1 DIRECTOR LEVY: If I assume what he just did,
2 I'm going to --

3 DIRECTOR JOHNEAS: I will do it. I make a
4 motion.

5 CHAIRPERSON KALNICK: Thank you, Jay.
6 Seconded by?

7 DIRECTOR FRANK: Second.[Res. # 22-02-07]

8 CHAIRPERSON KALNICK: All in favor?

9 (Whereupon all members responded in the
10 affirmative.)

11 SUPERINTENDENT GRAZIANO: Update on
12 the Watermill Lane project that we just talked
13 about, the AOP treatment.

14 They completed the forming and the pouring
15 of the concrete walls last week, the forms are
16 being removed this week, miscellaneous
17 underground piping is being installed, most of
18 the backfill around the foundation has been
19 complete, the well and piping tie-in along with
20 buried processed piping and wall sleeves are
21 being installed. All the sheeting around the
22 foundation will be removed where it's
23 accessible. The sheeting that's 8 to 10 feet
24 below grade will be left in.

25 Delivery date of the carbon vessels will be

1 rescheduled between March 15th and April 1st,
2 depending on when the contractor can actually
3 accept them on site, because they're running out
4 of real estate over there.

5 Delivery of the Trojan U.V. system for all
6 three wells is tentatively rescheduled for mid-
7 to late this month, February, and so far the
8 project is still on schedule to be in
9 substantial completion by August 9th with
10 contract completion on September 8th.

11 The project is moving along very well and
12 still on schedule considering all the issues
13 with supply chain and so forth, et cetera. And
14 for the magnitude of this project, it's an
15 extremely large project, which brings me to the
16 next item, 2.2-d.

17 Brock Rogers from the New York State
18 Department of Health reached out to me a couple
19 of weeks ago and said, lo and behold, the EFC
20 potentially has more SMLP money.

21 So for the Board Members that are newer, I
22 was able to get a little over \$15 million in
23 SMLP funding, I guess it's about six years ago
24 now. That money was for Super Storm Sandy and
25 hardening our well sites and raising anything

1 that had potential flood levels.

2 The terms of those deals was 75% of the
3 money was to be paid back over 30 years at
4 0% interest, the other 25% was not to be paid
5 back as it was in the form of a grant.

6 So Brock approached about it all being paid
7 back at 0% interest. I played hard to get,
8 without the grant portion, we may not be so
9 interested. He got back to me, we're setting up
10 a meeting, but it looks like we're going to be
11 able to get additional money that they had left
12 over from that funding, New York City didn't
13 wind up using it all, based on the same terms;
14 75% at 0% and 25% at grant.

15 We're waiting to schedule a meeting, which
16 is good news, because all told,
17 all these EFC projects we have done over all
18 these years, the cost exceeded what we took of
19 the \$15,450,000 by approximately \$1,350,000, so
20 that money was coming out of our cash, that
21 \$1,350,000 that we were over.

22 So Judy put a spreadsheet together for me,
23 which I forwarded to Brock and the EFC, saying
24 that we could potentially be interested in
25 \$1.65 million, a \$300,000 contingency for items

1 we're not aware of. Most likely we are not
2 going to use it, but I wanted to give them a
3 high number. The EFC looks like they
4 potentially have \$2 million sitting around.

5 So back to Ralph's point, we've already spent
6 beyond the initial money.

7 Judy, how much do we have left of the EFC
8 money? \$10,000?

9 MS. FLYNN: We have \$5,000 left of the
10 funding, but we have invoices that cover that
11 \$5,000, we just haven't submitted them yet.

12 VICE CHAIR KREITZMAN: So my question
13 was moot then, you can forget about it.

14 SUPERINTENDENT GRAZIANO: Not all the
15 way, Ralph. If we go out and take this
16 additional money, that money will have to be
17 spent by June, too.

18 VICE CHAIR KREITZMAN: Oh, I didn't realize.

19 SUPERINTENDENT GRAZIANO: That's why
20 I wanted to kind of wait. I will call. I
21 didn't want to raise the alarm bell since we
22 only have \$5,000 left to spend and then get them
23 concerned about actually giving us more money.

24 Let's get the meeting with them, make sure
25 the terms are what we agree upon, and then as

1 long as the Board is okay with it, move forward.

2 DIRECTOR LEVY: How are we going to be able
3 to get the project planned and executed by June?

4 VICE CHAIR KREITZMAN: They're done.

5 SUPERINTENDENT GRAZIANO: We cannot
6 add any new projects, this money would cover the
7 projects that we've already done or trying to
8 finish up now that we went over the EFC money
9 with what was going to come out of our own cash.

10 DIRECTOR LEVY: Basically, it's to cover the
11 cost that we incurred?

12 SUPERINTENDENT GRAZIANO: Correct.

13 DIRECTOR LEVY: Okay.

14 SUPERINTENDENT GRAZIANO: So I don't
15 know, Deb, if you can pull up that spreadsheet,
16 or is that the one you're having trouble with?

17 MS. RAY: That's the one I can't
18 open. Judy, do you have it?

19 MS. FLYNN: You want the analysis one?

20 SUPERINTENDENT GRAZIANO: Yes, the
21 debt service analysis.

22 So as Judy is pulling it up, Judy did a quick
23 analysis on our debt service and net revenue
24 requirements. Basically, the additional money
25 works out to be about \$40,000 a year if we took

1 it all.

2 The Board can see this?

3 MS. FLYNN: It's in everybody's package, too.

4 SUPERINTENDENT GRAZIANO: So if you see
5 2023, without the additional money we would have
6 been at 151%. With the additional money it's
7 about 149. So it's about a \$40,000 per year
8 payback, assuming 75% at 0% interest and the
9 other 25% grant.

10 Also keep in mind, our last rate increase
11 that the Board voted on a few years ago, the
12 last 2% increase ends in 2023, so this is
13 assuming no more rate increases after 2023.

14 So we're comfortable taking this additional
15 money on and not impacting our net revenue. So
16 basically, if we took the whole \$1.65 million,
17 which includes a \$300,000 contingency,
18 additional debt would be approximately
19 \$1.2 million and the grant would be another
20 \$412,000, which is nice.

21 You know, obviously free money for the
22 grant money. This is in lieu of taking it out
23 of our own cash.

24 MR. GRAZIANO: If we can just clarify
25 something that you just said, this assumes no

1 additional rate increases after '23, but the
2 likelihood would be that small rate increases
3 would be necessary so that we can avoid any big
4 ones going in the future.

5 CHAIRPERSON KALNICK: I think we had discussed
6 that previously. We raised that issue when we
7 did the last increase.

8 MR. GRAZIANO: Yes, I just didn't want
9 anybody to think that Greg was saying there
10 would be none.

11 CHAIRPERSON KALNICK: Greg, for the additional
12 money, will I need to be authorized to sign
13 documents before our next meeting?

14 SUPERINTENDENT GRAZIANO: I don't
15 think so, but I don't think it hurts to have the
16 Board authorize in case they need something
17 signed.

18 We are obviously going to have to bring on
19 Bill Jackson from bond counsel potentially into
20 this and also Janet Moorely once the Authority
21 settles on if we are going to proceed with this.
22 That will all have to change in the closing.
23 Closing is not until June/July area, but you may
24 need to sign something in between.

25 CHAIRPERSON KALNICK: Exactly.

1 MR. LIMMER: You might have to have a
2 special meeting because you're going to have to
3 have the particular bond resolution that they
4 prepare voted upon, you know, with at least five
5 members voting for it. So I mean you could have
6 a quick Zoom meeting, you know, at any time
7 during the day when you have at least five Board
8 members available, but you're probably going to
9 need a special meeting before the next Board
10 meeting. You can't authorize the Chairman to at
11 this point sign it in advance, it won't work for
12 bonding purposes.

13 CHAIRPERSON KALNICK: We might as well wait
14 and call the special meeting as soon as
15 possible.

16 SUPERINTENDENT GRAZIANO: Just so
17 we're clear, the bond resolution wouldn't be
18 done until we go to closing, which would be
19 July/August area. The only thing Michael may
20 have to approve in the meantime, which I don't
21 even know yet, which may not be, is just us
22 agreeing to this additional borrowing, not an
23 actual resolution.

24 MR. LIMMER: We will take it to bond
25 counsel and see.

1 DIRECTOR LEVY: Especially when we have
2 25% of it as a grant, I think it's a no-brainer.

3 CHAIRPERSON KALNICK: You're right,
4 Dan, it is a no-brainer.

5 Steve, can we do something instead of having
6 to call a special meeting, where we authorize to
7 accept it, if you will, the proposal?

8 MR. LIMMER: I don't think bond counsel
9 will be satisfied with it, Mayor. You can do
10 it, you can adopt the resolution authorizing you
11 to sign whatever documents are necessary in
12 order to implement the additional money, that's
13 fine and that might work until we have a formal
14 bond resolution. It doesn't hurt to do that.

15 CHAIRPERSON KALNICK: That's what I'm talking
16 about, in case something has to be signed prior
17 to the bond resolution.

18 MR. LIMMER: Yes, that's worthwhile.

19 CHAIRPERSON KALNICK: So why don't we do that?

20 DIRECTOR LEVY: I move to give you the power
21 to -- it's not sign, what do we call that?

22 MR. LIMMER: Excuse me, what the resolution
23 would be authorizing the Chairperson to sign any
24 documents that might be necessary in order to
25 obtain additional moneys from the Environmental

1 Facilities Corporation before the next meeting.

2 DIRECTOR Good. I move to do that.

3 LEVY: [Res. #22-02-08]

4 CHAIRPERSON KALNICK: Thank you.

5 DIRECTOR LUSTBADER: Second that

6 authorization.

7 CHAIRPERSON KALNICK: All in favor?

8 (Whereupon all members responded in the

9 affirmative.)

10 VICE CHAIR KREITZMAN: You might also

11 authorize Michael to retain our bond counsel and

12 investment adviser, if it's necessary to do so

13 before the next meeting.

14 DIRECTOR LEVY: We have to treat it as a

15 separate bond or continue the original people,

16 the same counsel that dealt with the

17 original 15.

18 VICE CHAIR KREITZMAN: Yes, same counsel.

19 MR. LIMMER: Why don't you have somebody

20 make the motion that Ralph just suggested and

21 then you can second it and approve that so

22 you're covered in case you need it.

23 DIRECTOR LEVY: Okay. I so move.

24 CHAIRPERSON KALNICK: Seconded by?

25 DIRECTOR FRANK: Second. [Res. #22-02-09]

1 CHAIRPERSON KALNICK: Thank you.

2 All in favor on that?

3 (Whereupon all members responded in the
4 affirmative.)

5 CHAIRPERSON KALNICK: Okay, Greg.

6 SUPERINTENDENT GRAZIANO: The last item is
7 the COVID-19 policy. Everybody got that in their
8 packets. It looks like a lot of pages,
9 but the meat of the policy is really
10 three pages.

11 DIRECTOR LEVY: Last meeting you had
12 issues with a certain employee.

13 Have things calmed down since?

14 SUPERINTENDENT GRAZIANO: Yes,
15 thankfully we have everybody back. That
16 probably should go into Executive Session, the
17 problem with the employee.

18 DIRECTOR LEVY: I was just asking a yes-or-no
19 answer. I don't need detail right now.

20 SUPERINTENDENT GRAZIANO: Yes, we're
21 thinking about filing a grievance but the union
22 president shop steward shot it down. They
23 misinterpreted what they thought was the law and
24 they stayed out of it --

25 DIRECTOR LEVY: Not a problem.

1 SUPERINTENDENT GRAZIANO: They wound
2 up hurting themselves in the end.

3 DIRECTOR LEVY: I figured.

4 DIRECTOR LUSTBADER: What page is the
5 COVID policy on here?

6 SUPERINTENDENT GRAZIANO: In 2.2e.
7 It's the first four pages. It's all four
8 pages. It spells out effective date, you know,
9 gives some definition of essential employees,
10 because some of the office staff/union members
11 thought they were not essential employees. Not
12 that it matters anymore, because the new rules,
13 but just in case the rules do change going
14 forward and they only apply to essential
15 employees, we're letting everyone know that if
16 you work for the Authority that you are an
17 essential employee. Whether you're outside
18 working in the crew or inside the office, any
19 Water Authority employee is considered an
20 essential employee.

21 VICE CHAIR KREITZMAN: To answer your
22 question, it's page 72 in the package.

23 DIRECTOR LUSTBADER: That's what I'm
24 looking for, thank you.

25 SUPERINTENDENT GRAZIANO: Oh, I'm sorry,

1 you're looking on the web page, I'm sorry.

2 There's testing, it talks about testing,
3 isolation and quarantine, masking, social
4 distancing, hygiene, kind of taking our older
5 policies and wrapping it into one policy, but
6 then updated it per all the attachments that are
7 part of the document. It talks about leave.

8 This should go in Executive Session, Michael,
9 if we're going to talk about some of the
10 law-based stuff.

11 CHAIRPERSON KALNICK: Correct.
12 Would Dana take a quick look? If there's an issue,
13 we can deal with it now.

14 DIRECTOR LUSTBADER: No issue.

15 CHAIRPERSON KALNICK: Motion to go into
16 Executive Session, we have several matters.

17 DIRECTOR LEVY: I so move.

18 CHAIRPERSON KALNICK: Okay. Seconded?

19 DIRECTOR JOHNEAS: Second. [Res. #22-02-10]

20 CHAIRPERSON KALNICK: All

21 in favor? Second.

22 (Whereupon all members responded in the
23 affirmative.)

24 (Whereupon, an Executive Session was held off
25 the record.)

1 MR. LIMMER: So the first motion would be to
2 approve the COVID policy.

3 DIRECTOR LUSTBADER: COVID Move to approve the
4 policy. [Res. #22-02-11]

5 MR. LIMMER: As distributed to the Board.

6 DIRECTOR LUSTBADER: As distributed to the
7 Board.

8 CHAIRPERSON KALNICK: Moved by Dana.

9 Seconded by?

10 DIRECTOR LEVY: Second.

11 CHAIRPERSON KALNICK: All in favor?

12 (Whereupon all members responded in the
13 affirmative.)

14 MR. LIMMER: The second resolution
15 would be to adopt the policy as to third party
16 costs set forth in Agenda Item 2.3a, which is the
17 e-mail to the Board of Directors dated February
18 14, 2022. Alternate 1 will be the policy adopted.
19 [Res. #22-02-12]

20 CHAIRPERSON KALNICK: Moved by?

21 DIRECTOR LEVY: So moved.

22 CHAIRPERSON KALNICK: Seconded by?

23 DIRECTOR FRANK: Second.

24 CHAIRPERSON KALNICK: All in favor?

25 (Whereupon all members responded in the

1 affirmative.)

2 MR. LIMMER: The third resolution is to
3 engage Sher Edling to represent the Authority in
4 its claims against Lockheed Martin for the PFOS
5 and PFAS contamination to the Authority's water
6 supply.

7 SUPERINTENDENT GRAZIANO: Michael,
8 I'm sorry, after the Board votes on this, we
9 should go back in Executive Session really
10 quick. I forgot to mention something.

11 CHAIRPERSON KALNICK: No problem.
12 Motion to approve?

13 DIRECTOR LEVY: Aye.

14 CHAIRPERSON KALNICK: Second?

15 DIRECTOR LUSTBADER: Second.

16 CHAIRPERSON KALNICK: Second by Dana.

17 All in favor? [Res. #22-02-13]

18 (Whereupon all members responded in the
19 affirmative.)

20 CHAIRPERSON KALNICK: Back into Executive Session.

21 DIRECTOR LEVY: I so move.

22 CHAIRPERSON KALNICK: Okay. Seconded?

23 DIRECTOR JOHNEAS: Second.

24 CHAIRPERSON KALNICK: All in favor? [Res. #22-02-14]

25 (Whereupon all members responded in the

1 affirmative.)

2 (Whereupon, an Executive Session was held off
3 the record.)

4 CHAIRPERSON KALNICK: Motion to adjourn?

5 DIRECTOR LEVY: I so move.

6 CHAIRPERSON KALNICK: All right, seconded?

7 DIRECTOR LUSTBADER: Second.

8 CHAIRPERSON KALNICK: Everyone is in favor. [Res. #22-02-14]

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10 (Time Noted: 7:13 P.M.)

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