

Final: March 18, 2013

**MEETING OF THE BOARD OF DIRECTORS OF THE WATER AUTHORITY OF
GREAT NECK NORTH HELD ON FEBRUARY 11, 2013 AT 50 WATERMILL
LANE, GREAT NECK, NEW YORK**

PRESENT:

Michael C. Kalnick, Chairperson
Ellen Birnbaum, Director
Edward Causin, Director
Ralph J. Kreitzman, Director
Dr. Dan Levy, Director
Susan Lopatkin, Director
Steven Weinberg, Director

Village of Kings Point
Town of North Hempstead
Village of Great Neck Estates
Village of Great Neck
Village of Saddle Rock
Village of Kensington
Village of Thomaston

ALSO PRESENT:

Howard Miskin, Vice Chairperson
Robert Graziano, Deputy Chairperson
Gregory Graziano, Superintendent
Kathleen Friend, Treasurer
Stephen Moriarty, Assistant Superintendent
Robert McCormack, Supervisor, Water
Plant Operations
Lisa Schlichting, Secretary
Stephen Limmer, Counsel

Bill Merklin

Water Authority of Great Neck North
Water Authority of Great Neck North
Water Authority of Great Neck North
Water Authority of Great Neck North
Water Authority of Great Neck North
Water Authority of Great Neck North

Water Authority of Great Neck North
Ackerman, Levine, Cullen, Brickman &
Limmer, LLP
Dvirka & Bartilucci, Consulting Engineer

Not Present:

Jean Celender, Director

Village of Great Neck Plaza

Also Present:

Nadder Roofeh

8 Meryl Lane

The Board meeting was called to order at 6:00 p.m. 6 members, (Chairperson/Director Kalnick, Directors Birnbaum, Causin, Kreitzman, Lopatkin, and Weinberg) were present, constituting a quorum.

Director Causin recommended that the Minutes of the Board's January 14, 2013, meeting be amended to note that pursuant to the Board's discussion and resolution at its meeting on December 10, 2012, the 4% increase for the Superintendent was retroactive to January 1, 2013. On the motion of Director Lopatkin, seconded by Director Causin, by Resolution #13-02-01, the Board approved the Minutes of the Board's January 14, 2013 meeting as amended. The vote was 6 for, 0 against, 0 abstentions.

On the motion of Director Causin, seconded by Director Lopatkin, by Resolution #13-02-02, the Board acknowledged that the Abstract of Claims was reviewed by the Directors and the Abstract was approved. The vote was 6 for, 0 against, 0 abstentions. A copy of the Abstract is on file with the Secretary.

On the motion of Director Weinberg, seconded by Director Lopatkin, by Resolution #13-02-03, the Board acknowledged that the Treasurer's Monthly Report was reviewed by the Directors and the Report was accepted. The vote was 6 for, 0 against, 0 abstentions. A copy of the Report is on file with the Secretary.

Bill Merklin presented the Engineer's Report:

Well 12 at Community Drive has been returned to service. Philip Ross Industries, Inc. completed the testing of the water quality for the Packed Tower Aeration System. The Nassau County Department of Health ("NCDH") is scheduled to begin collecting its water quality samples. Upon obtaining acceptable sample results, an inspection will be scheduled with the NCDH for approval to operate the facility using Well 13 only. After Well 13 is operating through the new facility, Wells 12 and 14 will be connected.

Dvirka and Bartilucci ("D&B") will put out the bidding contract documents by the end of February for Electrical Improvements to Well 10A, at Ravine Road.

The Water Main Improvements at the United States Merchant Marine Academy in Kings Point are completed with the exception of the asphalt restoration, which will begin in the spring when the asphalt plants open.

Layne Christensen Company removed the existing well pump and performed a video inspection of the well casing for the Rehabilitation of Well Pump No. 11 at Watermill Lane. The well casing failed. Sand was found in the well, which indicated a breach. Superintendent Graziano noted that Well 11 pumps approximately 1.5 million gallons a day, and will need to be shut down while the new well is being constructed. The well is about 60 years old and was not drilled straight down, so inserting a new liner to repair the well is not advised. Based upon the cost and uncertainty of being able to resurrect the well, Bill Merklin recommended that the well be abandoned and that a new well be drilled adjacent to it. Superintendent Graziano agreed with the recommendation and requested the Board's approval to authorize D&B to apply to the New York State Department of Environmental Conservation ("DEC") for a permit to begin drilling a replacement well in the Lloyd aquifer. Although DEC is generally not permitting new wells into the Lloyd aquifer, it was believed that since the proposed well would be replacing an existing Lloyd well, DEC will approve the application. Because of the importance of the well and the need to have the replacement well up and running as soon as practicable, the Superintendent requested the Board to authorize D&B to begin working on the design of the new well, and to present its proposal to the Board at the

March Board meeting. The Superintendent's request to authorize D&B to proceed would be contingent upon D&B receiving a verbal commitment from DEC to begin drilling a replacement well in the Lloyd aquifer. If DEC does not approve the replacement well in the Lloyd aquifer, D&B is to investigate the alternatives available for the Authority to pursue to replace Well 11. On the motion of Director Lopatkin, seconded by Director Kreitzman, by Resolution #13-02-04, the Board authorized D&B to apply to the DEC for a permit to begin drilling a replacement well in the Lloyd aquifer and, upon verbal approval to begin working on the design of the new well; and, if the verbal approval is denied, to investigate the alternatives available for the Authority to pursue to replace Well 11. The vote was 6 for, 0 against, 0 abstentions.

Director Levy entered the meeting at 6:15 p.m.

Bill Merklin reviewed the adequacy of the 2013 insurance of the Authority and concurred that it was adequate and in accordance with the requirements of the Bond Resolution adopted April 21, 2008. Director Causin questioned if \$25,000,000.00 for the excess umbrella liability was sufficient. Counsel Limmer suggested that the Superintendent speak with the Authority's Insurance Broker to determine what the cost would be for additional coverage in five million dollar increments. The Superintendent will also review the exclusions. On the motion of Director Kreitzman, seconded by Director Causin, by Resolution #13-02-05, the Board accepted the Annual Insurance Certification for 2013 from the Consulting Engineer and instructed the Treasurer to file the Certification with the Trustee. The vote was 7 for, 0 against, 0 abstentions.

Nadder Roofeh addressed the Board to request that the Board waive the \$397.35 balance at 8 Meryl Lane that his tenants did not pay. The Board said that while it is sympathetic to Mr. Roofeh's situation, the Authority's Rules and Regulations mandate that the balance be paid prior to the water being turned back on, and that there is no legal basis to exempt Mr. Roofeh from the Authority's Rules and Regulations.

Gregory Graziano presented the Superintendent's Report:

D&B submitted its proposal for Engineering Services for Water Main Improvements for the proposed Nassimi Property Subdivision at 102 Kings Point Road. Approximately 650 feet of 6-inch ductile iron pipe will be required. The proposed subdivision will include a total of four new water services and two new fire hydrants. On the motion of Director Kreitzman, seconded by Director Lopatkin, by Resolution #13-02-06, the Board approved the not to exceed fees of \$16,000.00 for Design and Bidding documents for improvements to the Water Main for the proposed Nassimi Property Subdivision at 102 Kings Point Road. The vote was 7 for, 0 against, 0 abstentions.

Superintendent Graziano advised that the Hydrants, Valves, and Fittings contract with T. Mina Supply Inc., Joseph G. Pollard Co, Inc., and Blackman Plumbing Supply Co., Inc., expires on May 31, 2013 and recommended that it be rebid. On the motion of Director Kreitzman, seconded by Director Lopatkin, by Resolution #13-02-07, the Board approved the rebidding of the Hydrants, Valves, and Fittings contract. The vote was 7 for, 0 against, 0 abstentions. The notice to bidders and the bid documents will be posted on the Authority's website.

Superintendent Graziano requested the Board's approval to sell a surplus 1996 Ford Ranger with approximately 62,755 miles to the highest bidder, in "as is" condition. The cost to the Authority to repair the vehicle exceeds the value of the vehicle to the Authority. The vehicle would be posted for auction online through GovDeals, Inc. On the motion of

Director Kreitzman, seconded by Director Weinberg, by Resolution #13-02-08, the Board approved selling the 1996 Ford Ranger to the highest bidder in "as is" condition. The vote was 7 for, 0 against, 0 abstentions.

Director Causin presented the Governance Committee Report:

On the motion of Director Causin, the Board meeting was temporarily adjourned at 6:35 p.m. so that the Governance Committee could meet. After the conclusion of the Governance Committee meeting, at 6:40 p.m. the Board meeting resumed. Director Causin advised the Board that the Governance Committee had reviewed the Summary of the Self Evaluation forms for Calendar Year 2012 submitted by each of the Directors and unanimously voted to approve it. On the motion of Director Causin, seconded by Director Kreitzman, by Resolution #13-02-09, upon the recommendation of the Governance Committee, the Board approved the Summary of the Evaluation of Board of Directors and authorized its filing with the Authority Budget Office. The vote was 7 for, 0 against, 0 abstentions.

Director Causin informed the Board that the Governance Committee reviewed the policy for The Use of Authority Discretionary Funds, which had been distributed with the Board packet to the Directors in advance of the meeting for their review. The Governance Committee unanimously voted to adopt it. On the motion of Director Causin, seconded by Director Lopatkin, by Resolution #13-02-10, the Board approved the adoption of The Use of Authority Discretionary Funds Policy. The vote was 7 for, 0 against, 0 abstentions. A copy of the Policy is on file with the Secretary. Director Causin also recommended that the Board adopt a resolution that authorized serving light refreshments at meetings that are open to the public. On the motion of Director Causin, seconded by Director Lopatkin, by Resolution #13-02-11, the Board approved serving light refreshments at meetings that are open to the public. The vote was 7 for, 0 against, 0 abstentions.

On the motion of Director Kreitzman, seconded by Director Causin, by Resolution #13-02-12, the Board adjourned for advice of Counsel at 6:52 p.m. The Board emerged at 7:12 p.m. On the motion of Director Levy, seconded by Director Causin, by Resolution #13-02-13, the meeting was adjourned at 7:15 p.m.

The February Board of Directors Meeting is scheduled for:
Monday, March 18, 2013 at 6:00 p.m.