

FINAL: August 17, 2020

**MEETING OF THE BOARD OF DIRECTORS OF
THE WATER AUTHORITY OF GREAT NECK NORTH
HELD ON JULY 20, 2020,
At Kings Point Village Hall, GREAT NECK, NEW YORK.**

PRESENT:

Michael C. Kalnick, Chairperson
Carol Frank, Director
Dan Levy, Director
Michael Smiley, Director
Steven Weinberg, Director
Jay Johnneas, Director

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

VIA SPEAKER PHONE:

Ralph J. Kreitzman, Vice-Chairperson

Water Authority of Great Neck North

ALSO PRESENT:

Robert Graziano, Deputy Chairperson
Gregory Graziano, Superintendent
Michael Rispoli, Assistant Superintendent
Sue Huang, Civil Engineer
Adam Solow, Supervisor of Water Plant Operations
Judith Flynn, Treasurer
Debra Ray, Secretary
Stephen Limmer, Counsel
Keith Kelly, Partner

Water Authority of Great Neck North
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McLaughlin and Stern, LLP
CDM Smith, Consulting Engineers

NOT PRESENT:

Jean Celender, Director
Susan Lopatkin, Director

Village of Great Neck Plaza
Village of Kensington

The Board meeting was called to order at 6:05 p.m. Six members, who together are authorized to cast a majority of the weighted vote (Chairperson/Director Kalnick, Frank, Johnneas, Levy, Smiley, and Weinberg) were present, constituting a quorum.

On the motion of Director Weinberg, seconded by Director Levy, by Resolution #20-07-01, the Minutes of the Board's June 15, 2020, meeting were reviewed by the Directors and were approved. The vote was 6 for, 0 against, 0 abstentions. A copy of the Minutes is on file with the Secretary.

On the motion of Director Levy, seconded by Director Weinberg, by Resolution #20-07-02, the Board reviewed and approved the Abstract of Claims. 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 Johnneas, seconded by Director Levy, by Resolution #20-07-03, the Board reviewed and approved the Treasurer's Monthly Report. The vote was 6 for, 0 against, 0 abstentions. A copy of the Report is on file with the Secretary.

On the motion of Director Levy, seconded by Director Weinberg, by Resolution #20-07-04, the Board reviewed and approved the Revenue and Expenses Quarterly Report. The vote was 6 for, 0 against, 0 abstentions. A copy of the Report is on file with the Secretary.

Keith Kelly presented the Engineer's Report:

1. **SMLP Project** – Improvements at several well sites to address flooding issues including the raising of well houses above flood elevations. **<EFC has granted extension until July 2021>**

Well 2A (Watermill Lane) – Demolition of existing building and construction of new well house that will be approximately 8 feet higher than existing. Reusing the existing well but replacing the existing pump with a new one. Includes new chemical feed system and generator in enclosure. Major work completed in the last month includes:

- Construction is substantially complete. The new facility has been approved by DOH to operate and is back online. Training is ongoing along with the completion of punch list items.
- Functional Demonstration Test for Well 2A has been completed, and minor punch list items being addressed.

Well 6 (Juniper Drive – "Lighthouse") – Demolition of portion of existing building and construction of new well pump portion of building such that new pump and associated equipment is above flood elevation. Project will also include 1,4-dioxane treatment system. The Authority has received WIIA grant funding. Anticipated construction start is September 2020.

- Obtained DOH approval of pilot testing report. Bids were opened on July 10, 2020.

Well 8 (Weybridge Road) – Construction of new well house atop the existing below grade structure and installation of new pump and associated equipment above flood elevation in new building. Anticipated construction start is Fall 2020.

- Held review meeting with the Authority to review on preliminary design submittal on June 18, 2020. Working on finalizing design.

2. **Weybridge Road Tank Catwalk Structural Project** – Funding has been provided by cellular companies for improvements to catwalk for new cellular equipment to be installed on tank. Catwalk structural improvements have been completed.

- Still delayed due to presence of raven's nest.

3. **SCADA Upgrade** – Installation of new control panels, communications equipment, and associated work at all Authority facilities/sites so that all SCADA equipment is consistent and up to date. Work at some sites are being funded through SMLP program.
 - a. The majority of punch list items have been addressed for Wells 9, 10A, and A-plant, and minor punch list items being addressed. Draft point-to-point wiring diagrams have been submitted for these sites.
 - b. Functional demonstration testing for Wildwood Booster Pump Station was performed on 6/19/20, and draft point-to-point wiring diagrams have been submitted. Several punch list items need to be addressed.
 - c. Fabrication of the Community Drive Well 12 and Booster SCADA control panels have been completed.
4. **Greenway Terrace Water Main** – Installation of approximately 800 feet of water main for new development. Correspondence with developer in September 2019 indicated project may be ready for construction soon but no word since.
 - a. No status change since last meeting.
5. **Well 7 (Morris Lane) Electrical and Instrumentation Upgrades** – Various upgrades to improve reliability including new electrical service, motor control center, transformer, wiring, and chemical safety panel have been completed and the pump station has been put back into operation. This work is being performed as a change order to the SCADA Upgrade project.
 - a. Construction is 99% complete. The majority of punch list items have been addressed, and a few software-related items remain.
6. **East Shore Road (Kings Point) Water Main Improvements** – Replacement of approximately 7,200 feet of water main including valves, hydrants, and 59 services along East Shore Road, from approximately Twin Ponds/Foxwood Road to Hick's Lane.
 - Project is complete. Waiting for contractor to submit final invoice.
7. **Middle Neck Road Water Main Improvements** – Replacement of approximately 6,000 feet of water main including valves, hydrants, and services along Middle Neck Road from approximately Appletree Lane to Great Neck Road, and transfer of services from approximately 4,000 feet of 8-inch to existing 12-inch main with abandonment of the 8-inch. Construction is slated to start in late Summer 2020, dependent on County's schedule.
 - Bids were opened on June 30, 2020.
8. **Pheasant Run (Kings Point) Water Main Extension** - Installation of approximately 1,280 feet of water main for new development.
 - No change. Waiting for developer to update stormwater drainage plan before finalizing design.
9. **Old Mill II Water Main Extension** - Installation of approximately 1,110 feet of water main for new development.
 - Finalizing design based on developer's recent sanitary sewer design change.
10. **Bromley Lane (Elizabeth Baker School) Water Main Extension** - Installation of approximately 265 feet of water main from end of Bromley Lane to new school auditorium.
 - Responded to DOH comments on July 8th.
11. **Woodland Place Water Main** - Installation of approximately 250 feet of water main for new development.
 - Anticipate issuing the project for bid by July 24th.

Gregory Graziano presented the Superintendent's Report:

PVS Minibulk Inc., previously New Haven/Krevit, the current supplier, was the only bidder for the Sodium Hydroxide contract. PVS Minibulk Inc. submitted a bid for \$1.98 per gallon for 2021. The bid package indicated that the maximum increases for 2022 and 2023 would be 5% each year. The Authority has enjoyed a very good relationship with New Haven/Krevit and Superintendent Graziano believes the price to be fair and competitive. Superintendent Graziano recommended that the Authority award the 2021 contract for the supply of Sodium Hydroxide to PVS Minibulk Inc. (previously New Haven/Krevit). On the motion of Director Smiley, seconded by Director Levy, by Resolution #20-07-05, the Board approved the award of the 2021 contract for the supply of Sodium Hydroxide to PVS Minibulk, Inc. at \$1.98 per gallon. The vote was 6 for, 0 against, 0 abstentions.

Twin-County Swimming Pool Maintenance & Supply Co., Inc.'s bid for the 2021 contract for Sodium Hypochlorite is \$1.88 per gallon, with options to renew in 2022 and 2023, with a maximum increase of .036% per gallon each year. Although a lower price of \$1.85 per gallon was bid for 2021 by Autochem Corporation, since its renewal prices for 2021 and 2022 were a maximum increase of 4.5% per year, based upon the bid prices for renewals in 2022 and 2023, Twin-County Swimming Pool Maintenance & Supply Co., Inc. was the lowest bidder. The Authority has enjoyed a very good relationship with Twin-County Swimming Pool Maintenance & Supply Co., Inc. and Superintendent Graziano believes the price to be fair and competitive. Superintendent Graziano recommended that the Authority award the 2020 contract for the supply of Sodium Hypochlorite to Twin-County Swimming Pool Maintenance & Supply Co., Inc. On the motion of Director Johnneas, seconded by Director Weinberg, by Resolution #20-07-06, the Board approved the award of the 2021 contract for the supply of Sodium Hypochlorite to Twin-County Swimming Pool Maintenance & Supply Co., Inc., at \$1.88 per gallon. The vote was 6 for, 0 against, 0 abstentions.

Shannon Chemical Corporation, the Authority's current supplier for Poly Orthophosphate, was the only bidder. Shannon Chemical Corporation submitted a bid for \$14.34 per gallon for 2021. The bid package indicated that there would be increases of 0% for 2022 and 5% for 2023. The Authority has enjoyed a very good relationship with Shannon Chemical Corporation and Superintendent Graziano believes the price to be fair and competitive. Superintendent Graziano recommends that the Authority award the 2021 contract for the supply of Poly Orthophosphate to Shannon Chemical Corporation. On the motion of Director Levy, seconded by Director Johnneas, by Resolution #20-07-07, the Board approved the renewal of the 2021 contract for the supply of Poly Orthophosphate to Shannon Chemical Corporation at \$14.34 per gallon. The vote was 6 for, 0 against, 0 abstentions.

Camp Dresser McKee & Smith (CDM Smith) has reviewed the bids received by the Authority on June 30, 2020, for the Middle Neck Road Water Main Improvements Project. The lowest bid for the project is from MTS Infrastructure LLC (MTS); however, CDM Smith found MTS' bid not to be non-responsive. The second lowest bid is from Triumph Construction Corp. (Triumph). Triumph's bid package was found to be complete and in compliance with respect to the requirements of the Bid Documents; however, its bid exceeded the Authority's maximum budget of \$6,000,000 for this project. CDM Smith contacted Triumph to see if it would hold its unit prices for a reduced project in the \$5.5M to \$6.0M range, and Mr. Carlo Cuzzi, Triumph's President, stated that it would. Based on the foregoing, Superintendent Graziano recommend award of this contract to Triumph for no more than \$6.0M. CDM Smith will work with the Authority staff to develop a reduced project, focused on the most critical areas of Middle Neck Road, from the south moving north. On the motion of Director Johnneas, seconded by Director Frank, by Resolution #20-07-08, the Board approved the award of the contract for the Middle Neck Road Water Main Improvements Project to Triumph Construction Corporation for the not to exceed amount of \$6.0M. The vote was 6 for, 0 against, 0 abstentions.

Camp Dresser McKee & Smith (CDM Smith) has reviewed the bids received by the Authority on July 10, 2020, for the Well 6 Storm Mitigation/AOP Treatment Project and the low bidder is Philip Ross Industries (PRI). CDM reviewed each bid package for completeness and compliance with respect to the requirements of the Contract Documents. Two EPA forms were missing, which were subsequently received from PRI. The Authority has worked with PRI in the past and is satisfied with its quality of work and as such Superintendent Graziano recommends award of this contract to PRI in the amount of \$5,448,000. On the motion of Director Levy, seconded by Director Johnneas, by

Resolution #20-07-09, the Board approved the award of the contract for the Well 6 Storm Mitigation/AOP Treatment to Project Philip Ross Industries for \$5,448,000. The vote was 6 for, 0 against, 0 abstentions.

Superintendent Graziano explained that Capital Markets Advisors, the Financial Advisor for the New York State Environmental Facilities Corporation (EFC) 2020 Drinking Water Statutory Installment Bond and Drinking Water Facility Note, submitted a proposal dated June 26, 2020, outlining the fee for services related to the previously mentioned Bond and Note. On the motion of Director Weinberg, seconded by Director Smiley, by Resolution #20-07-10, the Board approved the proposal from Capital Markets Advisors for the fee of \$5,000 to be paid at the closing of the Bonds and BANs on July 2nd. The vote was 6 for, 0 against, 0 abstentions.

Hawkins Delafield & Wood, Bond Counsel for the issuance of revenue bonds and notes from the New York State Environmental Facilities Corporation (EFC) outlined proposed fees in a letter and Exhibit A dated June 26, 2020. On the motion of Director Weinberg, seconded by Director Smiley, by Resolution #20-07-11, the Board approved the proposal from Hawkins Delafield & Wood for the not to exceed fee of \$25,000, including disbursement, for bond counsel services rendered in connection with each issuance of bonds by the Authority to EFC. The vote was 6 for, 0 against, 0 abstentions.

Superintendent Graziano explained that during the construction of Well 2A, excavated material was confirmed to have mercury concentrations greater than the New York State Department of Environmental Conservation's Protection of Groundwater Criteria and PCB concentrations greater than NYSDEC Restricted Residential and Commercial criteria. CDM Smith is requesting an amendment to its contract as it is over budget by \$15,467.93 due to the additional work related to the contaminated soil. At the time the additional work was requested by the Superintendent, it was agreed that the Board would subsequently consider additional fees for the additional work. On the motion of Director Weinberg, seconded by Director Frank, by Resolution #20-07-12, the Board approved the contract amendment from CDM Smith for \$15,467.93. The vote was 6 for, 0 against, 0 abstentions.

In order to submit a grant application for the New York State Infrastructure Grant Program for the 1,4-dioxane, PFOA and PFOS Drinking Water Treatment Project at Watermill Lane Facility, a State Environmental Quality Review ("SEQR") Environmental Assessment Form must be completed. To comply with the New York State Environmental Law (i.e. SEQR Act), a lead agency is required to be designated, which is typically the entity completing the project, which, in this case, is the Authority. On the motion of Director Weinberg, seconded by Director Smiley, by Resolution #20-07-13, the Board approved the designation of the Water Authority as the Lead Agency for the 1,4-Dioxane, PFOA and PFOS Drinking Water Treatment Project at the Watermill Lane Facility. The vote was 6 for, 0 against, 0 abstentions.

H2M Architects + Engineers submitted a Proposal dated July 13, 2020, for Engineering Services for the 1,4-Dioxane, PFOA and PFOS Drinking Water Treatment Project at Watermill Lane Facility. The proposal included Not to Exceed prices of \$1,009,526 for Engineering Design, \$246,500 for Services During Construction, and \$320,000 for Inspection Services. A Lump Sum alternative Fee was offered for Engineering Design of \$956,400. Superintendent Graziano recommended accepting all of the Not to Exceed Fees. The Board requested the Superintendent attempt to negotiate a not to exceed fee of \$956,400 for the Engineering Design; but to accept a fee in between, if approved by the Chairperson. On the motion of Director Levy, seconded by Director Weinberg, by Resolution #20-07-14, the Board approved the proposal from H2M Architects + Engineers for Engineering Services for the 1,4-Dioxane, PFOA and PFOS Drinking Water Treatment Project at Watermill Lane Facility for payment pursuant to the not to exceed prices, on the condition that the not to exceed price for Engineering Design be reduced to a sum agreed upon by the Superintendent and the Chairperson. The vote was 6 for, 0 against, 0 abstentions.¹

Water Authority counsel, Stephen Limmer, recommended to the Board that it approve a Resolution that authorizes the Chairperson or the Superintendent to execute an Environmental Assessment Form, in substance finding that the project will not have a significant adverse environmental impact, to be prepared by the Authority's engineers, with regard to the 1,4-Dioxane, PFOA and PFOS Drinking Water Treatment Project at Watermill Lane Facility because time is of the essence and the next scheduled Board meeting will not be until August 17th. On the motion of Director Weinberg, seconded by Director Levy, by Resolution #20-07-15, the Board authorized the Chairperson or the

¹ Subsequent to the meeting, a negotiated not to exceed price for Engineering Design of \$982,968.00 was agreed upon.
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Superintendent to execute an Environmental Assessment Form, in substance finding that the project will not have a significant adverse environmental impact, to be prepared by the Authority's engineers, with regard to the 1,4-Dioxane, PFOA and PFOS Drinking Water Treatment Project at Watermill Lane Facility. The vote was 6 for, 0 against, 0 abstentions.

On the motion of Director Levy, seconded by Director Frank, by Resolution #20-07-16, the Board went into Executive Session at 7:20 p.m. for advice of counsel with regard to employee relations. The vote was 6 for, 0 against, 0 abstentions. The Board emerged at 7:55 p.m. The Chairperson announced that no action had been taken and no minutes would be produced.

Superintendent Graziano explained that the Contract with the Union is set to expire on 12/31/2021, and he is recommending that the following modifications be made upon ratification of the new contract, which will extend to 12/31/2025: Increase the current Union employee contribution to health insurance by 1 percent from 16% to 17%; change the Authority's contribution for health insurance to 100% paid by the Authority for employees who retire from the Authority with 20 years of consecutive service to the Authority based on their eligible retirement date; continue 3% annual increases for the 4 years of the extended contract; and add Martin Luther King Day as a paid holiday. On the motion of Director Weinberg, seconded by Director Levy, by Resolution #20-07-17, the Board unanimously agreed to the suggested modifications to the Union contract. The vote was 6 for, 0 against, 0 abstentions.

Superintendent Graziano recommended that the management employees in Category 2 of the Health Plan be afforded the same health benefits upon retirement as the Union employees, in Category 1 of the Health Plan, as approved in Resolution #20-07-17. Based upon that recommendation, on the motion of Director Weinberg, seconded by Director Levy, by Resolution #20-07-18, the Board unanimously agreed to amend the Authority's Health Plan if, as, and when the Union ratifies the aforesaid modifications for a new contract, so that, upon retirement on or after such date, all eligible employees in Category 1 and Category 2 who: (1) are employed by the Authority on the date of their retirement; (2) have at least twenty (20) years or more of continuous service to the Authority through and including the date of their retirement; (3) have given at least 90 days' notice prior to their retirement date; and (4) qualify and continue to qualify to receive health benefits pursuant to the Plan upon their retirement, the Authority shall pay ONE-HUNDRED PERCENT (100%) of the coverage that they have when they retire. The vote was 6 for, 0 against, 0 abstentions.

The Board was presented with a request from the resident at 6 Glamford Road to waive \$120 in late fees on the account. The Board agreed upon a payment plan of 4 quarterly payments of \$30 on the condition that the quarterly bills for the new water consumption be paid timely in full. On the motion of Director Frank, seconded by Director Johnes, by Resolution #20-07-19, the Board approved a payment plan of the outstanding \$120 in late fees for the resident at 6 Glamford Road to be paid at the rate of \$30 per quarter for the next four consecutive quarters, on the condition that the quarterly bills for the new water consumption be paid timely in full. The vote was 6 for, 0 against, 0 abstentions.

The meeting was adjourned at 8:02 p.m.

Approved by Secretary:



Date: 8/17/2020