

**Meeting of the Board of Water Commissioners
Of the Manhasset-Lakeville Water District
In the Town of North Hempstead
In the County of Nassau, New York
June 17, 2021**

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At a regular meeting of the Board of Water Commissioners of the Manhasset-Lakeville Water District, in the Town of North Hempstead, in the County of Nassau, New York, held at the Water District Office, 170 East Shore Road, Great Neck, New York, on June 17, 2021 at 4:00 pm (Prevailing time),

There were present:

Commissioner(s):

Honorable Brian Morris, Chairman of the
Board of Water Commissioners

Honorable Mark Sauvigne, Water District
Treasurer

Honorable Steven Flynn, Water District
Secretary

Also present:

Superintendent Paul J. Schrader
Counsel Christopher Prior
Engineer Joe Todaro
District Accountant Harry Meyer

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Meeting called to order by the Chairman at 4:00 p.m.

Minutes of the previous meeting to stand approved by the Board.

Incoming and outgoing communications were considered by the Board.

The district accountant discussed current status of work and findings.

Superintendent Schrader provided documentation with the activities of the Water District for the current week. General discussions were held relating to the operation of the District as follows. Discussions were held on each project.

Munsey Tank	Yenicag considering Village Fees. Zheng still in China.
Vepo Crossconnex	1544 out of 4037 tests received since January 1, 2021. Next Vepo meeting June 22, 2021.
Shelter Rock #1 and #2	AOP in design. EFC has signed agreement. Reimbursement Submissions
Searingtown	H2M to draft request for a six month extension. June 25, 2021 deadline
Park Ave Water Main	Service Installations underway. Amendment to IMA to cover paving around hydrants.
251 Searingtown	Review revised deposit request letter.
IU Willets	June 14 resamples good. June 16 samples failed.
135 Mason	Hydrant relocation competed today.
T-Mobile	Our response to the complaint is due June 9, 2021. Court may request that we Lawsuit progressing towards discovery.
AT&T	Request for antenna upgrade. H2M reviewing plans.
Hydrant Replacements	Plandome Heights and others. Taking a survey for a count.
Covid 19	Payment deferrals.
AWAI	America's Water Infrastructure Act risk and Resilience Assesment Certification complete.

**RELATING TO APPROVAL OF CHECKS
ORGANIZATION NUMBER 8**

To the Treasurer:

I certify that the vouchers on the submitted check register were audited by the Board of Commissioners of the Manhasset-Lakeville WATER District on 6/17/21 and are allowed in the amounts shown. You are hereby authorized and directed to pay to each of the claimants the amount indicated on the opposite of his name.

Commissioner Morris
Manhasset-Lakeville Water District

Date: 6/17/21

Commissioner Sauvigne proposed the following motion, seconded by Commissioner Flynn

WHEREAS the purchases for goods and services identified and presented to the Board of Commissioners this date, 6/17/21, have been found to be properly acknowledged as received or due, and have been audited according to the tenets of Town Law §176 (4a) and in compliance with the Procurement Policy of the Manhasset-Lakeville WATER District and,

WHEREAS, the audit of claims by the Board of Commissioners is a deliberate process to determine that the proposed payment is proper and just and satisfies the following criteria:

- The proposed payment is for a valid and legal purpose.
- The obligation was incurred by an authorized official.
- The goods or commodities for which payment is claimed were actually rendered.
- The obligation does not exceed the available appropriation.
- The claim is in proper form; it is mathematically correct; it meets legal requirements; it does not include any charges for taxes from which the organization is exempt; it includes discounts to which the organization is entitled it does not include charges previously claimed and paid; and it is in agreement with an attached invoice.

NOW, THEREFORE, it is hereby

RESOLVED to approve payment to the vendors identified on Check Number 1524 thru Check Number 1525 this date.

The adoption of the foregoing Resolution (#W97-21) was duly put to a vote on roll call, which resulted as follows:

Ayes: Commissioner Morris, Commissioner Sauvigne, Commissioner Flynn
Nays: None

**RESOLUTION OF THE MANHASSET-LAKEVILLE WATER DISTRICT
RELATING TO APPROVAL OF CHECKS
ORGANIZATION NUMBER 1**

To the Treasurer:

I certify that the vouchers on the submitted check register were audited by the Board of Commissioners of the Manhasset-Lakeville WATER District on 6/17/21 and are allowed in the amounts shown. You are hereby authorized and directed to pay to each of the claimants the amount indicated on the opposite of his name.

Commissioner Morris
Manhasset-Lakeville Water District

Date: 6/17/21

Commissioner Sauvigne proposed the following motion, seconded by Commissioner Flynn

WHEREAS the purchases for goods and services identified and presented to the Board of Commissioners this date, 6/17/21, have been found to be properly acknowledged as received or due,

and have been audited according to the tenets of Town Law §176 (4a) and in compliance with the Procurement Policy of the Manhasset-Lakeville WATER District and,

WHEREAS, the audit of claims by the Board of Commissioners is a deliberate process to determine that the proposed payment is proper and just and satisfies the following criteria:

- The proposed payment is for a valid and legal purpose.
- The obligation was incurred by an authorized official.
- The goods or commodities for which payment is claimed were actually rendered.
- The obligation does not exceed the available appropriation.
- The claim is in proper form; it is mathematically correct; it meets legal requirements; it does not include any charges for taxes from which the organization is exempt; it includes discounts to which the organization is entitled it does not include charges previously claimed and paid; and it is in agreement with an attached invoice.

NOW, THEREFORE, it is hereby

RESOLVED to approve payment to the vendors identified on Check Number 10464 thru Check Number 10488 this date.

The adoption of the foregoing Resolution (#W98-21) was duly put to a vote on roll call, which resulted as follows:

Ayes: Commissioner Morris, Commissioner Sauvigne, Commissioner Flynn
Nays: None

RESOLVED, that, effective as of June 1, 2021, in order to address critical or catastrophic long-term illness or injury suffered by full-time employees, in which recovery is uncertain (hereinafter, "Catastrophic Illness/Injury"):

1. Each full time employee of the District who has completed at least 8 years of employment with the District and who becomes eligible for long-term Social Security disability relating to a Catastrophic Illness/Injury prior to becoming eligible for coverage through employment with the District for health insurance coverage under NYSHIP in retirement shall be entitled to be insured through the District under NYSHIP at the District's expense, until such time as such employee becomes eligible for coverage through employment with the District for health insurance coverage under NYSHIP in retirement from the District.

The adoption of the foregoing Resolution (#W99-21) was duly put to a vote on roll call, which resulted as follows:

Ayes: Commissioner Flynn, Commissioner Sauvigne, Commissioner Morris
Nays: None

RESOLUTION OF THE MANHASSET-LAKEVILLE WATER DISTRICT

RESOLUTION OF THE MANHASSET-LAKEVILLE WATER DISTRICT RELATING TO APPROVAL OF EXPENDITURES

Commissioner Morris proposed the following motion, seconded by Commissioner Sauvigne

WHEREAS, the purchase of goods and services identified and presented to the Board of Commissioners this date, 6/17/2021 have been found to be properly acknowledged as requested expenditures, according to the Procurement Policy of the Manhasset-Lakeville Water District,

NOW, THEREFORE, it is hereby

RESOLVED to approve purchase to the vendors identified on Board of Commissioners Expenditure Request form submitted to the Board by the Superintendent as follows:

Approval of Expenditures:

VENDOR	DESCRIPTION	AMOUNT	BUDGET NUMBER	PURCHASE SUPPORT
John Controls	Provide and Install 61 Replacement Surveillance Cameras	\$66,984.00	8310.300.0 (Land and Building)	GC
	TOT. AMT. REQ.	\$66,984.00		

The adoption of the foregoing Resolution (#W100-21) was duly put to a vote on roll call, which resulted as follows:

Ayes: Commissioner Flynn, Commissioner Sauvigne, Commissioner Morris

Nays: None

Resolutions Conditionally Awarding Four Contracts for Campbell Station Upgrades and Installation of Water Mains for 251 Searingtown Road (Manhasset Crest) (TMBG)

WHEREAS, the Board of Commissioners (the “Board”) has solicited bids for four (4) contracts relating to Upgrades for the Campbell Station (the “Campbell Project”), and Installation of Water Mains for 251 Searingtown Road (the “WM Project”) (the Campbell Project and the WM Project, collectively, the “Project”);

WHEREAS, pursuant to a Developer Agreement between the District and The Manhasset Bay Group (“TMBG”), developer of the Manhasset Crest Project at 251 Searingtown Road, TMBG is obligated to pay the costs associated with the Project; and

WHEREAS, the District cannot award contracts for the work contemplated as the Project, which have been publicly bid, prior to receipt from TMBG of a deposit to cover the associated costs, in accordance with the Developer Agreement; and

WHEREAS, TMBG has failed to make such deposit to the District prior to the expiration of the period during which the four low bidders on the associated publicly bid contracts remain bound by their bids; and

WHEREAS, two of the four bidders have indicated a willingness to accept an award by the District to it of a contract in accord with its bid, despite the absence of a legally binding obligation on the part of such bidder to be bound by its bid; and

WHEREAS, the possibility exists that each of the four low bidders may agree to enter into a contract on the terms of its bid, if the District notifies them that the District wishes to award such contracts on such terms; and

WHEREAS, the District desires to so notify each of the four low bidders that the District is awarding to it the contract on which it was low bidder, but only if the developer TMBG deposits with the District the amount of deposit as determined in accord with the Developer Agreement; and

WHEREAS, Alessio Pipe & Construction Co. has submitted the lowest responsive bid with respect to the WM Project work (the “WM Low Bidder”), and H2M, the District’s consulting engineers, has advised the Board that, based upon the Engineer’s and the District’s experience with the WM Low Bidder in prior projects, as well as other investigations conducted by H2M, the WM Low Bidder is a responsible and capable contractor, and H2M recommends award of the contract for the WM Project to the WM Low Bidder; and

WHEREAS, Galvin Bros., Inc. has submitted the lowest responsive bid with respect to the Campbell Project general contract work (the “G Low Bidder”), and H2M, the District’s consulting engineers, has advised the Board that, based upon the Engineer’s experience with the G Low Bidder in prior projects, as well as other investigations conducted by H2M, the G Low Bidder is a responsible and capable contractor, and H2M recommends award of the contract for the G Project to the G Low Bidder; and

WHEREAS, Philip Ross Industries, Inc., has submitted the lowest responsive bid with respect to the Campbell Project plumbing work (the “P Low Bidder”), and H2M, the District’s consulting engineers, has advised the Board that, based upon the Engineer’s and the District’s experience with the P Low Bidder in prior projects, as well as other investigations conducted by H2M, the P Low Bidder is a responsible and capable contractor, and H2M recommends award of the contract for the P Project to the P Low Bidder; and

WHEREAS, Wire to Water, Inc., has submitted the lowest responsive bid with respect to the Campbell Project electrical work (the “E Low Bidder”), and H2M, the District’s consulting

engineers, has advised the Board that, based upon the Engineer's and the District's experience with the E Low Bidder in prior projects, as well as other investigations conducted by H2M, the E Low Bidder is a responsible and capable contractor, and H2M recommends award of the contract for the E Project to the E Low Bidder; and

WHEREAS, the District notes that, in light of the ability of each prospective awardee to elect not to be bound by such award, the District is only willing to award such contracts conditionally, conditioned upon the prospective awardee's agreement to enter onto such contract so awarded, and to be bound thereby, within 10 business days of the notice of award, subject to extension in the sole discretion of the District, and further conditioned upon District receipt of the deposit from TMBG by not later than June 25, 2021; and

WHEREAS, the Board finds that the best interests of the District and its residents are served by conditionally awarding the four (4) Contracts to the respective Low Bidders, on such conditions;

NOW, THEREFORE, it is hereby RESOLVED, as follows:

1. The Board of Commissioners hereby conditionally awards the contract for the WM Project to the WM Low Bidder, in accordance with the Project bid documents and the bid submitted by the WM Low Bidder, conditioned upon the WM Low Bidder executing and delivering the signed contract, together with required insurance and bid security, within 10 business days of the notice to it of the award hereby conditionally made, subject to extension of such time limit in the District's sole discretion, and further conditioned upon receipt by the District from the Developer of the associated deposit required under the Developer Agreement by not later than June 25, 2021.
2. The Board of Commissioners hereby conditionally awards the contract for the G Project to the G Low Bidder, in accordance with the Project bid documents and the bid submitted by the G Low Bidder, conditioned upon the G Low Bidder executing and delivering the signed contract, together with required insurance and bid security, within 10 business days of the notice to it of the award hereby conditionally made, subject to extension of such time limit in the District's sole discretion, and further conditioned upon receipt by the District from the Developer of the associated deposit required under the Developer Agreement by not later than June 25, 2021.
3. The Board of Commissioners hereby conditionally awards the contract for the P Project to the P Low Bidder, in accordance with the Project bid documents and the bid submitted by the P Low Bidder, conditioned upon the P Low Bidder executing and delivering the signed contract, together with required insurance and bid security, within 10 business days of the notice to it of the award hereby conditionally made, subject to extension of such time limit in the District's sole discretion, and further conditioned upon receipt by the District from the Developer of the associated deposit required under the Developer Agreement by not later than June 25, 2021.
4. The Board of Commissioners hereby conditionally awards the contract for the E Project to the E Low Bidder, in accordance with the Project bid documents and the bid submitted by the E Low Bidder, conditioned upon the E Low Bidder executing

and delivering the signed contract, together with required insurance and bid security, within 10 business days of the notice to it of the award hereby conditionally made, subject to extension of such time limit in the District's sole discretion, and further conditioned upon receipt by the District from the Developer of the associated deposit required under the Developer Agreement by not later than June 25, 2021.

The adoption of the foregoing Resolution (#W101-21) was duly put to a vote on roll call, which resulted as follows:

Ayes: Commissioner Flynn, Commissioner Sauvigne, Commissioner Morris
Nays: None

Whereas, Juneteenth is a celebration of freedom and the end of slavery in the United States, declared a public holiday by New York State in 2020, and as of June 18, 2021, also recognized as a Federal holiday; and

Whereas, the Board of Commissioners desires to recognize Juneteenth as a holiday in the Water District;

Now, therefore, be it resolved that The Manhasset Lakeville Water District hereby designates Juneteenth as a paid holiday for its full-time employees, to be recognized annually on the same day that the Juneteenth federal holiday is recognized; provided, however, that, in light of the timing of the designation of the federal holiday, on June 18, 2021, and the difficulty in implementing the day for our employees in 2021 on short notice, full-time employees of the District shall be entitled to a floating paid holiday, to be taken during 2021, with the scheduling thereof pre-approved by the Superintendent.

The adoption of the foregoing Resolution (#W102-21) was duly put to a vote on roll call, which resulted as follows:

Ayes: Commissioner Flynn, Commissioner Sauvigne, Commissioner Morris
Nays: None

WHEREAS, in accordance with S8617B/A10832 which amends New York State Labor Law Section 27-c, the Manhasset-Lakeville Water District as a public employer is required to adopt a plan for operations in the event of a declared public health emergency involving a communicable disease which shall include the identification of essential personnel, needed personal protective equipment, staggering work shifts and the provision of necessary technology for telecommuting; and

WHEREAS, the Board of Commissioners has caused a plan meeting the requirements of Labor Law Section 27-c to be drafted for the District; and

WHEREAS, the draft plan has been finalized as the “Public Employer Health Emergency Plan” for the Manhasset-Lakeville Water District,

NOW, THEREFORE, BE IT RESOLVED as follows:

- 1 The Board of Commissioners hereby adopts the final “Public Employer Health Emergency Plan” for the Manhasset-Lakeville District.
2. The foregoing resolution shall take effect as of April 1, 2021.

The adoption of the foregoing Resolution (#W103-21) was duly put to a vote on roll call, which resulted as follows:

Ayes: Commissioner Flynn, Commissioner Sauvigne, Commissioner Morris
Nays: None

There was no board correspondence.

Meeting adjourned at 5:45 p.m. I hereby certify the aforementioned is a true and exact copy of the Minutes of Meeting held on June 17, 2021.

Steven Flynn, Secretary

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