

OYSTER BAY WATER DISTRICT

Minutes of the regular meeting of the Board of Water Commissioners of the Oyster Bay Water District, Town of Oyster Bay, Nassau County, New York held on September 1, 2022, at 9:00 a.m. at the office of the District.

Present:            Robert J. McEvoy  
                       Richard P. Niznik  
                       Michael F. Rich III  
                       Edward Dupre  
                       Karen Testa  
                       Donald Mackenzie, Esq.  
                       Karl Dahlem, DAK Services  
                       Dustin Rigos, P.E.

The meeting was called to order at 9:00am by Chairman McEvoy and started with the Pledge of Allegiance.

Minutes of the previous meeting were read, motion was made, seconded, and carried that the minutes of the previous meeting stand approved as read.

Correspondence received as follows:

Copy of letter dated August 30 from H2M to Watch Hill Wireless regarding the Engineering Coordination & Oversight fee request for the Sprint lease at Pond View Drive.

Superintendent Dupre reported employees are practicing all Covid-19 precautions while performing their daily duties.

- >Meeting with Anker Electric on September 6 to discuss new lights for administration office.
- >Potential leak at Eastwoods School. Alessio Pipe and the District are working together to locate.
- >Working with H2M to complete the Emergency Response Plan.
- >District received \$528.00 for scrap metal.

Office Manager Karen Testa gave a weekly financial report. Bills in the amount of \$75,857.20 were presented to the Board for approval. Motion was made by Commissioner Niznik, seconded by Commissioner Rich, and carried to approve bills to be paid.

- >Received remainder of second half Ad Valorem.
- >Recently deceased former Superintendent Hollis Hale has been removed from NYSHIP.
- >Presented to the Board Town of Oyster Bay claims for H2M to be signed for payment through the bond issue for AOP(OBWD2101).
- >Motion was made by Commissioner Niznik, seconded by Commissioner Rich, and carried to make a resolution to override the 2023 tax cap.
- >Received another request for payment from PKF O'Connor Davies regarding two outstanding invoices from December 2020 & February 2021. Bills are being turned over to Attorney Mackenzie for non-performance of work.

Eng. Rigos updated the Board on the AOP at Shutter Lane and the Locust Valley interconnection.

- >Working with Supt. Dupre & Sujata Pal to complete the Emergency Response Plan.

Attorney Mackenzie had a conference call with Joe Minero and Eng. Rigos regarding the cell tower license agreements.

- >Reviewing plans for Dish Network installation at Berry Hill Road Plant #8.

Minutes of the meeting continued – September 1, 2022

At 9:30am motion was made by Commissioner Niznik, seconded by Commissioner Rich, and carried to enter executive session to discuss ongoing litigation.

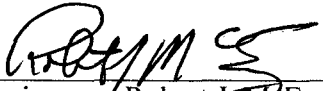
At 9:40am the regular meeting resumed, and no action was taken.

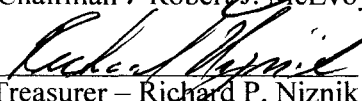
Karl Dahlem reported the electric hot water heater at Plant 6-1 needs to be replaced.

>Registered for the UCMR5 program with Supt. Dupre.

There being no further business meeting was adjourned at 9:55am.

Attest:

  
Chairman - Robert J. McEvoy

  
Treasurer - Richard P. Niznik

  
Secretary - Michael F Rich III

## TAX CAP OVERRIDE RESOLUTION

Whereas the adoption of the 2023 budget for the Oyster Bay Water District may require a tax levy increase that exceeds the tax cap imposed by state law as outlined in General Municipal Law Section 3-c adopted in 2011 and

Whereas, General Municipal Law Section 3-c expressly permits the Board of Commissioners to override the tax levy limit by a resolution approved by a vote of sixty percent of the qualified board member; now therefore be it

Resolved, that the Board of Commissioner of the Oyster Bay Water District voted and approved to exceed the tax levy limit for 2023 by a vote of 3-0 of the Board of Commissioners as required by state law on September 1, 2022.

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