

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 January 4, 2024, at 9:00 a.m. at the office of the District.

Present: Robert J. McEvoy  
Richard P. Niznik  
Michael F. Rich II  
Edward Dupre  
Karen Testa  
Lisa Natale  
Donald Mackenzie, Esq.  
Karl Dahlem, DAK Services

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

Commissioner McEvoy took Oath of Office for his term January 1, 2024, through December 31, 2026.

Motion was made by Commissioner Niznik, seconded by Commissioner Rich, and carried to authorize Office Manager Karen Testa as election clerk for the meeting.

Upon request for nominations, a motion was made by Commissioner Niznik, seconded by Commissioner Rich, and carried to nominate Commissioner McEvoy as Chairman.

Upon request for nominations, a motion was made by Commissioner Rich, seconded by Commissioner McEvoy, and carried to nominate Commissioner Niznik as Treasurer.

Upon request for nominations, a motion was made by Commissioner Niznik, seconded by Commissioner McEvoy, and carried to nominate Commissioner Rich as Secretary.

Motion was made by Commissioner Niznik, seconded by Commissioner Rich, and carried for the clerk to cast one ballot for the election of officers for the year 2024 as follows:

- >Robert J. McEvoy, Chairman
- >Richard P. Niznik, Treasurer
- >Michael F. Rich III, Secretary

Motion was made by Commissioner Niznik, seconded by Commissioner Rich, and carried to turn the meeting over to Chairman McEvoy.

Motion was made by Commissioner Niznik, seconded by Commissioner Rich, and carried to approve the salary changes for year 2024 and will be certified with Civil Service.

Motion was made by Commissioner Niznik, seconded by Commissioner Rich, and carried to approve the attached Job Classification Salary Schedule dated January 1, 2024.

Motion was made by Commissioner Niznik, seconded by Commissioner Rich, and carried to adopt a six-hour Standard Workday Resolution for elected officials. A certified copy will be submitted to the Town of Oyster Bay to be posted on the Town's website and posted on the District's main office sign board for thirty days.

Minutes of the meeting continued – January 4, 2024

Motion was made by Commissioner Niznik, seconded by Commissioner Rich and carried to hold regular meetings for the year on Thursday mornings at 9:00am. Schedule of meetings will be posted on the District's main office sign board, District's website and published in the District's official newspaper. Any deviations in meeting dates will be published accordingly except for Thursday, July 4<sup>th</sup> meeting which will be held on Wednesday July 3<sup>rd</sup> and November 28<sup>th</sup> meeting, which will be held on Wednesday, November 27<sup>th</sup> at 9:00am.

Motion was made by Commissioner Niznik, seconded by Commissioner Rich, and carried to approve OAK Services. Terms to continue same as previous agreement.

Motion was made by Commissioner Niznik, seconded by Commissioner Rich, and carried that Valley Bank, Flushing Bank, Capital One, NYCLASS and Bank of America are designated depositories of the District for the year 2024.

Motion was made by Commissioner Niznik, seconded by Commissioner Rich, and carried to continue agreement with Auctions International for the sale of surplus equipment.

Motion was made by Commissioner Niznik, seconded by Commissioner Rich, and carried the Dental/Optical/Appliance/Co-pay reimbursement for the year 2024 will remain the same as previously authorized.

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 was received as follows:

Email dated December 28 from Stephanie Biehl, Sher Edling, regarding the Dupont Settlement.

Superintendent Dupre updated the Board on the AOP(OBWD2101) and the Locust Valley Interconnection (OBWD2151).

- >Discussed the recommendations from the Nassau County Health Dept. regarding the Sanitary Survey. All reports and repairs should be completed by the end of the month.
- >New employee began working on January 2, 2024.
- >Working on pumpage reports, water rates, inventory and will be ordering uniforms.

Office Manager Karen Testa gave a weekly financial report. Bills in the amount of \$62,647.45 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.

- >Rate for NYCLASS is 5.28% and Flushing Bank remained the same at 5.15%.
- >Sent Open Meetings Public Notice to the GlenCove/Oyster Bay Record Pilot.
- >JKL Accounting will be in the office on Wednesday, January 10<sup>th</sup> preparing the end of the year 2023 financials and the cash basis filing due January 15<sup>th</sup> to the Town of Oyster Bay.
- >Atty. Mackenzie reviewed the Debtbook contract. Motion was made by Commissioner Niznik, seconded by Commissioner Rich and carried to approve the two-year contract.
- >Will discuss the current Covid policy at the District policy review meeting on January 12<sup>th</sup>,
- >Mr. Wright of 48 Lake Ave. called the District to discuss his contract account.

Minutes of the meeting continued - January 4, 2024

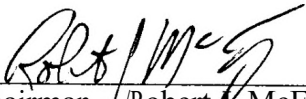
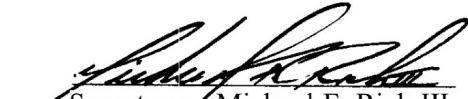
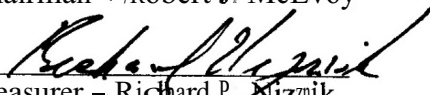
At 9:35am motion was made by Commissioner Niznik, seconded by Commissioner Rich, and carried to enter executive session to discuss ongoing litigation.

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

Karl Dahlem stated there is a LIWC workshop on January 17, 2024, at the Bay Shore Fire House. Topic of discussion will be UV Advanced Oxidation Process and recommends District employees attend.

There being no further business the meeting was adjourned at 10:15am.

Attest:

 <hr/> Chairman - Robert C. McEvoy	 <hr/> Secretary - Michael F. Rich III
 <hr/> Treasurer - Richard P. Niznik	

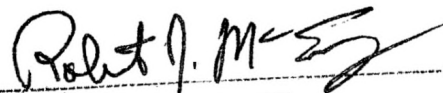
# Unconstitutional Oath of Office

STATE OF NEW YORK, }  
COUNTY OF NASSAU, } ss.: ROBERT J. MCEVOY  
TOWN OF OYSTER BAY, }

I do solemnly swear (or affirm) that I will support the Constitution of the United States and the Constitution of the State of New York, and that I will faithfully discharge the duties of the office of

COMMISSIONER, OYSTER BAY WATER DISTRICT

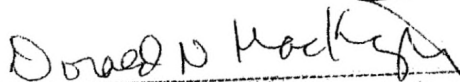
according to the best of my ability. And I do further solemnly swear (or affirm) that I have not directly or indirectly paid, offered or promised to pay, contributed, offered or promised to contribute any money or other valuable thing as a consideration or reward for the giving or withholding of a vote at the election in which I was elected or appointed to said office and have not made any promise to influence the giving or withholding of any such vote.



ROBERT J. MCEVOY

Sworn to before me this

14 day of DECEMBER 2023



Notary Public, Nassau County, N. Y.

DONALD N. MACKENZIE  
Notary Public - State of New York  
No. 02MA6305070  
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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 January 11, 2024, 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.  
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 was received as follows:

Proposal dated January 4 from H2M in the amount of \$13,000.00 for the semi-annual inspection of the District's five water storage tanks. Motion was made by Commissioner Niznik, seconded by Commissioner Rich, and carried to approve H2M to perform the semi-annual inspections.

Letter dated January 4 from the Office of the Comptroller, Town of Oyster Bay stating the information for GASB-75 is due no later than January 19, 2024, with a fee of \$1,700.00. Motion was made by Commissioner Niznik, seconded by Commissioner Rich, and carried to participate in GASB-75 to comply with Governmental Standard Board Statement 75-Other Post-Employment Benefits for the year ending December 31, 2023.

At 9:30am motion was made by Commissioner Niznik seconded by Chairman McEvoy and carried to enter executive session to discuss personnel matter.

At 9:45am the regular meeting resumed, and no action was taken.

Superintendent Dupre updated the Board on the AOP(OBWD2101) and the Locust Valley Interconnection (OBWD2151).

- >Spoke with George Sheehan, President of the Shuter Lane Homeowner\*s Association regarding the installation of Belgian Block at the entrance of Shutter Lane. The Homeowner\*s Association will incur the cost to install.
- >Water main break in front of 82 Cove Road. District personnel repaired it. Will obtain a price quote from Alessio Pipe & Construction to perform road restoration.
- >Meeting with Nicky Doering Trees to get a quote for tree work at Plant #3 Singworth Street.
- >Roderick Conboy of 204 West Main Street called the office to ask about a pvc pipe protruding from the sidewalk near his home. After inspection it was determined the pipe does not belong to the District.

Office Manager Karen Testa gave a weekly financial report. Bills in the amount of \$46,713.19 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.

- >Rate for NYCLASS is 5.27% and Flushing Bank remained the same at 5.15%.

Minutes of the meeting continued – January 11, 2024

- >Posted Open Meetings Notice and Standard Workday Resolution on District sign board and website. Standard Workday Resolution hand delivered to Town of Oyster Bay Clerk's office.
- >Cash Basis Filing due January 15<sup>th</sup> has been completed by JKL Accounting. Sent a copy by email to Richard Principe, Town Comptroller's office and hand delivered to Richard LaMarca, Town Clerk.
- >Presented to the Board price quotes from Salemo Brokerage for Group Term Life Insurance. Quotes are as follows: Hartford \$4,135.11, Guardian \$4,074.84, Lincoln \$3,944.16, and Principal \$3,416.49. Motion was made by Commissioner Niznik, seconded by Commissioner Rich, and carried to accept the price quote from Principal with an annual cost of \$3,416.49.

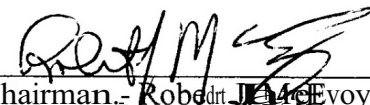
Eng. Rigos discussed new completion date for AOP(OBWD2101) contracts G, P, & H should be around May 1, 2024, and contract E December 10, 2024, due to supply chain issues.

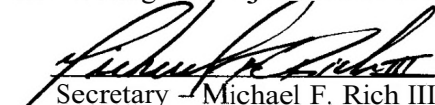
- >After further review Webb Construction has sent a new quote of \$179,187 for the clean out of the basin at Plant #2 Shutter Lane. Motion was made by Commissioner Niznik, seconded by Chairman McEvoy and carried to accept the change from \$175,000 to \$179,187 with a formal change order to follow.
- >Has not received a response from Nassau County regarding the culvert pipe. Will reach out again.
- >Formalizing all change orders to be presented to the Board for signature.
- >Updated the Board on new MCL's regarding PFOS & PFAS.

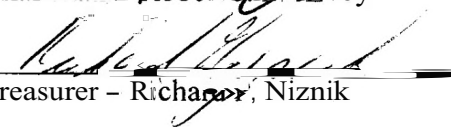
Atty. Mackenzie discussed the contract end for the Sprint lease at Plant #8 Berry Hill Road. Office Manager Testa will research.

There being no further business the meeting was adjourned at 10:20 am.

Attest:

  
 Chairman - Robert J. McEvoy

  
 Secretary - Michael F. Rich III

  
 Treasurer - Richard Niznik

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 January 18, 2024, 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  
                        Karl Dahlem, DAK Services  
                        Donald Mackenzie, Esq.

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 was received as follows:

LIWC notice announcing the meeting will be held on January 29, 2024, at Patrizia's, Massapequa.

Letter dated January 9 from Robert Gahagan of 2 Pond Place, Oyster Bay requesting a reduction in his December quarterly bill due to the timely manner in which he had a service line leak repaired. After reviewing Office Manager Testa's recommendation, a motion was made by Commissioner Niznik, seconded by, Commissioner Rich and carried to approve a reduction in the water bill under the District's leak policy.

Letter dated January 10 from the NYS Department of Health stating the District is not eligible to receive a NYS Water Infrastructure Improvement Act (WIAA) grant award for the proposed GAC at Plant #6 Berry Hill Road at this time but may reapply in the future.

Letter dated January 12 from Alessio Pipe & Construction enclosing a price quote in the amount of \$5,787.50 for road restoration at the water main break site near 82 Cove Road. After discussing Supt. Dupre's recommendation, a motion was made by Commissioner Niznik, seconded by Commissioner Rich and carried to accept the price quote in accordance with the District's requirements contract.

Email dated January 16 from NYAWWA announcing the 2024 New York Water Event will take place from April 9-11, 2024, in Saratoga Springs, NY.

Superintendent Dupre updated the Board on the AOP(OBWD2101) and the Locust Valley Interconnection (OBWD2151).

- >Water Plant Operators William Murphy, Steven O'Neill and Anthony LaMarca attended LIWC workshop in Bayshore. Topics of discussion was the AOP peroxide tank and Ultraviolet Oxidation Process.
- >Grade I Adv Ops & Supervision class will begin in March.
- >Monday, January 15<sup>th</sup> there was a loss of chlorine at Plant #6 Berry Hill Road. Duty person was called in to fix it.
- >Still working on purchasing a new vehicle.

## Minutes of the meeting continued– January 18, 2024

Office Manager Karen Testa gave a weekly financial report. Bills in the amount of \$23,056.38 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.

- >Rate for NYCLASS is 5.26% and Flushing Bank remained the same at 5.15%.
- >Resolved issues with Quickbooks payroll.
- >Revised District policies will be ready for review and approval at the next Board meeting.
- >Presented to the Board Town of Oyster Bay claim for Philip Ross Industries to be signed for payment through the bond issue for the AOP(OBWD2101).
- >Discussed with Atty. Mackenzie the removal of Sprint equipment from Plant #8 Berry Hill Road. Will follow up with Joe Minero at H2M.

Atty. Mackenzie stated Dish Network is requesting a land survey of Plant #8 Berry Hill Road. Atty. Mackenzie will research.

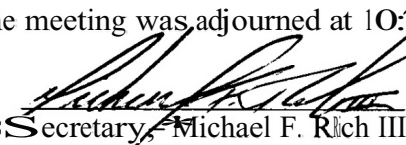
Karl Dahlem reported he has concerns regarding the wording of the H2M Semi-Annual Tank Observations which was changed from Inspections. Will discuss with H2M.

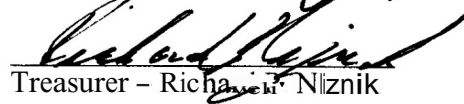
- >Discussed the flow meter and blow off at the AOP(OBWD2101) and the loss of water with regards to water conservation.

There being no further business the meeting was adjourned at 10:30 am.

Attest:

  
 \_\_\_\_\_  
 Robert J. McEvoy

  
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 Secretary – Michael F. Rich III

  
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 Treasurer – Richard Niznik



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 January 25, 2024, 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  
Karl Dahlem, DAK Services  
Donald Mackenzie, Esq.  
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 was received as follows:

Letter dated January 9 from H2M requesting information to begin preparing the District's Annual Water Quality Statement/Consumer Confidence Report.

Letter dated January 23 from the Town of Oyster Bay Office of the Comptroller stating the Component Unit Financial Report is due to the Town no later than March 15, 2024. Copy was forwarded to JKL Accounting.

Superintendent Dupre updated the Board on the AOP(OBWD2101) and the Locust Valley Interconnection (OBWD2151).

- >MCC cabinets were installed at AOP(OBWD2101).
- >Virtual meeting with H2M and Nassau County on Friday, January 26<sup>o</sup> to discuss culvert pipe at Plant #2 Shutter Lane.
- >Water main break at 85 Hill Drive on Sunday, January 21<sup>o</sup> was repaired by District personnel.
- >Eng. Rigos is reviewing District maps to be updated with any new additions.
- >Discussed the replacement of hydrants on Route 106. Will obtain a quote from Alessio Pipe & Construction.

Office Manager Karen Testa gave a weekly financial report. Bills in the amount of \$22,214.82 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.

- >CS-12A & CS-39 for Anthony LaMarca has been approved by Civil Service.
- >JKL Accounting is preparing the 2023-year end financials.
- >NYCLASS is 5.25% and Flushing Bank is 5.15%.
- >Waiting for paperwork from Salerno Brokerage regarding the District's life insurance policy.
- >Presented to the Board the amended 2024 administrative policies. Motion was made by Commissioner Niznik, seconded by Commissioner Rich and carried to adopt all 2024 policies.

## Minutes of the meeting continued—January 25, 2024

Eng. Rigos stated he is still waiting for the final paperwork from Grace Industries for the Locust Valley Interconnection (OBWD2151).

- >NYS has another round of grants coming out. Eng. Rigos will resubmit for the Water Infrastructure Improvement Program grant in February for the proposed GAC at Plant #6, Berry Hill Road.
- >H2M will change the wording back to inspections instead of observations for the tank inspection reports.
- >Presented to the Board permanent change orders for approval and signature from Eldor Contracting, Philip Ross Industries and Intricate Solutions for the AOP(OBWD2101). After reviewing Eng. Rigos recommendation, a motion was made by Commissioner Niznik, seconded by Commissioner Rich and carried to approve the change orders for General, Plumbing, Electrical & HVAC contracts, and extension of time due to supply chain issues.

Atty. Mackenzie spoke with Dish Network and they are having a new survey performed of Plant #8, Berry Hill Road to submit to the Village of Oyster Bay Cove.

- >Spoke with the Village of Oyster Bay Cove and was informed there are three outstanding permits for Plant #8 Berry Hill Road. Atty. Mackenzie will research.


Karl Dahlem suggested District personnel read the AWWA newsletter regarding the new Lead & Copper revisions.

- >Discussed the peroxide tank heating and the effects of direct sunlight on the tank at the AOP(OBWD2101).

There being no further business the meeting was adjourned at 10:25 am.

Attest:

  
Chairman - Robert J. McEvoy

  
Secretary - Michael F. Rich III

  
Treasurer - Richard P. Niznik