

REGULAR MEETING  
SUFFOLK COUNTY WATER AUTHORITY

March 27, 2018 at 5:30 p.m.

Oakdale, New York

Present: James F. Gaughran, Chairman  
Patrick Halpin, Member  
Jane Devine, Member  
Mario R. Mattera, Member  
Tim Bishop, Member

Jeffrey W. Szabo, Chief Executive Officer

The meeting was also attended by Counsel T. Hopkins and J. Milazzo; and by Messrs. Anderson, Berrios, Bova, Durk, Finello, Fuller, Kilcommons, Kuzman, Litka, Motz, O'Connell, Pokorny, Reinfrank, Saks, Torres, Wallach and by Mmes. Lyon, Mancuso, Simson, Tinsley, Trupia and Vassallo

Rick Bellando of the Senate Majority Office and Rick Brand of Newsday were also in attendance

Booklets containing detailed information for all Agenda items were distributed to each Member, Executive Staff and Counsel to the Authority.

At 4:00 p.m. Chairman Gaughran called the meeting to order.

Mr. Gaughran then opened the meeting for public comment. No one wished to address the Board at this time.

Mr. Gaughran then presented the minutes of the regular meeting of February 27, 2018, for approval. On motion made by Mr. Halpin, duly seconded by Mrs. Devine, and unanimously carried, the minutes of the regular meeting held on February 27, 2018, were approved.

Mr. Szabo then referred to contracts scheduled to expire shortly, and he recommended that the Authority exercise its option to extend these contracts in accordance with the letters of recommendation. On motion made by Mrs. Devine, duly seconded by Mr. Mattera, and unanimously carried, it was

(077-03-2018) RESOLVED, To extend for a one-year period beginning June 1, 2018, Contract 7301B for supply and maintenance of pumps and miscellaneous equipment (Zone B), with Eagle Control Corp. of Yaphank, New York, in accordance with the specifications, terms and conditions of the contract.

On motion made by Mr. Mattera, duly seconded by Mr. Bishop, and unanimously carried, it was

(078-03-2018) RESOLVED, To extend for a one-year period beginning April 1, 2018, Contract 7323 for furnishing and delivery of asphalt paving mixture for cold patching with Black Gold Industries of Ridge, New York (Item 3 – 50 pound bags, Item 4 – bulk mix/tons) in accordance with the specifications, terms and conditions of the contract.

On motion made by Mr. Bishop, duly seconded by Mr. Halpin, and unanimously carried, it was

(079-03-2018) RESOLVED, To extend for a one-year period beginning June 1, 2018 Contract 7337 for furnishing and delivery of compressed gas cylinders with Airweld Inc. of Farmingdale, New York, in accordance with the specifications, terms and conditions of the contract.

On motion made by Mr. Halpin, duly seconded by Mrs. Devine, and unanimously carried, it was

(080-03-2018) RESOLVED, To extend for a one-year period beginning July 1, 2018, Contract 7349 for replacement of automotive glass – mobile with Suffolk Auto Glass of

Islip Terrace, New York, in accordance with the specifications, terms and conditions of the contract.

On motion made by Mrs. Devine, duly seconded by Mr. Mattera, and unanimously carried, it was

(081-03-2018) RESOLVED, To extend for a one-year period beginning June 1, 2018, Contract 7426 for installation of blow off basins – Zone 2 with Ed Cork & Sons Inc. of Patchogue, New York (Zone 2 – Port Jefferson, Patchogue, Westhampton and East Hampton), in accordance with the specifications, terms and conditions of the contract.

On motion made by Mr. Mattera, duly seconded by Mr. Bishop, and unanimously carried, it was

(082-03-2018) RESOLVED, To extend for a one-year period beginning June 1, 2018, Contract 7435 for maintenance and repair of fire, burglar alarm systems and card access system at various Authority sites with VSS Security Systems of Selden, New York, in accordance with the specifications, terms and conditions of the contract.

On motion made by Mr. Bishop, duly seconded by Mr. Halpin, and unanimously carried, it was

(083-03-2018) RESOLVED, To extend for a one-year period beginning July 1, 2018, Contract 7437 for repair of underground locating devices with Mohawk Ltd. of Chadwicks, New York, in accordance with the specifications, terms and conditions of the contract.

On motion made by Mr. Halpin, duly seconded by Mrs. Devine, and unanimously carried, it was

(084-03-2018) RESOLVED, To extend for a one-year period beginning July 1, 2018, Contract 7443 for removal and disposal of chlorinated wastewater from various sites with Island Pump & Tank Corp. of East Northport, New York, in accordance with the specifications, terms and conditions of the contract.

On motion made by Mrs. Devine, duly seconded by Mr. Mattera, and unanimously carried, it was

(085-03-2018) RESOLVED, To extend for a one-year period beginning July 1, 2018, Contract 7444 for furnishing and delivery of pH measuring equipment and pressure transmitters with LI Controls Inc. of Great River, in accordance with the specifications, terms and conditions of the contract.

On motion made by Mr. Mattera, duly seconded by Mr. Bishop, and unanimously carried, it was

(086-03-2018) RESOLVED, To extend for a one-year period beginning June 1, 2018, Contract 7447 for installation of new water service lines in Yaphank/Brookhaven/Mastic with Asplundh Construction Corp. of Yaphank, New York, in accordance with the specifications, terms and conditions of the contract.

Mr. Szabo then reviewed Contracts 7501, 7505 through 7508, and he recommended that these contracts be awarded/rescinded/rejected in accordance with the letters of recommendation.

On motion made by Mr. Halpin, duly seconded by Mrs. Devine, and unanimously carried, it was

(087-03-2018) RESOLVED, That the single bid received for Contract 7501 for supplying and installing of high pressure spray-on bed liner submitted by Lube Lane at Lindenhurst Inc. of Lindenhurst, New York, on a unit-price basis as stipulated in the bidder's proposal and calculated on estimated quantities indicated in the contract documents and totaling Thirteen Thousand Two Hundred Dollars (\$13,200) be and hereby is accepted; and that any Member and/or the Chief Executive Officer be and hereby is authorized to execute this contract on behalf of the Authority.

On motion made by Mrs. Devine, duly seconded by Mr. Bishop, and unanimously carried, it was

(088-03-2018) RESOLVED, That the single bid received for Contract 7505 for installation of water service lines using directional boring technology during the one-year period beginning May 1, 2018, submitted by Bancker Construction Corp. of Islandia, New York, on a unit-price basis as stipulated in the bidder's proposal and calculated on estimated quantities indicated in the contract documents and totaling One Million Seven Hundred Seventy-Five Thousand One Hundred Eighty-Five and 50/100 Dollars (\$1,775,185.50), be and hereby is accepted; and that any Member and/or the Chief Executive Officer be and hereby is authorized to execute this contract on behalf of the Authority.

On motion made by Mr. Bishop, duly seconded by Mr. Halpin, and unanimously carried, it was

(089-03-2018) RESOLVED, That the low bid received under Contract 7506 for construction of well head enclosure buildings with precast concrete walls and wood frame roofs on existing foundations during the one-year period beginning April 1, 2018, submitted by Pioneer Construction Company of Northport, New York, on a unit-price basis as stipulated in the bidder's proposal and calculated on estimated quantities

indicated in the contract documents and totaling Six Hundred Sixty-Seven Thousand Dollars (\$667,000) be and hereby is accepted; and that any Member and/or the Chief Executive Officer be and hereby is authorized to execute this contract on behalf of the Authority.

On motion made by Mr. Halpin, duly seconded by Mrs. Devine, and unanimously carried, it was

(090-03-2018) RESOLVED, That the single bid received under Contract 7507 for painting, minor maintenance and repairs of elevated tanks, standpipes, reservoirs and pressure vessels during the one-year period beginning April 1, 2018, submitted by JPI Painting Inc. of Lowellville, Ohio, on a unit-price basis as stipulated in the bidder's proposal and calculated on estimated quantities indicated in the contract documents and totaling Four Hundred Forty-Nine Thousand Five Hundred Dollars (\$449,500), be and hereby is accepted; and that any Member and/or the Chief Executive Officer be and hereby is authorized to execute this contract on behalf of the Authority.

On motion made by Mrs. Devine, duly seconded by Mr. Mattera, and unanimously carried, it was

(091-03-2018) RESOLVED, That the low bid received under Contract 7508 for excavating and backfilling construction holes during the one-year period beginning May 1, 2018, submitted by AARCO Environmental Services Corp. of Lindenhurst, New York, on a unit-price basis as stipulated in the bidder's proposal and calculated on estimated quantities indicated in the contract documents and totaling Sixty-Seven Thousand Eight Hundred Dollars (\$67,800), be and hereby is accepted; and that any Member and/or the Chief Executive Officer be and hereby is authorized to execute this contract on behalf of the Authority.

Mr. Szabo referred to several requests regarding special service agreements. After further explanation of details on each, and on motion made by Mrs. Devine, duly seconded by Mr. Mattera, and unanimously carried, it was

(092-03-2018) RESOLVED, To extend Agreement No. 1488 with Itron Inc. of Liberty Lake, Washington, for the mobile automatic meter reading system during the one-year period beginning June 1, 2018, and that any Member and/or the Chief Executive Officer be and hereby is authorized to execute this agreement on behalf of the Authority.

On motion made by Mr. Mattera, duly seconded by Mr. Bishop, and unanimously carried, it was

(093-03-2018) RESOLVED, To extend Agreement No. 1493 with HealthSure Medical Services, PLLC of Islandia, New York, for pre-employment physical examinations during

the one-year period beginning July 1, 2018; and that any Member and/or the Chief Executive Officer be and hereby is authorized to execute this agreement on behalf of the Authority.

On motion made by Mr. Bishop, duly seconded by Mr. Halpin, and unanimously carried, it was

(094-03-2018) RESOLVED, To authorize the law firm of Goldberg Segalla of Buffalo, New York, to represent the Authority in a second action commenced by Lunati Paving & Construction of NY, Inc.; and authorize payment of their invoice dated November 14, 2017, in the amount of Three Thousand Seven Hundred Sixty-Nine and 60/100 dollars (\$3,769.60).

Mr. Szabo then referred to a memorandum regarding recertification of the record of activities regarding Mr. Gaughran's time worked for the purpose of retirement reporting. After further explanation of details, and on motion made by Mrs. Devine, duly seconded by Mr. Mattera, and carried with one abstention by Mr. Gaughran, it was

(095-03-2018) RESOLVED, To approve the Recertification of the Record of Activities for time worked for the Authority for James F. Gaughran, for the purpose of retirement reporting; and approve and post the reporting resolution on the Authority's website for 30 days, and thereafter file the resolution with the NYS Retirement System.

The Members referred to a request regarding a water supply system. After further explanation of details, and on motion made by Mrs. Devine, duly seconded by Mr. Mattera, and unanimously carried, it was

(096-03-2018) RESOLVED, To declare the Authority as the lead agency for the purposes of the SEQRA review and adoption of the Negative Declaration regarding the Stephen Hands Path Wainscott Public Water Supply Facility; and authorize the CEO to sign any and all documents necessary to effectuate the easement substitution.

Mr. Szabo asked Mr. Finello to summarize the insurance coverage for the one-year period beginning April 1, 2018. Mr. Finello discussed the highlights of the renewals.

After further discussion, and on motion made by Mr. Halpin, duly seconded by Mrs. Devine, it was

(097-03-2018) RESOLVED, To renew with Starr Indemnity Ins. Co./Ace American Insurance Company for the Authority's property policy for a one year period effective April 1, 2018, at a premium of One Hundred Ninety-Seven Thousand Seven Hundred Twenty-Eight Dollars (\$197,728) to issue a property insurance policy providing coverage for:

Property Coverage:

Real Property (Including Building and Contents)

Includes Boiler and Machinery Coverage

Valuable Papers

Accounts Receivable

Contractor's Equipment

Data Processing Equipment

Communication Equipment

Property in Transit

Newly Acquired Locations

Unscheduled Locations

Flood

Earthquake

Catastrophic Vehicle Physical Damage at SCWA owned sites only

and be it

FURTHER RESOLVED, That Willis of New York Inc., aka Willis Towers Watson, acting as the insurance broker for the same one year period, will receive a fee of Nineteen Thousand Dollars (\$19,000) for providing the above coverage; and be it

FURTHER RESOLVED, That USI Insurance Services be authorized for the one-year period beginning April 1, 2018, to act as the Authority's insurance broker at a fee of Twenty-Five Thousand Dollars (\$25,000), by obtaining and servicing the following policies:

General Liability:

General Liability – Insured Policy with a \$100,000 deductible

Products/Completed Operations

Personal & Advertising Injury

Employee Benefits Liability

Business Auto Liability:

Bodily Injury and Property Damage – Insured \$100,000 deductible

Personal Injury Protection

Owners and Contractors Protective Liability

Excess Liability:

\$50 Million Dollar Limit to follow form over G/L and Auto

and be it

FURTHER RESOLVED, To renew with the Allied World Assurance Company for a one-year period beginning April 1, 2018, the Authority's general liability, OCP, auto liability and primary umbrella liability policies with a \$10,000,000 limit, at a premium of Two Hundred Eighty-Eight Thousand Nine Hundred Eighty-Three Dollars (\$288,983); and be it

FURTHER RESOLVED, To purchase a new second layer excess liability policy with a \$15,000,000 limit with the Great American Insurance Company for a one year period beginning April 1, 2018 at a premium of Sixty-Five Thousand Dollars (\$65,000); and be it

FURTHER RESOLVED, To purchase a new third layer excess liability policy with a \$25,000,000 limit with the XL Insurance Company for a one year period beginning April 1, 2018 at a premium of Fifty Thousand Dollars (\$50,000); and be it

FURTHER RESOLVED, To purchase new one OCP policy with Allied World Assurance Company in the name of the Town of Brookhaven at a cost of Five Hundred Nine Dollars (\$509); and be it

FURTHER RESOLVED, To renew with AIG the Not-For-Profit Risk Protector with Willis Towers Watson acting as the broker who will receive a commission on this line of coverage rather than a fee from the Authority, for a one-year period beginning April 1, 2018, the Authority's Directors and Officers Insurance Liability policy at a premium of Forty Six Thousand Two Hundred Eight Dollars (\$46,208); and be it

FURTHER RESOLVED, To renew with the Travelers Insurance Company with Willis Towers Watson acting as broker who will receive a commission on this line of coverage rather than a fee from the Authority, for a one-year period beginning April 1, 2018, the Authority's Comprehensive Crime policy at a premium of Eleven Thousand Six Hundred Fifty-Eight Dollars (\$11,658); and be it

FURTHER RESOLVED, To purchase a Cyber Insurance policy through Willis Towers Watson and issued by the Beazley Insurance Company. The premium, including commission, is Eighteen Thousand Six Hundred Six Dollars (\$18,606); and be it

FURTHER RESOLVED, To renew with the Hartford Insurance Company with Willis Towers Watson, Willis of New York, Inc. acting as broker on a commission basis, for a one-year period beginning April 1, 2018 the Authority's Street Opening Permit Bonds at an estimated cost of Four Thousand Eight Hundred Dollars (\$4,800); and be it

FURTHER RESOLVED, To authorize the Risk Management Department, in consultation with the CEO and General Counsel, to settle claims that occur between



April 1, 2018 through March 31, 2019, and fall within the self-insured policy retention or deductible limits; and be it

FURTHER RESOLVED, to authorize the Risk Management Department, in consultation with the CEO and General Counsel, to increase/decrease coverage or purchase additional insurance as required by the operations of the Authority during the period April 1, 2018 to April 1, 2019.

On motion made by Mrs. Devine, duly seconded by Mr. Mattera, and unanimously carried, it was

(098-03-2018) RESOLVED, To extend Agreement 1483 with PMA Management Corp. to act as Third Party Administrator for Workers Compensation claims for the period April 1, 2018 to April 1, 2019, at the same terms, conditions and pricing as contained in their proposal dated March, 2016; and be it

FURTHER RESOLVED, To purchase an excess insurance policy from the Safety National Insurance Company providing coverage for any workers compensation claim that exceeds \$750,000 at a premium of One Hundred Sixty Seven Thousand Nine Hundred Ninety Eight Dollars (\$167,998) for the period April 1, 2018 to April 1, 2019; and be it

FURTHER RESOLVED, To enter into an agreement with Arthur J. Gallagher & Company of One Jericho Plaza, Suite 200, Jericho, New York, for insurance broker service relating to the purchase and servicing the excess insurance policy for the period April 1, 2018 to April 1, 2019, at a cost of Twelve Thousand Five Hundred Dollars (\$12,500); and be it

FURTHER RESOLVED, To authorize the CEO in conjunction with General Counsel and the Risk Management Department to implement an Authority Safety and Risk Management Assessment performed by the PMA Management Corp. at an amount not to exceed Twenty Thousand Dollars (\$20,000); and be it

FURTHER RESOLVED, That any Member and/or the Chief Executive Officer be and hereby is authorized to execute these agreements on behalf of the Authority.

At this time, Mr. Gaughran requested that the Budget resolution and the Rate Increase resolution be taken out of order in lieu of the Public Hearing scheduled for 5:00 p.m.

Mr. Szabo then referred to an item relating to equipment. After further explanation of details, and on motion made by Mr. Mattera, duly seconded by Mr. Bishop, and unanimously carried, it was

(099-03-2018) RESOLVED, To authorize the purchase of one Lumin Purge and Trap Concentrator and Aquatek 100 Autosampler from Teledyne Tekmar of Mason, Ohio, for an amount not to exceed Twenty-Six Thousand Six Hundred Sixty-Seven and 34/100 Dollars (\$26,667.34).

The Members then reviewed a request regarding meetings, training and conferences. After further explanation of details on each, and on motion made by Mr. Bishop, duly seconded by Mr. Halpin, and unanimously carried, it was

(100-03-2018) RESOLVED, To authorize Victor Elefante Technical Services (VETS) of Wantagh, New York, to provide the Grade IIB Operators Course at the Authority's Bay Shore office, two evenings per week for 7-8 weeks, for up to 10 Authority employees at a cost of Five Hundred Fifty Dollars (\$550) per person.

The Members also reviewed the original invoices to be paid from the Operating Fund, and on motion made by Mr. Halpin, duly seconded by Mrs. Devine, and unanimously carried, it was

(101-03-2018) RESOLVED, That the following invoices be paid from the Operating Fund:

Dvirka & Bartilucci	\$12,020.00
Sarisohn Law Partners LLP (corrected invoice)	700.00
All County Abstract, Inc.	427.00

The Members scheduled their next regular meeting for Tuesday, April 24, 2018, beginning at 5:30 p.m. at the Administration Building in Oakdale.

### SEQRA REVIEW

Where applicable, the foregoing resolutions, unless otherwise noted, will not have a significant adverse impact on the environment within the meaning of Section 8-0109 of the Environmental Conservation Law.

At 4:50 p.m., on motion made by Mrs. Devine, duly seconded by Mr. Mattera and unanimously carried, it was

(102-03-2018) RESOLVED, That the Members go into an Executive Session for the purpose of discussing a potential future litigation matter.

The meeting was again called to order at 5:00 p.m.

At this time, the Public Hearing regarding rates took place. Mr. Gaughran stated that the budget discussion by Elizabeth Vassallo, Director of Finance, will be incorporated into the Public Hearing since it is directly related to the rate proposal.

At 5:25 p.m., the Public Hearing concluded and the Board Meeting resumed.

Mr. Szabo then referred to the budgets for year ending May 31, 2019. After further explanation of details by Elizabeth Vassallo, Director of Finance, and on motion made by Mr. Halpin, duly seconded by Mrs. Devine, and unanimously carried, it was

(103-03-2018) RESOLVED, That the Operating and Maintenance and the Construction budgets for fiscal year ending May 31, 2019, be and hereby are approved; and that copies be forwarded to all agencies as required by law.

The Members then referred to a request regarding Rules and Regulations. After further explanation of details, and on motion made by Mr. Halpin, duly seconded by Mr. Mattera, the following Resolution was unanimously carried:

(104-03-2018) WHEREAS, The Authority authorized a rate study that was conducted by Municipal & Financial Services Group, and such study was updated with additional information and recommendations of Elizabeth Vassallo, Director of Finance; and

WHEREAS, based upon recommendations set forth in such rate study as updated with such additional information and recommendations a proposed rate schedule was posted on the Authority's website and a notice of public hearing appeared in the March 22, 2018 issue of Newsday regarding proposed rate schedule, a copy of which is attached hereto and made a part hereof; and

WHEREAS, a public hearing was held on March 27, 2018, to consider such rate schedule, now, therefore, be it

RESOLVED, That the service availability charges, the commodity charges and the charges for wholesale water be amended in accordance with the duly posted rate schedule; and be it

FURTHER RESOLVED, That the Authority's Rates, Rules and Regulations are hereby amended in accordance with such schedule.

As there was no further business to be considered, on motion made by Mr. Bishop, duly seconded by Mr. Halpin, the meeting was adjourned at 5:30 p.m.

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Patrick G. Halpin, Secretary