

WESTCHESTER JOINT WATER WORKS
Board of Trustees Meeting
Tuesday, November 24, 2020 at 3:30 p.m.

The meeting was called to order at 3:34 p.m. with the following members present (via video conference):

Present:

- Trustees: Ron Belmont, Tom Murphy, Nancy Seligson,
- Lori Lee Dickson, General Counsel
- Paul Kutzy, Manager
- David Birdsall, Business Director
- Frank Arcara, Chief Water Treatment Plant Operator 1-B
- Jacqueline Briggs, Assistant Civil Engineer
- Zach Wasp, Junior Civil Engineer

Approval of Minutes

Trustee Murphy made a motion to approve the minutes of the November 10, 2020 Board meeting. Trustee Belmont seconded the motion, all in favor:

Trustee Seligson	“aye”
Trustee Belmont	“aye”
Trustee Murphy	“aye”

Financial Reports and Approvals

The Business Director reviewed bank balances and presented claims to the Board highlighting significant items, among them: NYC Water Purchases, Kenilworth Tank Contractor Payments, Distribution System Repairs, Transmission Main Partial Payment, Payroll Related Items, NYSHIP Monthly Health Insurance Premium, Monthly Electric Bill, SCADA and Operations Assistance Engineering Services, Temporary Pump at Purchase Booster Station Monthly Rental and Special Counsel.

Approval of Claims: Trustee Murphy made a motion to approve 139 claims totaling \$2,950,927.00. Trustee Belmont seconded the motion, all in favor:

Trustee Seligson	“aye”
Trustee Belmont	“aye”
Trustee Murphy	“aye”

- Partial Payment ELQ (Barry Avenue & Macy Road / TVOH): The Business Director reminded the Board that at the last meeting a partial payment of \$206,138.81 to ELQ for the contractor work related to this project, was approved. Discussions have been ongoing about payment, pending resolution of pavement issues along Avondale Road, potentially related to work done as part of Capital project (A-1310) Barry Ave/Macy Rd Transmission Main. WJWW staff and the contractor have met at the site and have had subsequent meetings. It was suggested that a payment of \$206,138.81 for the contractor work be made and that the approximate \$152,000 remaining balance related to the retainage fee be held, pending a final resolution of the issue. Partial payment of the contract work is being handled as a pre-approved item.

General Administration:

- Local Capital Improvement Projects: The Business Director explained that each year, Local Capital Improvement Projects for the replacement of vulnerable or non-functional water infrastructure in advance of paving are undertaken. This year, due to Covid-19, this work was more limited than in years past. The Business Director presented the following estimated costs related to this work for each member municipality and requested that the Board members put these items on their respective agendas:

VOM: Trustee Belmont made a motion to approve the Local Capital Project for the repair/replacement of vulnerable/compromised water infrastructure in advance of paving projects within the Village of Mamaroneck (A-1369) for an estimated \$75,000. Trustee Murphy seconded the motion, all in favor:

Trustee Seligson	“aye”
Trustee Belmont	“aye”
Trustee Murphy	“aye”

TVOH: Trustee Belmont made a motion to approve the Local Capital Project for the repair/replacement of vulnerable/compromised water infrastructure in advance of paving projects within the Town/Village of Harrison (A-1370) for an estimated \$50,000. Trustee Murphy seconded the motion, all in favor:

Trustee Seligson	“aye”
Trustee Belmont	“aye”
Trustee Murphy	“aye”

TOM: Trustee Murphy made a motion to approve the Local Capital Project for the repair/replacement of vulnerable/compromised water infrastructure in advance of paving projects within the Town of Mamaroneck (A-1368) for an estimated \$25,000. Trustee Belmont seconded the motion, all in favor:

Trustee Seligson	“aye”
Trustee Belmont	“aye”
Trustee Murphy	“aye”

- Joint Capital Project Cost Amendments: The Business Director presented for the Board’s consideration the following three cost amendments related to Joint Capital Improvement Projects:

- Barry Ave/Macy Rd 16” Transmission Main (A-1310): As a result of significantly more rock removal than anticipated, more utility conflicts, upgrade of gaskets and additional quantities of K-Crete beyond estimated amount, a revised estimated total cost from \$6.800 million to \$7.025 million (\$225 thousand increase) was presented. Member cost shares:

VOM:	\$1,917,825 (\$61,425 increase)
TOM:	\$1,299,625 (\$41,625 increase)
TVOH:	\$3,807,550 (\$121,950 increase)

Trustee Murphy made a motion to approve a revised estimated total cost from \$6.800 million to \$7.025 million (\$225 thousand increase). Trustee Belmont seconded the motion, all in favor:

Trustee Seligson	“aye”
Trustee Belmont	“aye”
Trustee Murphy	“aye”

- New Kenilworth 2MG Water Storage Tank (A-1346): As a result of unanticipated quantities of contaminated soil removed, various site work changes and redesign of concrete vault, a revised estimated total cost from \$4.250 million to \$4.600 million (\$350 thousand increase) was presented. Member cost shares:

VOM:	\$1,186,800 (\$90,300 increase)
TOM:	\$ 837,200 (\$63,700 increase)
TVOH:	\$2,576,000 (\$196,000 increase)

Trustee Murphy made a motion to approve a revised estimated total cost from \$4.250 million to \$4.600 million (\$350 thousand increase). Trustee Belmont seconded the motion, all in favor:

Trustee Seligson	“aye”
Trustee Belmont	“aye”
Trustee Murphy	“aye”

- Brevoort Lane Water Main Replacement (A-1372): As a result of more involved excavation work with significant water infiltration issues, additional valve and pipe work, greater quantities of paving and fill materials, a revised estimated total cost from \$150 thousand to \$225 thousand (\$75 thousand increase) was presented. It was noted that this work falls in the area Outside District of Rye and debt service costs will be recovered through WJWW capital improvement/infrastructure tax recovery charge to Rye Outside District customers. Member cost shares:

VOM:	\$62,550 (\$20,850 increase)
TOM:	\$41,400 (\$13,800 increase)
TVOH:	\$121,050 (\$40,350 increase)

Trustee Belmont made a motion to approve a revised estimated total cost from \$150 thousand to \$225 thousand (\$75 thousand increase). Trustee Murphy seconded the motion, all in favor:

Trustee Seligson	“aye”
Trustee Belmont	“aye”
Trustee Murphy	“aye”

- Purchase Booster Station SCADA Engineering Proposal (Woodard & Curran): The Business Director presented to the Board a proposal from Woodard & Curran for engineering services and SCADA modifications, a result of upgrades to the pumps at this facility currently underway, which is a Joint Capital project. The proposal with an estimated cost of \$56,800, includes engineering services, an allocation for the acquisition of a SCADA panel and modifications to the PRV outside of Rye Lake. Trustee Belmont made a motion to approve the Woodard & Curran proposal for SCADA engineering services and infrastructure upgrades in the estimated amount of \$56,800. Trustee Murphy seconded the motion, all in favor:

Trustee Seligson	“aye”
Trustee Belmont	“aye”
Trustee Murphy	“aye”

- Architect Proposal for Record Storage (Emmanuel D’Amore): The Business Director presented to the Board a proposal from Emmanuel D’Amore for architectural services, in the amount of \$8,650, for the evaluation and design of an area in the WJWW garage for record storage. The renovation of this space is necessary in order to follow NYS guidelines related to record storage and due to the voluminous files, old records and engineering drawings, which are not efficiently stored and not easily accessible currently. Trustee Belmont made a motion to approve the Emmanuel D’Amore proposal for architectural services for the evaluation and design of an area in the

WJWW garage for record storage, in the amount of \$8,650. Trustee Murphy seconded the motion, all in favor:

Trustee Seligson	“aye”
Trustee Belmont	“aye”
Trustee Murphy	“aye”

- Rye Lake Filtration Facility: General Counsel reported that WJWW had an initial scoping meeting and that another has been scheduled for next week. A draft scope will be presented to the Board for consideration once it has been completed. WJWW will continue to hold all necessary public forum meetings virtually, as necessary, following the Governor’s guidelines until such time as these restrictions are lifted. Once the Governor’s waiver to the open meetings law is lifted, WJWW will notify the public of an actual physical location, selected for its size and ample parking, that will be able to accommodate public participation. Counsel explained that WJWW is continuing to move forward with qualified professionals who are conducting necessary environmental reviews, investigations and site work. The Filtration Facility is listed as a Committee Report on this evening’s TVOH Planning Board agenda and if, as rumored, the Planning Board takes any actions at tonight’s meeting in regard to WJWW designation of Lead Agency, Counsel will keep the Board updated. Special Counsel to the BOT will attend the Planning Board meeting this evening in Counsel’s absence due to a schedule conflict.
- UV Facility: General Counsel reminded the Board that at the last meeting a proposal for the commencement of the off-site construction of a small building for this project was approved and that the firm H2M is providing engineering services related to this project. This project is listed as a Public Hearing item on the TVOH Planning Board’s agenda for their meeting this evening. Counsel explained that WJWW has submitted all information requested by the Planning Board which includes factual data as to why this is a separate project apart from the Rye Lake Filtration Facility. Trustee Seligson, Chair of WJWW BOT, sent an extensive and impassioned letter to the Planning Board, by the submission deadline for tonight’s meeting, indicating the necessity to move expeditiously to protect the public drinking water from the threat of *Cyptosporidium*. Counsel pointed out that if the Planning Board takes the information seriously, they could proceed to an approval this evening, conditioned upon meeting the mandates of the wetlands consultants, which WJWW has already agreed to pay for and abide by. Counsel reminded the Board that based on regulations, the WJWW Board found that this is a Type II action and as a result the Planning Board could proceed to approve tonight if they’re interested in protecting the public drinking water. Counsel also reported that to date, there still has been no direct communication from the Planning Board, making it difficult to understand the rationale and reasoning for the delays, but said she will keep the Board apprised of any developments.

Old Business

The Chief Water Treatment Plant Operator explained that over the last two weeks WJWW staff has been busy replacing 4 fire hydrants, with WJWW staff performing two of these replacements, six water main repairs, cutting in service tees, responding to service calls, performing meter replacements, mark outs, Code 53s and weekly/monthly blow offs. The Operations staff has taken 160 water samples which test for various water parameters and all have come back normal.

The Junior Civil Engineer updated the Board on the following projects:

- Two scheduled water main repairs, located at Halstead and Harrison Avenues (TVOH) and at 615 Fifth Avenue (TOM), were successful and completed ahead of schedule.

- 33 Calvert Street/TVOH: A water service interruption is scheduled for 2:00 a.m. on December 3rd, to install water service tees for a new apartment building.
- Mamaroneck Ave Bridge (near I95 entrance): The temporary water main has been activated and construction work can now continue on the existing bridge structure, unimpeded by WJWW.

Manager's Report

No Manager's Report needed at this time.

Executive Session

At 4:12 p.m., Trustee Murphy made a motion to go into Executive Session for advice of counsel and to discuss personnel issues regarding a certain individual. Trustee Belmont seconded the motion, all in favor:

Trustee Seligson	"aye"
Trustee Belmont	"aye"
Trustee Murphy	"aye"

At 4:27 p.m., Trustee Belmont made a motion to leave Executive Session and return to the regular Board meeting. Trustee Murphy seconded the motion, all in favor:

Trustee Seligson	"aye"
Trustee Belmont	"aye"
Trustee Murphy	"aye"

New Business

No New Business to discuss at this time.

Date of Next Meeting

The next Board of Trustees meeting is scheduled for December 15, 2020 at 3:30 p.m.

With no further business to discuss, Trustee Belmont made a motion to adjourn the meeting. Trustee Murphy seconded the motion:

Trustee Seligson	"aye"
Trustee Belmont	"aye"
Trustee Murphy	"aye"

The meeting adjourned at 4:29 p.m.