

MINUTES

**MONROE COUNTY WATER AUTHORITY
REGULAR MEETING
THURSDAY, August 10, 2023 @ 9:00 a.m.
Board Room
General Offices, 475 Norris Drive, Rochester, New York**

9:00 a.m. The Chairman called this Regular Meeting to order.

Roll Call of the membership of the Board and determination that a quorum was present.

Members Present (7): S. Nasca, S. Volpe, M. Fero, S. Mason, A. Bernstein, M. Van Vechten, J. Rulison

Staff present: N. Noce, Executive Director; D. Hendrickson, Director of Human Resources; L. Magguilli, Deputy Executive Director; A. Molinari, Director of Finance & Business Services; S. Savage, Director of Engineering; C. LaManna, Director of Production & Transmission; S. Trotta, Director of Operations; K. Sharp, Communications

General Counsel present: Megan Dorritie & Robert Weissflach – Harter, Secrest & Emery

Public Present – Michael Irving, CSEA Union President

Packets containing detailed information on Agenda items were distributed in advance of the meeting date to each Member, Executive Staff, and Counsel for their prior review.

Pledge of Allegiance – Lead by Chairman Nasca

#23-147 Approve minutes of the Authority's Regular Meeting held on July 13, 2023.

On a motion made by Mr. Rulison, seconded by Mr. Fero, the foregoing resolution #23-147 was put to a voice vote and unanimously carried. AYES: 7; NAYS: 0

#23-148 Approve list of disbursements on check registers dated July 5, July 12, July 19, and July 26, 2023, which were forwarded to the Authority Members for their review.

On a motion made by Mr. Rulison, seconded by Mrs. Van Vechten, the foregoing resolution #23-148 was put to a voice vote and unanimously carried. AYES: 7; NAYS: 0

#23-149 Accept Purchase Order List of materials and supplies for the period July 1, 2023 through July 28, 2023 in the amount of \$319,503.32.

On a motion made by Mr. Rulison, seconded by Mr. Bernstein, the foregoing resolution #23-149 was put to a voice vote and unanimously carried. AYES: 7; NAYS: 0

COMMUNICATIONS/NOTIFICATIONS

Mr. Noce stated that Board folders contain a list of recipients for an RFQ for Cybersecurity Incident Response Services, along with a separation of employment memo.

Mr. Savage updated the Board on the status of service line investigations that will be performed to expand the Authority's Water Service Line Material Inventory, a regulatory requirement. He noted that a press release will be distributed outlining the Authority's efforts and enlisting customer participation to check and report their service line materials.

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EXECUTIVE SESSION

#23-ES 9:05 a.m. Chairman Nasca requested a motion to enter Executive Session Pursuant to Section 105 (1)(f) of the New York Public Officers Law in order to discuss the employment of a particular employee (s).

Moved by Mr. Bernstein, seconded by Mr. Rulison and put to a roll call vote, the Board unanimously agreed to enter Executive Session. AYES: 7(S. Nasca, S. Volpe, M. Fero, S. Mason, A. Bernstein, M. Van Vechten, J. Rulison; NAYS: 0

9:25 a.m. Motion to conclude Executive Session: Moved by Mr. Rulison, seconded by Mrs. Mason, and put to a roll call vote, the Board unanimously agreed to conclude Executive Session. AYES: 7 (S. Nasca, S. Volpe, M. Fero, S. Mason, A. Bernstein, M. Van Vechten, J. Rulison; NAYS: 0.

Chairman Nasca called this Regular Meeting back in open session.

Resolution ES#23-166 was then added to the agenda and taken out of sequence at this time.

#23-ES 9:27 a.m. Chairman Nasca requested a motion to enter Executive Session Pursuant to Section 105 (1) (d) of the New York Public Officers Law in order for the Board to discuss litigation under Attorney/Client Privilege.

Moved by Mr. Rulison, seconded by Mr. Fero, and put to a roll call vote, the Board unanimously agreed to enter Executive Session. AYES: 7 (S. Nasca, S. Volpe, M. Fero, S. Mason, A. Bernstein, M. Van Vechten, J. Rulison; NAYS: 0

9:55 a.m. Motion to conclude Executive Session: Moved by Mr. Fero, seconded by Mr. Bernstein the Board upon roll call vote to conclude Executive Session. AYES: 7 (S. Nasca, S. Volpe, M. Fero, S. Mason, A. Bernstein, M. Van Vechten, J. Rulison); NAYS: 0

Chairman Nasca called this Regular Meeting back in open session.

No Formal Action Taken.

For Item #23-150, Board Treasurer, Mr. Rulison and Board Vice Chairman, Mr. Fero offered the following resolution and moved its adoption:

#23-150

RESOLUTION #23-150

**EXPRESSING APPRECIATION FOR YEARS OF SERVICE AND
BEST WISHES OF THE MONROE COUNTY WATER AUTHORITY BOARD
TO GAIL D. RICHARDSON UPON HER RETIREMENT**

*WHEREAS, Gail D. Richardson, a longtime employee of the Water Authority,
has retired as of July 7, 2023; and*

*WHEREAS, Gail D. Richardson is a highly skilled and knowledgeable 13 year
veteran of the Water Authority; and*

*WHEREAS, Gail D. Richardson will be remembered for her dedicated service
by her fellow employees and management of the Water Authority.*

*NOW, THEREFORE, BE IT RESOLVED, MCWA extends its appreciation
and best wishes for a happy, fulfilling retirement; and*

*BE IT FURTHER RESOLVED, the Recording Secretary of the Board is
hereby requested to forward a copy of this Resolution to*

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Gail D. Richardson, MCWA Retiree.

~ This resolution adopted unanimously. ~

#23-151 Confirm the following personnel appointment pending approval and pursuant to the Rules and Regulations of the Monroe County Civil Service Commission:

Appointment of Matthew McGraw to the title of Skilled Laborer, effective August 28, 2023 at an hourly rate of \$23.88.

On a motion made by Mrs. Van Vechten, seconded by Mr. Fero, the foregoing resolution #23-151 was put to a roll call vote and unanimously carried. AYES: 7 (S. Nasca, S. Volpe, M. Fero, S. Mason, A. Bernstein, M. Van Vechten, J. Rulison); NAYS: 0

#23-152 Confirm the following personnel appointment pending approval and pursuant to the Rules and Regulations of the Monroe County Civil Service Commission:

Provisional Appointment of Autumn Ashley to the title of Junior Project Engineer – Water Distribution, effective August 14, 2023 at an annual salary of \$74,776.

On a motion made by Mrs. Van Vechten, seconded by Mrs. Mason, the foregoing resolution #23-152 was put to a roll call vote and unanimously carried. AYES: 7 (S. Nasca, S. Volpe, M. Fero, S. Mason, A. Bernstein, M. Van Vechten, J. Rulison); NAYS: 0

#23-153 Confirm the following personnel appointment pending approval and pursuant to the Rules and Regulations of the Monroe County Civil Service Commission:

Appointment of Ashley Hogan to the title of Office Clerk III, effective August 14, 2023 at an hourly rate of \$24.75.

On a motion made by Mrs. Van Vechten, seconded by Mr. Rulison, the foregoing resolution #23-153 was put to a roll call vote and unanimously carried. AYES: 7 (S. Nasca, S. Volpe, M. Fero, S. Mason, A. Bernstein, M. Van Vechten, J. Rulison); NAYS: 0

#23-154 Confirm the following personnel appointment pending approval and pursuant to the Rules and Regulations of the Monroe County Civil Service Commission:

Appointment of Nicholas Sutphen to the title of Utility Worker, effective August 14, 2023 at an hourly rate of \$31.55.

On a motion made by Mr. Rulison, seconded by Mrs. Van Vechten, the foregoing resolution #23-154 was put to a roll call vote and unanimously carried. AYES: 7 (S. Nasca, S. Volpe, M. Fero, S. Mason, A. Bernstein, M. Van Vechten, J. Rulison); NAYS: 0

For Item #23-155, Mr. Trotta sought authorization to purchase ultra-low sulfur diesel fuel utilizing the New York State contract. He noted that NOCO delivers fuel to the Authority's on-site tank three times per week. The Authority has worked with this vendor for three years and they have proven dependable. Mr. Trotta answered a follow-up question posed by a Board member.

#23-155 Authorize the use of New York State OGS Contract, Group #05602, Award #23236, Contract #PC69484 for the purchase of **Ultra Low Sulfur Diesel Fuel** for Authority vehicles and equipment from vendor awarded **NOCO Energy Corporation**, for an estimated annual amount of \$225,000, through contract period ending August 22, 2024. This contract can be extended one additional year upon mutual consent.

On a motion made by Mrs. Van Vechten, seconded by Mr. Fero, the foregoing resolution #23-155 was put to a roll call vote and unanimously carried. AYES: 7 (S. Nasca, S. Volpe, M. Fero, S. Mason, A. Bernstein, M. Van Vechten, J. Rulison); NAYS: 0

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For Item #23-156, Mr. LaManna requested Board authorization to award a lump sum contract for backwash channel dredging at the Shoremont Water Treatment Plant. He explained that the channel needs to be dredged annually to prevent buildup. The Authority has worked with this vendor for more than 10 years and has been pleased with their work.

#23-156 Authorize the award of a lump sum contract for **Backwash Channel Dredging** at the Shoremont Water Treatment Plant to the low responsive, responsible bidder, **Denali Water Solutions, LLC** for the bid amount of \$121,990.15 with the option to renew for up to four additional one year terms with a maximum allowable annual increase in pricing of 5-percent, upon mutual consent.

On a motion made by Mr. Rulison, seconded by Mr. Bernstein, the foregoing resolution #23-156 was put to a roll call vote and unanimously carried. AYES: 7 (S. Nasca, S. Volpe, M. Fero, S. Mason, A. Bernstein, M. Van Vechten, J. Rulison); NAYS: 0

For Item #23-157, Ms. Molinari addressed the Board for authorization to award a contract for monitoring, inspecting, testing and maintaining the Authority's fire and carbon monoxide systems. She noted that Technical Systems Group, Inc. was the low responsive, responsible bidder.

#23-157 Authorize the award of a contract for **Monitoring, Inspection, Testing & Maintenance of Fire and CO Systems** from the low responsive, responsible bidder, **Technical Systems Group, Inc.** in the bid amount of \$22,211. This is a one-year contract with the option to extend for up to four additional one-year terms upon mutual consent. Bid amount is based on annual estimated quantities and services will be purchased as needed.

On a motion made by Mr. Bernstein, seconded by Mrs. Mason, the foregoing resolution #23-157 was put to a roll call vote and unanimously carried. AYES: 7 (S. Nasca, S. Volpe, M. Fero, S. Mason, A. Bernstein, M. Van Vechten, J. Rulison); NAYS: 0

For Item #23-158, Mr. Magguilli sought authorization from the Board to purchase eight new laptops designated for the Engineering Department, capable of running their computer-aided design (CAD) programs.

#23-158 Authorize the award of a one-time purchase for eight (8) **Dell XPS 17" Laptops (9730)** from the low responsive, responsible bidder, **Derive Technologies** in the bid amount of \$28,270.80

On a motion made by Mrs. Van Vechten, seconded by Mrs. Mason, the foregoing resolution #23-158 was put to a roll call vote and unanimously carried. AYES: 7 (S. Nasca, S. Volpe, M. Fero, S. Mason, A. Bernstein, M. Van Vechten, J. Rulison); NAYS: 0

For Item #23-159, Mr. Savage requested Board approval to acquire an easement on Golden Road in the Town of Chili, necessary for the replacement of an existing water main. He explained that Board action is needed in order to acquire the easement and complete the project on schedule, ensuring customers have potable water and fire protection.

#23-159 **WHEREAS**, the Monroe County Water Authority (the "Authority") is replacing approximately 2,700 linear feet of existing 8-inch cast iron water main with new 8-inch ductile iron water main and appurtenances (with Authority Engineering No. 21-028) on Golden Road in the Town of Chili, County of Monroe, Zip Code 14624 (the "Project");

WHEREAS, the Project is necessary because the current water main no longer provides reliable service to the Authority's customers;

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WHEREAS, the acquisition of 18 permanent easements from 18 property owners in the Town of Chili along the Project is necessary for the construction, installation, operation, and maintenance of the Project;

WHEREAS, the Authority has acquired 17 permanent easements necessary for the construction, installation, operation, and maintenance of the Project;

WHEREAS, the remaining one (1) permanent easement necessary for the Project is described on Attachment "A" to this Resolution (the "Easement");

WHEREAS, the Authority has considered whether the acquisition of the Easement is de minimis in nature so that the public interest will not be prejudiced thereby;

WHEREAS, the Authority has considered whether the delay of the acquisition of the Easement will cause harm to the public.

NOW, THEREFORE, it is

RESOLVED, that the Easement, which shall be 20 feet wide and run along the frontage of the real property located at 230 Golden Road in the Town of Chili, as further described on Attachment "A" to this Resolution, and its appendices, is necessary to the Project, and it is

FURTHER RESOLVED, that the public use, benefit, or purpose of the acquisition of the Easement is to allow the completion of the construction, installation, operation, and maintenance of the Project, which will provide potable water and water for fire protection to residents in the Town of Chili; and it is

FURTHER RESOLVED, that the exercise of the power of eminent domain is appropriate and necessary to acquire the Easement for the completion of the construction, installation, operation, and maintenance of the Project; and it is

FURTHER RESOLVED, that the acquisition of the Easement is de minimis in nature so that the public interest will not be prejudiced; and it is

FURTHER RESOLVED, that any delay in the Authority obtaining immediate possession of the Easement will cause harm to the public; and it is

FURTHER RESOLVED, that the Executive Director, or any agent he may designate, is authorized to proceed immediately to acquire the Easement through exercise of the Authority's power of eminent domain pursuant to the provisions of New York State's Eminent Domain Procedure Law ("EDPL"); and it is

FURTHER RESOLVED, that public interests will be prejudiced by delay and, accordingly, the Executive Director, or any agent he may designate, is authorized to petition a court of competent jurisdiction for immediate possession and right of entry pursuant to EDPL §402 (B) (6) and/or to pursue any other lawful method of taking the Easement ("Condemnation Action"); and it is

FURTHER RESOLVED, that the Executive Director, or any agent he may designate, shall retain the authority to negotiate the purchase of the Easement on terms determined reasonable by him during the pendency of the Condemnation Action should that course of action be deemed by him to be feasible and desirable; and it is

FURTHER RESOLVED, that the Executive Director, or any agent he may designate, shall execute any and all documents necessary in the opinion of counsel to the Authority to give effect to the resolutions made herein; and it is

FURTHER RESOLVED, that the Executive Director shall have the authority to take such other actions as he deems advisable and necessary in relation to obtaining the Easement.

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On a motion made by Mr. Rulison, seconded by Mrs. Van Vechten, the foregoing resolution #23-159 was put to a roll call vote and unanimously carried. AYES: 7 (S. Nasca, S. Volpe, M. Fero, S. Mason, A. Bernstein, M. Van Vechten, J. Rulison); NAYS: 0

For Item #23-160, Mr. Savage addressed the Board for support in a grant application soliciting funding for the Walker Road Water Storage Facility Project. He noted that the Authority is persistently seeking grant funding, despite being denied previously. This grant is offered through New York State Environmental Facilities Corporation (EFC) as part of their Water Infrastructure Improvement (WIIA) and Intermunicipal Water Infrastructure Grant (IMG) Program.

#23-160 **WHEREAS**, The Authority owns and operates a regional water supply and distribution system; and

WHEREAS, The Authority is committed to properly maintaining, repairing and replacing the water system infrastructure to improve the systems operating reliability and/or reduce costs; and

WHEREAS, The Authority has water storage facilities in the water system nearing the end of their useful life and are in need of replacement with a regional facility known as the Walker Road Water Storage Tank project; and

WHEREAS, As part of the Water Infrastructure Improvement Act (WIIA) and the Intermunicipal Water Infrastructure Grant (IMG) Program the New York State Environmental Facilities Corporation (EFC) is offering \$425 Million in grants for clean and drinking water projects during the 2023-2024 state fiscal year; and

WHEREAS, In the event that the Authority is awarded WIIA/IMG grant funding from New York State, the Authority shall be responsible for the portion of the total project costs that are not funded by New York State.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE MONROE COUNTY WATER AUTHORITY:

Authorize the Executive Director, Deputy Executive Director, and the Director of Engineering, and either one of them acting alone, be and hereby authorized to act as the Authorized Representative for the Authority for the purposes of this NYS Water Infrastructure Improvement Act and Intermunicipal Water Infrastructure grant application, to sign the applications, the funding agreement, and any associated documents with such terms and conditions as such person deems appropriate (his signature thereon being conclusive evidence of such approval), and the same shall be filed with the records of the Authority as soon as available after the execution and delivery thereof.

On a motion made by Mr. Bernstein, seconded by Mrs. Van Vechten, the foregoing resolution #23-160 was put to a roll call vote and unanimously carried. AYES: 7 (S. Nasca, S. Volpe, M. Fero, S. Mason, A. Bernstein, M. Van Vechten, J. Rulison); NAYS: 0

For Item #23-161, Ms. Molinari sought Board authorization in the standardization of CyberLock Access Control Systems. She noted that the Authority has been using CyberLock Access Control Systems products since 2013 and has more than 300 locks currently installed. The standardization will enhance security and ensure a cost-effective, efficient, quality security system.

#23-161 **WHEREAS**, the Monroe County Water Authority has utilized CyberLock Access Control Systems for the past several years; and

WHEREAS, the Authority has over 300 locks installed in its security system; and

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WHEREAS, CyberLock Access Control Systems door cores, pad locks, and programmable keys provide access solutions that meet all MCWA department's needs; and

WHEREAS, the Authority's Purchasing and Procurement Guidelines has Appropriate Circumstances for Standardization of Goods and Services under which such a provision would be satisfied.

NOW, THEREFORE BE IT RESOLVED that:

In order to provide an economic, flexible, wireless, and secure system, all purchases or procurements by the Authority of software and hardware must be compliant and capable of being integrated to Cyberlock Access Control Systems. All future buildings, renovations, capital improvements or other actions that impact Authority facilities shall be compatible with CyberLock Access Control Systems.

FURTHER RESOLVED, that the Members and Staff of the Authority are hereby authorized and directed for and on behalf of the Authority and in its name to do all acts and things required or as may be necessary, or in the opinion of the Officer so acting, desirable and proper to effect the purposes of the foregoing resolutions and to cause compliance by the Authority with all of the provisions of the foregoing resolutions.

On a motion made by Mr. Bernstein, seconded by Mr. Rulison, the foregoing resolution #23-161 was put to a roll call vote and unanimously carried. AYES: 7 (S. Nasca, S. Volpe, M. Fero, S. Mason, A. Bernstein, M. Van Vechten, J. Rulison); NAYS: 0

AUDIT COMMITTEE REPORT, Presented by Mr. Rulison, Committee Chairperson

Mr. Rulison gave a briefing on the Audit Committee meeting held August 3, 2023 at 8:00 a.m., at which the first item on the Agenda was a review of the Auditing Services proposals received. He stated that Ms. Molinari addressed this item with the committee, noting that three proposals were received in response to the Water Authority's Request for Qualifications and Proposal for Auditing Services dated June 13, 2023. After review and some discussion, committee members submitted their scoring grids and it was determined that EFPR Group, CPAs, PLLC was the highest scoring firm. A motion was made by Mr. Fero, seconded by Mrs. Mason, and passed unanimously to recommend to the full Board for its approval the appointment of EFPR Group, CPAs, PLLC as the Authority's Audit firm for the fiscal years ending December 31, 2023, 2024, and 2025.

Mr. Rulison concluded his report by stating that the next Audit Committee meeting was confirmed for Thursday, December 7, 2023 at 8:00 a.m. and the minutes of the August 3rd meeting will be posted on the MCWA website.

For Item #23-162, Ms. Molinari addressed the Board for authorization entering into an agreement with EFPR Group, CPAs, PLLC for professional auditing services. Ms. Molinari recapped the RFQ/P results and noted that this was a sealed price proposal. She stated that the cost for this year's audit will remain the same as the previous years' and will increase slightly next year. Ms. Molinari responded to a follow-up question posed by a Board member.

#23-162 **WHEREAS**, the Water Authority desires to retain a qualified and competent certified public accounting firm to provide auditing services; and

WHEREAS, the Water Authority issued a Request for Proposal for **Professional Auditing Services** to 15 certified public accounting firms on June 13, 2023 and posted on Water Authority's website; and

WHEREAS, the Authority received three proposals; and

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WHEREAS, the Audit Committee has carefully reviewed all the proposals submitted and has recommended it is in the best interest of the Water Authority to award the auditing services contract to **EFPR Group, CPAs, PLLC** as the most qualified proposer.

NOW, THEREFORE, it is

RESOLVED, that the Executive Director is authorized to enter into an Agreement for Professional Auditing Services with EFPR Group, CPAs, PLLC with principal offices at 6390 Main Street, Suite 200, Williamsville New York 14221, all in accordance with a Proposal to provide Audit and Related Services, dated July 10, 2023, submitted by EFPR Group, CPAs, PLLC. All-inclusive fees for conducting recurring services shall be based as submitted in their Proposal dated July 10, 2023. This Agreement is to provide Professional Auditing Services for the fiscal years ending December 31, 2023, 2024, and 2025 with an option to renew for two additional 1-year terms upon mutual consent.

FURTHER RESOLVED, that this resolution shall take effect immediately.

On a motion made by Mr. Bernstein, seconded by Mr. Fero, the foregoing resolution #23-162 was put to a roll call vote and unanimously carried. AYES: 7 (S. Nasca, S. Volpe, M. Fero, S. Mason, A. Bernstein, M. Van Vechten, J. Rulison); NAYS: 0

For Items #23-163 and #23-164, Ms. Molinari addressed the Board in discussion with the 2nd Quarter Investment and 2nd Quarter Financial Reports, which were enclosed in the Board packet of information and distributed in advance of the meeting date for prior review. Ms. Molinari responded to follow-up questions from a Board member.

#23-163 Approve the Authority's 2nd Quarter Investment Report for the period ending June 30, 2023, as presented.

On a motion made by Mr. Rulison, seconded by Mr. Bernstein, the foregoing resolution #23-163 was put to a roll call vote and unanimously carried. AYES: 7 (S. Nasca, S. Volpe, M. Fero, S. Mason, A. Bernstein, M. Van Vechten, J. Rulison); NAYS: 0

#23-164 Approve the Authority's 2nd Quarter Financial Report for the period ending June 30, 2023, as presented.

On a motion made by Mr. Bernstein, seconded by Mrs. Van Vechten, the foregoing resolution #23-164 was put to a roll call vote and unanimously carried. AYES: 7 (S. Nasca, S. Volpe, M. Fero, S. Mason, A. Bernstein, M. Van Vechten, J. Rulison); NAYS: 0

#23-165 The Members of the Authority expressly make the following determination for all awards of Procurement Contracts made during this meeting: (i) the proposed awardee has been found to be responsible; (ii) the proposed awardee complied with the State Finance Law provisions regarding Permissible Contacts (as defined in the Authority's Procurement Disclosure Policy); (iii) the proposed awardee has (or will prior to the final award being effective) complied with the State Finance Law provisions that require disclosure of all information required to be in the Authority's Solicitation Materials (as such term is defined in the Authority's Procurement Disclosure Policy); and (iv) the procurement process did not involve conduct that is prohibited by the Public Officers Law, the Authority's Procurement Disclosure Policy, and the Authority's Code of Ethics and Conflict of Interest Policies.

On a motion made by Mr. Rulison, seconded by Mrs. Van Vechten, the foregoing resolution #23-165 was put to a roll call vote and unanimously carried. AYES: 7 (S. Nasca, S. Volpe, M. Fero, S. Mason, A. Bernstein, M. Van Vechten, J. Rulison); NAYS: 0

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Item ES#23-166 was added to the agenda in open session upon the conclusion of the Executive Session that concluded at 9:25 a.m. earlier in this meeting and was taken out of sequence at that time.

ES#23-166 **WHEREAS**, the Civil Service Employees Association, Inc., Local 1000 (the “Union”) and the Monroe County Water Authority (“MCWA”) are parties to a collective bargaining agreement (the “CBA”); and

WHEREAS, on or about March 24, 2023, the Union filed a grievance alleging that MCWA violated Article 15, Article, 10, and other Articles of the CBA (the “Grievance”); and

WHEREAS, on or about March 31, 2023, a MCWA employee and Union member filed a complaint with the New York State Division of Human Rights in connection with the Grievance; and

WHEREAS, on or about May 19, 2023, the Union filed a Notice of Claim against MCWA which is related to the Grievance; and

WHEREAS, the Union, MCWA, and the employee, desire to settle all matters related to the Grievance (the “Settlement”); and

WHEREAS, the Settlement was discussed with MCWA’s counsel at an executive session on August 10, 2023.

NOW, THEREFORE,

BE IT RESOLVED: That the Board of Directors of the Monroe County Water Authority (the “Board”) determines that the Settlement is advisable and in the best interest of MCWA;

AND BE IT FURTHER RESOLVED: That the Board authorizes the Authority’s Executive Director, or his designated representative, to sign any documents necessary to finalize the Settlement, the Executive Director’s signature, or that of his designated representative, thereon being conclusive evidence of such approval, and that the execution, delivery, and performance by the Monroe County Water Authority of the Agreement and the consummation of all the transactions contemplated thereby, are hereby in all respects, approved, adopted, and authorized.

On a motion made by Mr. Rulison, seconded by Mr. Fero the foregoing resolution ES#23-166 was put to a roll call vote and unanimously carried. AYES: 7 (S. Nasca, S. Volpe, M. Fero, S. Mason, A. Bernstein, M. Van Vechten, J. Rulison); NAYS: 0

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In Board folders for review:

- Routine monthly informational updates
- Notification of Cybersecurity Incident Response Services for RFQ

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There being no further business to come before the Authority, Chairman Nasca adjourned this Regular Meeting at 10:15 a.m.



Diane L. Hendrickson, Recording Secretary



Scott D. Nasca, Chairman