MINUTES

MONROE COUNTY WATER AUTHORITY
REGULAR MEETING
THURSDAY, September 10, 2026 @ 9:00 a.m.
ESOC 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 (6): S. Nasca, S. LaBell-Schalm, M. Fero, S. Mason, D. Young, T. Barbeto

Absent: M. Van Vechten

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

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

Monroe County Legislative Liaison present: Hon. David Long

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

#26-166 Approve minutes of the Authority's Regular Meeting held on Thursday, August 13, 2026.

On a motion made by Mr. Fero, seconded by Mrs. Mason, the foregoing resolution #26-166 was put to a voice vote and unanimously carried. AYES: 6; NAYS: 0

#26-167 Approve list of disbursements on check registers dated August 5, August 12, August 19, and August 26, 2026, which were forwarded to the Authority Members for their review.

On a motion made by Mr. Barbeto, seconded by Mrs. LaBell-Schalm, the foregoing resolution #26-167 was put to a voice vote and unanimously carried. AYES: 6; NAYS: 0

#26-168 Accept Purchase Order List of materials and supplies for the period August 1, 2026 through August 30, 2026 in the amount of $535,419.06.

On a motion made by Mrs. Mason, seconded Mrs. LaBell-Schalm, the foregoing resolution #26-168 was put to a voice vote and unanimously carried. AYES: 6; NAYS: 0

COMMUNICATIONS/NOTIFICATIONS

Mr. Noce outlined the contents of Board folders, including July financials, the 2027 Preliminary Budget, and emergency purchase orders. He also stated that Matt Hurlbut from Greater Rochester Enterprise (GRE) will have a presentation at the October Board meeting. He invited members to think of any questions they may have pertaining to GRE in preparation for the presentation.

#26-169

RESOLUTION #26-169
EXPRESSING APPRECIATION FOR YEARS OF SERVICE AND BEST WISHES OF THE MONROE COUNTY WATER AUTHORITY BOARD
TO RICHARD C. BRYANT UPON HIS RETIREMENT

WHEREAS, *Richard C. Bryant, a longtime employee of the Water Authority, has retired as of August 21, 2026; and*

WHEREAS, *Richard C. Bryant is a highly skilled and knowledgeable 23+ year veteran of the Water Authority; and*

WHEREAS, *Richard C. Bryant will be remembered for his dedicated service by his 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 Richard C. Bryant, MCWA Retiree.*

On a motion made by Mrs. Mason, seconded by Mr. Barbeto, the foregoing resolution #26-169 was put to a roll call vote and unanimously carried. AYES: 6 (S. Nasca, S. LaBell-Schalm, M. Fero, S. Mason, D. Young, T. Barbeto); NAYS: 0

#26-170 Confirm the following personnel appointment pending approval and pursuant to the Rules and Regulations of the Monroe County Civil Service Commission:

Appointment of Cameron Herrick to the title of Skilled Laborer, effective September 21, 2026 at an hourly rate of $26.51.

On a motion made by Mr. Barbeto, seconded by Mrs. LaBell-Schalm, the foregoing resolution #26-170 was put to a roll call vote and unanimously carried. AYES: 6 (S. Nasca, S. LaBell-Schalm, M. Fero, S. Mason, D. Young, T. Barbeto); NAYS: 0

#26-171 Confirm the following personnel appointment pending approval and pursuant to the Rules and Regulations of the Monroe County Civil Service Commission:

Appointment of Kimberleigh Martin to the title of Management Assistant effective September 14, 2026 at an annual salary of $79,435.

On a motion made by Mrs. Mason, seconded by Mr. Fero, the foregoing resolution #26-171 was put to a roll call vote and unanimously carried. AYES: 6 (S. Nasca, S. LaBell-Schalm, M. Fero, S. Mason, D. Young, T. Barbeto); NAYS: 0

#26-172 Confirm the following personnel appointment pending approval and pursuant to the Rules and Regulations of the Monroe County Civil Service Commission:

Authorize the Off Cycle salary adjustment for Michael Sullivan to establish internal equity within the Facilities, Fleet and Operations department, at an annual salary of $143,894, effective September 14, 2026.

On a motion made by Mr. Fero, seconded by Mrs. LaBell-Schalm, the foregoing Resolution #26-172 was put to a roll call vote and unanimously carried. AYES: 6 (S. Nasca, S. LaBell-Schalm, M. Fero, S. Mason, D. Young, T. Barbeto); NAYS: 0

#26-173 Confirm the following personnel appointment pending approval and pursuant to the Rules and Regulations of the Monroe County Civil Service Commission:

Resolution #26-173 was withdrawn from Agenda due to the rescinding of employment acceptance offer by Anthony Cangialosi.

#26-174 Confirm the following personnel appointment pending approval and pursuant to the Rules and Regulations of the Monroe County Civil Service Commission:

Provisional Appointment of Earl Sanford, Jr. to the title of Assistant Instrument and Control Systems Specialist, effective October 12, 2026 at an annual salary of $85,925.

On a motion made by Mr. Barbeto, seconded by Mrs. Mason, the foregoing resolution #26-174 was put to a roll call vote and unanimously carried. AYES: 6 (S. Nasca, S. LaBell-Schalm, M. Fero, S. Mason, D. Young, T. Barbeto); NAYS: 0

#26-175 Confirm the following personnel appointment pending approval and pursuant to the Rules and Regulations of the Monroe County Civil Service Commission:

Appointment of James Gorman to the title of Utility Worker, effective September 14, 2026 at an hourly rate of $28.03.

On a motion made by Mrs. Mason, seconded by Mr. Barbeto, the foregoing resolution #26-175 was put to a roll call vote and unanimously carried. AYES: 6 (S. Nasca, S. LaBell-Schalm, M. Fero, S. Mason, D. Young, T. Barbeto); NAYS: 0

#26-176 Confirm the following personnel appointment pending approval and pursuant to the Rules and Regulations of the Monroe County Civil Service Commission:

Appointment of Kaitlyn Herman to the title of Office Clerk IV, effective September 14, 2026 at an hourly rate of $23.46.

On a motion made by Mr. Fero, seconded by Mrs. LaBell-Schalm, the foregoing resolution #26-176 was put to a roll call vote and unanimously carried. AYES: 6 (S. Nasca, S. LaBell-Schalm, M. Fero, S. Mason, D. Young, T. Barbeto); NAYS: 0

#26-177 Confirm the following personnel appointment pending approval and pursuant to the Rules and Regulations of the Monroe County Civil Service Commission:

Appointment of Jennifer Doohan to the title of Office Clerk IV, effective September 28, 2026 at an hourly rate of $23.46.

On a motion made by Mr. Barbeto, seconded by Mrs. Mason, the foregoing Resolution #26-177 was put to a roll call vote and unanimously carried. AYES: 6 (S. Nasca, S. LaBell-Schalm, M. Fero, S. Mason, D. Young, T. Barbeto); NAYS: 0

For Item #26-178, Mr. Magguilli sought Board authorization to purchase repair materials from Ferguson Enterprises, LLC to replenish the Authority's inventory. He stated three bids were received and Ferguson was the low, responsive, responsible bidder.

#26-178 Authorize the one-time purchase of **Main Repair Materials** from low responsive, responsible bidder, **Ferguson Enterprises, LLC** with a total bid amount of $119,368.12.

On a motion made by Mr. Fero, seconded by Mrs. Mason, the foregoing resolution #26-178 was put to a roll call vote and unanimously carried. AYES: 6 (S. Nasca, S. LaBell-Schalm, M. Fero, S. Mason, D. Young, T. Barbeto); NAYS: 0

For Item #26-179, Mr. Magguilli requested Board authorization to purchase four 54" restraint glands for the Authority's inventory. He stated three bids were received and E.J.

Prescott was the low responsive, responsible bidder.

#26-179 Authorize the one-time purchase of **Four (4) 54" MJ Restraint Glands** with Accessories from low responsive, responsible bidder, **E. J. Prescott** with a total bid price of $37,751.40.

On a motion made by Mrs. Mason, seconded by Mrs. LaBell-Schalm, the foregoing resolution #26-179 was put to a roll call vote and unanimously carried. AYES: 6 (S. Nasca, S. LaBell-Schalm, S. Mason, D. Young, T. Barbeto); NAYS: 0

For Item #26-180, Mr. Magguilli sought Board authorization to utilize the Erie County Contract for the as-needed purchase of asphalt materials from County Line Stone Company, Inc. He noted the Authority has used this contract in the past and it may be extended annually as long as the Erie County Contract remains in effect.

#26-180 Authorize the use of Erie County Contract 260015-004 for as needed purchases of **Asphalt Materials** from **County Line Stone Company, Inc.** through the contract expiration date of March 31, 2027 in the amount of $40,000.00. This contract may be extended annually as long as the Erie County Contract remains in effect.

On a motion made by Mr. Fero, seconded by Mrs. LaBell-Schalm, the foregoing resolution #26-180 was put to a roll call vote and unanimously carried. AYES: 6 (S. Nasca, S. LaBell-Schalm, M. Fero, S. Mason, D. Young, T. Barbeto); NAYS: 0

For Item #26-181, Mr. Savage requested authorization from the Board to enter into a professional services agreement with Bench Strength Partners, Inc. (BSP) for cellular antenna installation support services. He explained that industry standard for rent related to cellular antennas on infrastructure has changed significantly since the Authority first instituted the process back in the 1990s. Mr. Savage noted BSP will use a success fee rate, in which they will get paid a percentage of the increase generated from new revenues. Mr. Savage responded to questions from Board members.

#26-181 Authorize the Executive Director to enter into a Professional Services Agreement with **Bench Strength Partners, Inc. (BSP)** for **Cellular Antenna Installation Support Services** with the fee earned for providing services on a success-fee basis.

On a motion made by Mrs. Mason, seconded by Mr. Barbeto, the foregoing resolution #26-181 was put to a roll call vote and unanimously carried. AYES: 6 (S. Nasca, S. LaBell-Schalm, M. Fero, S. Mason, D. Young, T. Barbeto); NAYS: 0

For Item #26-182, Mr. Savage requested the Board to authorize an emergency purchase order to Villager Construction for work associated with a project first brought before the Board in May, 2026. He explained that the 36" main repair was particularly challenging due to its substantial depth and proximity to the Genesee River.

#26-182 Authorize Emergency Purchase Order No. 10542-1 issued to **Villager Construction, Inc.** in the amount of $232,655.20 for the 36-inch **Prestressed Concrete Cylinder Pipe Repair.**

On a motion made by Mrs. Mason, seconded by Mrs. LaBell-Schalm, the foregoing resolution #26-182 was put to a roll call vote and unanimously carried. AYES: 6 (S. Nasca, S. LaBell-Schalm, M. Fero, S. Mason, D. Young, T. Barbeto); NAYS: 0

For Item #26-183, Mr. Savage sought Board authorization for an emergency purchase order to F.W. Webb Company for materials needed for the aforementioned 36" main repair.

#26-183 Authorize Emergency Purchase Order No. 10537-1 issued to **F.W. Webb Company** in the amount of $54,953.00 for materials used for the **36-inch Prestressed Concrete Cylinder Pipe Repair.**

On a motion made by Mr. Barbeto, seconded by Mrs. LaBell-Schalm, the foregoing resolution #26-183 was put to a roll call vote and unanimously carried. AYES: 6 (S. Nasca, S. LaBell-Schalm, M. Fero, S. Mason, D. Young, T. Barbeto); NAYS: 0

For Item #26-184, Ms. Molinari requested Board authorization to enter into a professional services agreement with Jefferson Solutions, Inc. for actuarial services. She stated the RFP was issued in August and seven proposals were received.

#26-184 Authorize the Executive Director to enter into a Professional Services Agreement with **Jefferson Solutions, Inc.**, as proposed, to provide **Actuarial Services** for fiscal years ending December 31, 2026, 2027, and 2028, renewable up to two additional one-year terms upon mutual agreement and in accordance with the terms of such firm's written proposal.

On a motion made by Mr. Fero, seconded by Mrs. Mason, the foregoing resolution #26-184 was put to a roll call vote and unanimously carried. AYES: 6 (S. Nasca, S. LaBell-Schalm, M. Fero, S. Mason, D. Young, T. Barbeto); NAYS: 0

For Item #26-185 Ms. Hendrickson sought Board authorization to enter into a professional services agreement with Occupational Safety on Site, Inc. for annual employee drug and alcohol testing. She stated three proposals were received. Ms. Hendrickson noted the Authority has worked with Occupational Safety on Site, Inc. for several years and have been very satisfied. Ms. Hendrickson responded to follow-up questions from the Board members.

#26-185 Authorize the Executive Director to enter into a Professional Services Agreement with **Occupational Safety On Site, Inc.** to provide **Annual Drug and Alcohol testing** for all MCWA employees, including drug and alcohol testing under the NYS Department of Transportation CDL guidelines. The Agreement will be for an initial three-year term, with the option to extend for two additional one-year terms upon mutual consent, for an annual estimated cost of $18,000.

On a motion made by Mr. Fero, seconded by Mrs. Mason, the foregoing resolution #26-185 was put to a roll call vote and unanimously carried. AYES: 6 (S. Nasca, S. LaBell-Schalm, M. Fero, S. Mason, D. Young, T. Barbeto); NAYS: 0

GOVERNANCE COMMITTEE REPORT – Presented by Mr. David Young, Chairperson

Mr. Young gave a briefing on the Governance Committee meeting held Thursday, August 27, at 2:30 p.m. He reported the first item on the agenda was the review an adoption of the revised Travel and Expense Reimbursement Policy. He stated Mr. Noce informed the Committee of minor housekeeping changes, which the Committee voted unanimously to adopt the revised policy and forward to the full Board for approval.

He stated the next item on the agenda was the review and discussion of the proposed changes to the Monroe County Water Authority By-Laws, including the correction of an officer's title and an increase in the contract bidding amounts. Mr. Young reported the Committee voted unanimously to adopt the revised by-laws and to forward to the full Board for approval.

Mr. Young concluded his report by stating the Committee confirmed its next meeting, scheduled for November 5, 2026 at 8:30 a.m. and the minutes of the August 27th meeting are posted on the MCWA website.

For Item #26-186, Mr. Noce sought Board authorization to table amendments to the Monroe County Water Authority By-Laws.

#26-186 Upon recommendation of the Monroe County Water Authority's Governance Committee, amend the **By-Laws of the Monroe County Water Authority**, in the form attached hereto and made a part of the minutes hereof.

On a motion made by Mrs. Mason, seconded by Mrs. LaBell-Schalm, the foregoing resolution #26-186 was put to a roll call vote and unanimously carried to table the Monroe County Water Authority By-Laws. AYES: 6 (S. Nasca, S. LaBell-Schalm, M. Fero, S. Mason, D. Young, T. Barbeto); NAYS: 0

For Item #26-187, Mr. Noce requested Board approval of the revised Travel and Expense Reimbursement Policy. He stated the policy includes minor revisions such as the addition of Uber and Lyft to transportation options.

#26-187 Upon recommendation of the Monroe County Water Authority's Governance Committee, the Board hereby approves the revised **Travel and Expense Reimbursement Policy,** as presented.

On a motion made by Mr. Fero, seconded by Mrs. Mason, the foregoing resolution #26-187 was put to a roll call vote and unanimously carried. AYES: 6 (S. Nasca, S. LaBell-Schalm, M. Fero, S. Mason, D. Young, T. Barbeto); NAYS: 0

#26-188 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. Fero, seconded by Mrs. LaBell-Schalm, the foregoing resolution #26-188 was put to a roll call vote and unanimously carried. AYES: 6 (S. Nasca, S. LaBell-Schalm, M. Fero, S. Mason, D. Young, T. Barbeto); NAYS: 0

9:33 a.m. – Chairman Nasca requested a motion to enter Executive Session pursuant to Section 105(l)(a) of the New York Public Officers Law in order for the full Board to discuss public safety.

Moved by Mr. Fero, seconded by Mrs. LaBell-Schalm, and put to a roll call vote, the Board unanimously agreed to enter Executive Session. AYES: 6 (S. Nasca, M. Fero, S. LaBell-Schalm, S. Mason, D. Young, T. Barbeto) NAYS: 0

9:43 a.m. – Motion to conclude Executive Session: Moved by Mr. Fero, seconded by Mrs. Mason, put to a roll call vote and unanimously carried. AYES: 6 (S. Nasca, S. LaBell-Schalm, M. Fero, S. Mason, D. Young, T. Barbeto); NAYS: 0

Chairman Nasca called this Regular Meeting back in open session with no formal action

9:45 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 employment of a particular employee (s).

Moved by Mr. Fero, seconded by Mr. Barbeto, and put to a roll call vote, the Board unanimously agreed to enter Executive Session. AYES: 6 (S. Nasca, M. Fero, S. LaBell-Schalm, S. Mason, D. Young, T. Barbeto) NAYS: 0

9:55 a.m. – Motion to conclude Executive Session: Moved by Mr. Fero, seconded by Mr. Barbeto, put to a roll call vote and unanimously carried. AYES: 6 (S. Nasca, S. LaBell-Schalm, M. Fero, S. Mason, D. Young, T. Barbeto); NAYS: 0

Chairman Nasca called the Regular Meeting back in open session.

Resolution ES #26-189 was then added to the agenda.

ES #26-189 WHEREAS, on or about August 9, 2024, Civil Service Employees Association, Inc., Local 1000 (the "Union") filed a grievance concerning the Use of Contractors; and

WHEREAS, Monroe County Water Authority (the "Authority") denied the grievance; and

WHEREAS, the Authority and the Union have agreed upon terms that will settle the Contractor Grievance, without any admission of liability or wrongdoing, as reflected in a Memorandum of Agreement exchanged by and between the said parties and their legal counsel;

NOW, THEREFORE, BE IT RESOLVED that:

1. The Members of the Authority hereby approve the terms of the Memorandum of Agreement.
2. The Members of the Authority hereby authorize the Executive Director, in the name and on behalf of the Authority, to sign the Memorandum of Agreement setting forth the resolution of the grievance, sign all accompanying documentation, and implement the terms of the Memorandum of Agreement.
3. The Members and Officers 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 person so acting, desirable and proper to affect the purposes of the foregoing resolutions and to cause compliance by the Authority with the provisions of the foregoing resolutions.

On a motion made by Mr. Barbeto, seconded by Mrs. LaBell-Schalm, the foregoing resolution #26-189 was put to a roll call vote and unanimously carried. AYES: 6 (S. Nasca, S. LaBell-Schalm, M. Fero, S. Mason, D. Young, T. Barbeto); NAYS: 0

In Board folders for review:

- Notification of an Emergency purchase order for Cold Patch Asphalt
- Notification of Banking Services RFP
- July Financials
- Employee Separation Memo

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There being no further business to come before the Authority, Chairman Nasca adjourned this Regular Meeting at 10:08 a.m.

Diane L. Hendrickson

Diane L. Hendrickson, Recording Secretary

Scott D. Nasca, Chairman