

MINUTES

**MONROE COUNTY WATER AUTHORITY
REGULAR MEETING
THURSDAY, June 10, 2021 @ 9:30 a.m.
Board Room
General Offices, 475 Norris Drive, Rochester, New York**

9:30 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, A. Bernstein, R. Hurlbut M. Van Vechten, J. Rulison

Staff present: N. Noce, Executive Director; D. Hendrickson, Director of Human Resources; L. Magguilli, Assistant to the 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

General Counsel present: John Jennings, Esq. – Harter, Secrest & Emery

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

#21-105 Approve minutes of the Authority's Regular Meeting held on May 13, 2021.

On a motion made by Mr. Rulison, seconded by Mr. Fero, the foregoing resolution #21-105 was put to a voice vote and unanimously carried. AYES: 7; NAYS: 0

#21-106 Approve minutes of the Authority's Annual Meeting, held on Thursday, April 8, 2021.

On a motion made by Mr. Bernstein, seconded by Mr. Rulison, the foregoing resolution #21-106 was put to a voice vote and unanimously carried. AYES: 7; NAYS: 0

#21-107 Approve list of disbursements on check registers dated May 6, May 12, May 19, and May 26, 2021, which were forwarded to the Authority Members for their review.

On a motion made by Mr. Fero, seconded by Mrs. Volpe, the foregoing resolution #21-107 was put to a voice vote and unanimously carried. AYES: 7; NAYS: 0

#21-108 Accept Purchase Order List of materials and supplies for the period May 6, 2021 through June 2, 2021 in the amount of \$192,821.85.

On a motion made by Mr. Rulison, seconded by Mr. Bernstein, the foregoing resolution #21-108 was put to a voice vote and unanimously carried. AYES: 7; NAYS: 0

COMMUNICATIONS/NOTIFICATIONS

Mr. Noce congratulated Board Member Hurlbut on being a recipient of Rochester Business Journal's Lifetime Achievement Award in recognition of his professional accomplishments, community leadership, innovation, and mentoring in the healthcare industry.

Mr. Noce also brought the attention of the Board to the Authority's 2020 Water Quality Report and mentioned this report is available for viewing on our website.

#21-109

Board Treasurer Rulison offered the following resolution
and Board Vice-Chairman Fero moved for its adoption:

RESOLUTION #21-109
EXPRESSING APPRECIATION FOR YEARS OF SERVICE AND
BEST WISHES OF THE MONROE COUNTY WATER AUTHORITY BOARD
TO JOHN R. BECKER UPON HIS RETIREMENT

*WHEREAS, John R. Becker, a longtime employee of the Water Authority,
has retired as of May 31, 2021; and*

*WHEREAS, John R. Becker is a highly skilled and knowledgeable 31 year
veteran of the Water Authority; and*

*WHEREAS, John R. Becker 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
John R. Becker, MCWA Retiree.*

~ This resolution adopted unanimously. ~

#21-110

Board Member Bernstein offered the following resolution
And Board Member Volpe moved for its adoption:

RESOLUTION #21-110
EXPRESSING APPRECIATION FOR YEARS OF SERVICE AND
BEST WISHES OF THE MONROE COUNTY WATER AUTHORITY BOARD
TO TODD D. BLIDE UPON HIS RETIREMENT

*WHEREAS, Todd D. Blide, a longtime employee of the Water Authority,
has retired as of May 31, 2021; and*

*WHEREAS, Todd D. Blide is a highly skilled and knowledgeable 22 year
veteran of the Water Authority; and*

*WHEREAS, Todd D. Blide 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
Todd D. Blide, MCWA Retiree.*

~ This resolution adopted unanimously. ~

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#21-111 Confirm the following personnel appointment pending approval and pursuant to the Rules and Regulations of the Monroe County Civil Service Commission:

Title Change of Joseph Harrell to Maintenance Mechanic II, effective June 7, 2021 at Salary Schedule 4, Group 4.

On a motion made by Mr. Rulison, seconded by Ms. Van Vechten, the foregoing resolution #21-111 was put to a roll call vote and unanimously carried. AYES: 7 (S. Nasca, S. Volpe, M. Fero, R. Hurlbut, A. Bernstein, M. Van Vechten, J. Rulison); NAYS: 0

For Items #21-112, #21-113, #21-114, and #21-115, Mr. Trotta addressed the Board for authorization to purchase seven Ford pickup trucks utilizing the New York State Office of General Services Vehicle Marketplace. These are replacements for older trucks in the Water Authority's fleet. He responded to a question posed by a Board member regarding the criteria for vehicle replacement.

#21-112 Authorize the purchase of **one (1) Ford F-250 XL Super Cab 4WD Pickup Truck with 6' 3/4" Box and Western Wide-Out Snowplow** through the **New York State Office of General Services (OGS) Vehicle Marketplace (Mini-Bid) Group #40440, Award #23166, PC #68953**, from low responsive, responsible bidder, **Van Bortel Ford**, in the amount of \$41,872.30.

On a motion made by Mr. Fero, seconded by Mr. Hurlbut, the foregoing resolution #21-112 was put to a roll call vote and unanimously carried. AYES: 7 (S. Nasca, S. Volpe, M. Fero, R. Hurlbut, A. Bernstein, M. Van Vechten, J. Rulison); NAYS: 0

#21-113 Authorize the purchase of **one (1) Ford F-250 XL Super Cab 4WD Pickup Truck with 6' 3/4" Standard Box** through the **New York State Office of General Services (OGS) Vehicle Marketplace (Mini-Bid) Group #40440, Award #23166, PC #68953**, from low responsive, responsible bidder, **Van Bortel Ford**, in the amount of \$34,467.25.

On a motion made by Mr. Bernstein, seconded by Mr. Hurlbut, the foregoing resolution #21-113 was put to a roll call vote and unanimously carried. AYES: 7 (S. Nasca, S. Volpe, M. Fero, R. Hurlbut, A. Bernstein, M. Van Vechten, J. Rulison); NAYS: 0

#21-114 Authorize the purchase of **four (4) Ford F-250 XL Super Cab 4WD Pickup Trucks with 6' 3/4" Standard Box** through the **New York State Office of General Services (OGS) Vehicle Marketplace (Mini-Bid) Group #40440, Award #23166, PC #68953**, from low responsive, responsible bidder, **Van Bortel Ford**, in the amount of \$137,868.

On a motion made by Mr. Hurlbut, seconded by Ms. Van Vechten, the foregoing resolution #21-114 was put to a roll call vote and unanimously carried. AYES: 7 (S. Nasca, S. Volpe, M. Fero, R. Hurlbut, A. Bernstein, M. Van Vechten, J. Rulison); NAYS: 0

#21-115 Authorize the purchase of **one (1) Ford F-250 XL Super Cab 4WD Pickup Truck with 8' Box** through the **New York State Office of General Services (OGS) Vehicle Marketplace (Mini-Bid) Group #40440, Award #23166, PC #68953**, from low responsive, responsible bidder, **Van Bortel Ford**, in the amount of \$34,653.72.

On a motion made by Mr. Bernstein, seconded by Mrs. Volpe, the foregoing resolution #21-115 was put to a roll call vote and unanimously carried. AYES: 7 (S. Nasca, S. Volpe, M. Fero, R. Hurlbut, A. Bernstein, M. Van Vechten, J. Rulison); NAYS: 0

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For Item #21-116, Ms. Hendrickson briefed the Board for authorization in the execution of a Professional Services Agreement to provide Safety Training and Compliance with OSHA and PESH regulations. She summarized the proposals received and indicated this firm has successfully performed these services for the Authority in the past.

#21-116 Authorize the Executive Director to enter into a five-year Professional Services Agreement with **Occupational Safety Consultants, Inc.** for **Safety Training and Compliance** for an estimated annual amount of \$20,000.

On a motion made by Mr. Fero, seconded by Mrs. Volpe, the foregoing resolution #21-116 was put to a roll call vote and unanimously carried. AYES: 7 (S. Nasca, S. Volpe, M. Fero, R. Hurlbut, A. Bernstein, M. Van Vechten, J. Rulison); NAYS: 0

Item #21-117, was previously tabled at the April 8, 2021 Annual Meeting. Ms. Molinari addressed the members regarding designation of depositories for Water Authority funds. Mr. Rulison stated that he would have to recuse himself on this item as he has an existing professional relationship with one of the banks.

A motion was made by Mrs. Volpe, seconded by Mr. Bernstein, put to a roll call vote and unanimously carried **to take resolution #21-117 from the table**. AYES: 6 (S. Nasca, S. Volpe, M. Fero, R. Hurlbut, A. Bernstein, M. Van Vechten); NAYS: 0; ABSTAIN: 1 (J. Rulison)

#21-117 RESOLVED: That the following banks be, and they hereby are, **designated depositories** for Authority funds:

The Bank of New York Mellon (Trustee)	Pittsburgh, Pennsylvania
The Bank of New York Mellon (Third Party Custodian for Key Bank)	New York, New York
The Bank of New York Mellon (Third Party Custodian for M&T Bank)	New York, New York
M & T Bank	Rochester, New York
Key Bank	Albany, New York
JP Morgan Chase Bank	Rochester, New York

On a motion made by Mr. Bernstein, seconded by Mrs. Volpe, the foregoing resolution #21-117 was put to a roll call vote and unanimously carried. AYES: 6 (S. Nasca, S. Volpe, M. Fero, R. Hurlbut, A. Bernstein, M. Van Vechten); NAYS: 0; ABSTAIN: 1 (J. Rulison)

Items #21-118, #21-119, and #21-120 were previously tabled at the April 8, 2021 Annual Meeting. Ms. Molinari briefly summarized the parameters outlined in the certificates from three of the aforementioned depositories: M & T Bank, Key Bank, and JP Morgan Chase Bank.

A motion was made by Mr. Bernstein, seconded by Ms. Van Vechten, put to a roll call vote and unanimously carried **to take resolution #21-118 from the table**. AYES: 7 (S. Nasca, S. Volpe, M. Fero, R. Hurlbut, A. Bernstein, M. Van Vechten, J. Rulison); NAYS: 0

#21-118 RESOLVED: In connection with both the re-appointment of **M & T Bank** as a designated depository bank pursuant to the foregoing resolution #21-117, and a request from M & T Bank to modify the Authority's treasury management procedures and authorizations, the Authority adopts the resolutions set forth in the "RESOLVED" paragraphs numbered 1-10 on Attachment "A" hereto.

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On a motion made by Mr. Fero, seconded by Mrs. Volpe, the foregoing resolution #21-118 was put to a roll call vote and unanimously carried. AYES: 7 (S. Nasca, S. Volpe, M. Fero, R. Hurlbut, A. Bernstein, M. Van Vechten, J. Rulison); NAYS: 0

A motion was made by Ms. Van Vechten, seconded by Mr. Hurlbut, put to a roll call vote and unanimously carried **to take resolution #21-119 from the table**. AYES: 7 (S. Nasca, S. Volpe, M. Fero, R. Hurlbut, A. Bernstein, M. Van Vechten, J. Rulison); NAYS: 0

#21-119 RESOLVED: In connection with both the re-appointment of **Key Bank** as a designated depository bank pursuant to the foregoing resolution #21-117 and a request from Key Bank to modify the Authority's treasury management procedures and authorizations, the Authority adopts the resolutions set forth in the "RESOLVED" paragraphs numbered 1-11 on Attachment "A" hereto.

On a motion made by Mr. Hurlbut, seconded by Mr. Rulison, the foregoing resolution #21-119 was put to a roll call vote and unanimously carried. AYES: 7 (S. Nasca, S. Volpe, M. Fero, R. Hurlbut, A. Bernstein, M. Van Vechten, J. Rulison); NAYS: 0

A motion was made by Mr. Fero, seconded by Mrs. Volpe, put to a roll call vote and unanimously carried **to take resolution #21-120 from the table**. AYES: 7 (S. Nasca, S. Volpe, M. Fero, R. Hurlbut, A. Bernstein, M. Van Vechten, J. Rulison); NAYS: 0

#21-120 RESOLVED: In connection with both the re-appointment of **JP Morgan Chase Bank** as a designated depository bank pursuant to the foregoing resolution #21-117 and a request from JP Morgan Chase Bank, NA and its affiliates to modify the Authority's treasury management authorizations, the Authority adopts the resolutions set forth in the paragraphs entitled "RESOLVED" on Attachment "A" hereto.

On a motion made by Mr. Bernstein, seconded by Ms. Van Vechten, the foregoing resolution #21-120 was put to a roll call vote and unanimously carried. AYES: 7 (S. Nasca, S. Volpe, M. Fero, R. Hurlbut, A. Bernstein, M. Van Vechten, J. Rulison); NAYS: 0

For Item #21-121, Ms. Molinari stated that the Board previously granted authorization for M & T Insurance Agency to obtain quotations for Excess Liability Insurance per resolution #21-095. She answered a follow-up question posed by a Board member.

#21-121 Approve the proposal as submitted by **M & T Insurance Agency, Inc.** for **renewals of Excess Liability Insurance Coverage** policies for an estimated cost of \$100,000. The term for insurance coverage is July 1, 2021 through June 30, 2022.

On a motion made by Mr. Bernstein, seconded by Mr. Hurlbut, the foregoing resolution #21-121 was put to a roll call vote and unanimously carried. AYES: 7 (S. Nasca, S. Volpe, M. Fero, R. Hurlbut, A. Bernstein, M. Van Vechten, J. Rulison); NAYS: 0

For Item #21-122, Mr. LaManna sought Board authorization in awarding a unit price contract for medium voltage electrical equipment preventive maintenance and repair services. He briefly summarized the scope of services and recapped the bid results, noting that two were received, one of which was deemed non-responsive. He also stated that we have successfully done business with this firm in the past.

#21-122 Authorize the award of a unit price contract for **Medium Voltage Electrical Equipment Preventive Maintenance and Repair Services** to the low responsive, responsible bidder, **O'Connell Electric Company, Inc.** for the bid amount of \$39,442.40. This contract is for an initial one year term, renewable for up to four

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(4) additional one-year terms upon mutual consent and with a maximum price escalation of 3% per year of extension. The bid amount is based on estimated quantities.

On a motion made by Mr. Rulison, seconded by Mr. Bernstein, the foregoing resolution #21-122 was put to a roll call vote and unanimously carried. AYES: 7 (S. Nasca, S. Volpe, M. Fero, R. Hurlbut, A. Bernstein, M. Van Vechten, J. Rulison); NAYS: 0

For Item #21-123, Mr. Magguilli addressed the Board for authorization to renew the annual Oracle licensing and maintenance. He explained that the Oracle platform is essential to the operations of the Water Authority and, therefore, it is imperative that maintenance and license upgrades are renewed and available.

#21-123 Authorize the renewal of annual contracts for existing **Oracle licenses and maintenance** from **Mythics, Inc.** under **New York State Office of General Services Contract – Group #73600, Award #228020, Lot 1, Contract #PM20940** for an estimated total cost of \$19,849.

On a motion made by Ms. Van Vechten, seconded by Mr. Bernstein, the foregoing resolution #21-123 was put to a roll call vote and unanimously carried. AYES: 7 (S. Nasca, S. Volpe, M. Fero, R. Hurlbut, A. Bernstein, M. Van Vechten, J. Rulison); NAYS: 0

GOVERNANCE COMMITTEE REPORT – Presented by Mrs. Volpe, Committee Chairperson

Mrs. Volpe gave a briefing on the Governance Committee meeting held June 3, 2021 at 8:00 a.m., reporting that all items on the Agenda for that meeting were policies needing re-adoption. She reported that Mr. Noce gave a brief description and intent of each policy, indicated that they had been reviewed by Executive Staff, and that no revisions were necessary. The following policies were recommended for re-adoption, as presented: Policy Regarding Service Awards Program; Food Expenditure and Reimbursement Policy; Policy Regarding Acquisition and Assignment of Mobile Communications Devices; Whistleblower Policy; Travel and Expense Reimbursement Policy; Policy Regarding Time and Attendance for Executive Staff; Policy Regarding Compensation and Reimbursement for Executive Staff; Policy Regarding Time and Attendance for Management Employees; and Policy Regarding Compensation and Reimbursement for Management Employees. Mrs. Volpe said the Governance Committee voted unanimously to re-adopt each policy, as presented, and forward to the full Board for re-adoption.

Mrs. Volpe concluded her reporting by mentioning the next scheduled meeting of the Governance Committee is Thursday, October 7, 2021 at 9:00 a.m. and that minutes of the June 3rd meeting can be viewed on the MCWA website.

#21-124 Upon recommendation of the Monroe County Water Authority's Governance Committee, the Board hereby re-adopts the **Policy Regarding Service Awards Program**, as presented.

On a motion made by Mr. Rulison, seconded by Mr. Hurlbut, the foregoing resolution #21-124 was put to a roll call vote and unanimously carried. AYES: 7 (S. Nasca, S. Volpe, M. Fero, R. Hurlbut, A. Bernstein, M. Van Vechten, J. Rulison); NAYS: 0

#21-125 Upon recommendation of the Monroe County Water Authority's Governance Committee, the Board hereby re-adopts the **Food Expenditure and Reimbursement Policy**, as presented.

On a motion made by Mr. Rulison, seconded by Mrs. Volpe, the foregoing resolution #21-125 was put to a roll call vote and unanimously carried. AYES: 7 (S. Nasca, S. Volpe, M. Fero, R. Hurlbut, A. Bernstein, M. Van Vechten, J. Rulison); NAYS: 0

#21-126 Upon recommendation of the Monroe County Water Authority's Governance Committee, the Board hereby re-adopts the **Policy Regarding Acquisition and Assignment of Mobile Communications Devices**, as presented.

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On a motion made by Mr. Fero, seconded by Mr. Rulison, the foregoing resolution #21-126 was put to a roll call vote and unanimously carried. AYES: 7 (S. Nasca, S. Volpe, M. Fero, R. Hurlbut, A. Bernstein, M. Van Vechten, J. Rulison); NAYS: 0

#21-127 Upon recommendation of the Monroe County Water Authority's Governance Committee, the Board hereby re-adopts the **Travel & Expense Reimbursement Policy**, as presented.

On a motion made by Mr. Bernstein, seconded by Mr. Rulison, the foregoing resolution #21-127 was put to a roll call vote and unanimously carried. AYES: 7 (S. Nasca, S. Volpe, M. Fero, R. Hurlbut, A. Bernstein, M. Van Vechten, J. Rulison); NAYS: 0

#21-128 Upon recommendation of the Monroe County Water Authority's Governance Committee, the Board hereby re-adopts the **Policy Regarding Time and Attendance for Executive Staff**, as presented.

On a motion made by Mr. Rulison, seconded by Ms. Van Vechten, the foregoing resolution #21-128 was put to a roll call vote and unanimously carried. AYES: 7 (S. Nasca, S. Volpe, M. Fero, R. Hurlbut, A. Bernstein, M. Van Vechten, J. Rulison); NAYS: 0

#21-129 Upon recommendation of the Monroe County Water Authority's Governance Committee, the Board hereby re-adopts the **Policy Regarding Compensation and Reimbursement for Executive Staff**, as presented.

On a motion made by Ms. Van Vechten, seconded by Mr. Bernstein, the foregoing resolution #21-129 was put to a roll call vote and unanimously carried. AYES: 7 (S. Nasca, S. Volpe, M. Fero, R. Hurlbut, A. Bernstein, M. Van Vechten, J. Rulison); NAYS: 0

#21-130 Upon recommendation of the Monroe County Water Authority's Governance Committee, the Board hereby re-adopts the **Policy Regarding Time and Attendance for Management Employees**, as presented.

On a motion made by Mr. Rulison, seconded by Mrs. Volpe, the foregoing resolution #21-130 was put to a roll call vote and unanimously carried. AYES: 7 (S. Nasca, S. Volpe, M. Fero, R. Hurlbut, A. Bernstein, M. Van Vechten, J. Rulison); NAYS: 0

#21-131 Upon recommendation of the Monroe County Water Authority's Governance Committee, the Board hereby re-adopts the **Policy Regarding Compensation and Reimbursement for Management Employees**, as presented.

On a motion made by Ms. Van Vechten, seconded by Mr. Rulison, the foregoing resolution #21-131 was put to a roll call vote and unanimously carried. AYES: 7 (S. Nasca, S. Volpe, M. Fero, R. Hurlbut, A. Bernstein, M. Van Vechten, J. Rulison); NAYS: 0

#21-132 Upon recommendation of the Monroe County Water Authority's Governance Committee, the Board hereby re-adopts the **Whistleblower Policy**, as presented.

On a motion made by Mr. Bernstein, seconded by Mr. Fero, the foregoing resolution #21-132 was put to a roll call vote and unanimously carried. AYES: 7 (S. Nasca, S. Volpe, M. Fero, R. Hurlbut, A. Bernstein, M. Van Vechten, J. Rulison); NAYS: 0

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AUDIT COMMITTEE REPORT – Presented by Mr. Rulison, Committee Chairman

Mr. Rulison gave a briefing on the Audit Committee meeting held June 3, 2021 at 8:00 a.m., at which the first item on the Agenda was a review of the audited financial statements of the Deferred Compensation Plan for Employees of MCWA as of December 31, 2020. He stated that Mr. Douglas Zimmerman of EFPR Group was present at the meeting and gave a complete overview of the statements, noting there was no management letter issued, and it was a clean audit. Mr. Rulison reported that following the review and some discussion, the Committee voted unanimously to accept the audited Financial Statements for the Deferred Compensation Plan for Employees of MCWA, as presented, and to forward to the full Board for its acceptance.

The next item on the Agenda was review and approval of the Accounting Policies & Procedures Manual. Mr. Rulison said that Amy Molinari, Director of Finance & Business Services, reviewed the recommended revisions, mostly housekeeping in nature, and that following the review and some discussion, the Committee voted unanimously to approve the Accounting Policies & Procedures Manual, as revised and presented, and to forward to the full Board for its approval.

Mr. Rulison continued his reporting by informing the Board that Ms. Molinari will be soliciting proposals from financial institutions to provide the Authority with banking services and that this RFP will also be posted on our website. He stated it is anticipated the name of the chosen bank will be brought before the Board at the August meeting and that this was for informational purposes only, so no formal action was taken.

Mr. Rulison concluded his report by stating that the next Audit Committee meeting was confirmed for August 5, 2021, at 8:00 a.m. and that minutes of the June 3rd meeting are posted on the MCWA website.

For Item #21-133, Ms. Molinari introduced Joseph Kehm of EFPR Group, who gave an overview of the Independent Auditor's Report on the Financial Statements for the Deferred Compensation Plan for the Employees of the Monroe County Water Authority. Mr. Kehm stated that it was a clean audit and commended Authority staff for excellent recordkeeping and the cooperation they provided during the Audit. He answered a follow-up question posed by a Board member.

#21-133 Upon recommendation of the Monroe County Water Authority's Audit Committee, accept the **Independent Auditors' Report on the Financial Statements for the Deferred Compensation Plan for the Employees of the Monroe County Water Authority** for year ending December 31, 2020.

On a motion made by Mr. Bernstein seconded by Mrs. Volpe, the foregoing resolution #21-133 was put to a roll call vote and unanimously carried. AYES: 7 (S. Nasca, S. Volpe, M. Fero, R. Hurlbut, A. Bernstein, M. Van Vechten, J. Rulison); NAYS: 0

#21-134 Upon recommendation of the Monroe County Water Authority's Audit Committee, the Board hereby approves the **Accounting Policies and Procedures Manual**, as revised and presented.

On a motion made by Mr. Hurlbut seconded by Mrs. Volpe, the foregoing resolution #21-134 was put to a roll call vote and unanimously carried. AYES: 7 (S. Nasca, S. Volpe, M. Fero, R. Hurlbut, A. Bernstein, M. Van Vechten, J. Rulison); NAYS: 0

#21-135 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.

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On a motion made by Mr. Rulison, seconded by Mr. Bernstein, the foregoing resolution #21-135 was put to a roll call vote and unanimously carried. AYES: 7 (S. Nasca, S. Volpe, M. Fero, R. Hurlbut, A. Bernstein, M. Van Vechten, J. Rulison); NAYS: 0

EXECUTIVE SESSION

#21-ES 10:04 a.m. – Chairman Nasca requested a motion to enter Executive Session pursuant to Section 105 (l) (f) of the New York Public Officers Law in order for the Board to discuss the employment performance history of a particular employee.

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

10:20 a.m. – Motion to conclude Executive Session: Moved by Mr. Rulison, seconded by Mr. Fero, the Board upon voice vote unanimously agreed to conclude Executive Session. No formal action was taken.

Chairman Nasca called this Regular Meeting back in open session.

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In Board folders for review:

- Routine monthly informational updates

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There being no further business to come before the Authority, Chairman Nasca adjourned this Regular Meeting at 10:22 a.m.



Diane L. Hendrickson, Recording Secretary



Scott D. Nasca, Chairman