



**Regular Session of the
Niagara Falls Water Board
May 26, 2016 5:00 PM at
Michael C. O’Laughlin Municipal Water Plant**

1. **Call to Order** *Chairwoman Gretchen Leffler called meeting to order at 5:00 p.m.*

1. **Roll Call:**

Leffler P Janese A Kimble P Laible P Edwards P

Please note Mr. Laible was present by phone.

Please note: Mr. Janese arrived at 5:07 p.m.

2. **Letters and Communications**

1. **Public Comment – (All speakers must register with the Chairman prior to roll call and are limited to five minutes per person – total time for all speakers may not exceed one hour)**

Dave Bieksza is asking the NFWB to eliminate the Availability Charge

Emily Wu owns the property at 2409 Cleveland Ave. She received a high Water/Sewer Bill for (2) quarters and her request for an adjustment was denied due to submitting the request past the allowed time frame.

Joe LaGamba Union President reminded the NFWB that the employees of the NFWB have not had a signed contract since 2010.

2. **Public Comment – Draft Stormwater Annual Report (2015 – 2016)**

There was no public comment.

3. **Presentations**

There were no presentations

3. Discussion of Items for Action

1. Routine Items

1. Approval of Minutes from April 28, 2016

Motion by Ms. Kimble and seconded by Mr. Edwards to approve. Motion was carried 4-0-1

Edwards __Y__ Janese __Abstain__ Kimble __Y__ Laible __Y__ Leffler __Y__

2. Personnel Actions

Motion by Mr. Janese and seconded by Mr. Edwards to approve. Motion was carried 5-0.

Edwards __Y__ Janese __Y__ Kimble __Y__ Laible __Y__ Leffler __Y__

3. Bid Approvals

There were no bids to approve.

4. Budget Transfers

There were no budget transfers

2. From the Executive Director

1. Resolution to Modify Availability Charges

Motion by Ms. Kimble and there was not a second motion to approve to have the Availability Charge removed immediately. Motion failed.

Motion by Mr. Laible and seconded by Ms. Kimble to approve to eliminate the Availability Charge in the 2017 Budget. Motion was carried 5-0

Edwards __Y__ Janese __Y__ Kimble __Y__ Laible __Y__ Leffler __Y__

2. Resolution to Approve Amended Water and Sewer Adjustment Policy

Motion by Mr. Edwards and there was not a second motion to approve. Motion failed.

3. Resolution to Modify Hauled Waste Charges

Please note the phone disconnected Mr. Laible at 5:25 p.m.

Motion by Mr. Janese and seconded by Mr. Edwards to approve. Motion was carried 4-0.

Edwards __Y__ Janese __Y__ Kimble __Y__ Laible __A__ Leffler __Y__

4. Resolution approving Employment Agreement

Motion by Mr. Edwards and seconded by Ms. Kimble to approve. Motion was carried 3-1.

Edwards __Y__ Janese __N__ Kimble __Y__ Laible __A__ Leffler __Y__

5. Resolution Authorizing Settlement of Lawsuit

Motion by Ms. Kimble and seconded by Mr. Edwards to approve. Motion was carried 4-0.

Edwards __Y__ Janese __Y__ Kimble __Y__ Laible __A__ Leffler __Y__

6. Resolution Authorizing Settlement of Claim

Motion by Ms. Kimble and seconded by Mr. Janese to approve. Motion was carried 4-0.

Edwards __Y__ Janese __Y__ Kimble __Y__ Laible __A__ Leffler __Y__

3 From the Chairman

1. Resolution to Approve Corrective Action Plan

Motion by Mr. Edwards and seconded by Mr. Janese to approve as amended to have Ms. Buddenhagen attach the letter requesting additional information to the Corrective Action Plan. Motion was carried 4-0.

Edwards __Y__ Janese __Y__ Kimble __Y__ Laible __A__ Leffler __Y__

2. Resolution Authorizing Outside CPA Consultants

Motion by Ms. Kimble and seconded by Mr. Janese to approve. Motion was carried 4-0.

Edwards __Y__ Janese __Y__ Kimble __Y__ Laible __A__ Leffler __Y__

4. Informational Items and Reports

- 1. Bank Transfer Activity**
- 2. Cash Disbursements**
- 3. Schedule of Investments**
- 4. Capital Construction**
- 5. Draft Annual Stormwater Report (2015 – 2016)**
- 6. O&M Report for April 2016**

5. Unfinished Business

There was no unfinished business.

6. New Business & Additional Items for Water Board Discussion

There was no new business.

Executive Session –

Motion by Ms. Kimble and seconded by Mr. Edwards to enter into an Executive Session at 5:30 p.m. for legal opinion. Motion was carried 4-0

Edwards __Y__ Janese __Y__ Kimble __Y__ Laible __A__ Leffler __Y__

Motion by Ms. Kimble and seconded by Mr. Edwards to end the Executive Session at 6:45 p.m. Motion was carried 4-0.

Edwards __Y__ Janese __Y__ Kimble __Y__ Laible __A__ Leffler __Y__

Adjournment of Meeting

Motion by Ms. Kimble and seconded by Mr. Janese to adjourn meeting at 6:52 p.m. Motion was carried 4-0.

Edwards __Y__ Janese __Y__ Kimble __Y__ Laible __A__ Leffler __Y__