



**Regular Session of the
Niagara Falls Water Board
January 14, 2019 5:00 PM at
Michael C. O’Laughlin Municipal Water Plant**

1. Attendance and Preliminary Matters

Chairman O’Callaghan called the meeting to order at 5:00 p.m.

a. Forster *absent* Kimble *P* Larkin *P* Leffler *P*
O’Callaghan *P*

b. Letters and Communications

i. Letter from Executive Director – Declining to Renew
Employment Agreement

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

i. *Kevin Fritzsch spoke in front of the board on behalf of his two
rental properties in Niagara Falls, NY.*

*3613 Ely Ave. - The water at this property had been turned off,
but the water meter was never removed despite his request and he
received another bill.*

*902 Walnut Ave. – The water meter had been removed from this
property, but he was charged a full quarter’s bill for the few days
the meter was in place.*

*Ms. Walker states she spoke with her staff regarding this matter,
along with the Supervisor of Meters, Robert Reid.*

*Chairman O’Callaghan states he would like the staff to review
relevant dates and water bills during the time frame in question.*

ii. *Ed Williams spoke on behalf of Kevin Fritzsch’s petition for an
adjustment of his water bills at both 3613 Ely Ave. and 902*

Walnut Ave. Mr. Williams states that he manages Mr. Fritsch's properties when he is out of town.

- iii. Robert Cossar spoke in front of the board regarding his outstanding water bill accumulated from his rental property located at 313 Spruce Ave. Niagara Falls, NY. Mr. Cossar states his niece is currently residing at his rental property. Mr. Cossar states he called a plumber to evaluate his property because he thought the reason for such a high water bill was in relation to a faulty toilet. The plumber explained to Mr. Cossar that it did not appear there were any water leaks on the property. Ms. Cossar explained when this issue first arose, the NFWB reduced an \$800.00 water bill to \$400.00; now he has recently received a \$1,713.66 water bill that he is seeking an adjustment on.*

d. Approval of Minutes from December 10, 2018

Motion by Ms. Kimble and seconded by Ms. Larkin to approve

Forster absent Kimble Y Larkin Y Leffler Y O'Callaghan Y

Motion was passed 4-0

e. Approval of Minutes from December 17, 2018

Motion by Ms. Kimble and seconded by Ms. Larkin to approve

Forster absent Kimble Y Larkin Y Leffler Y O'Callaghan Y

Motion was passed 4-0

The Board entered into Executive Session at 5:16 p.m. to discuss matters in relation to the resignation of Executive Director Rolfe Porter at the end of his contract term; to wit, matters related to the appointment of a particular person.

Motion by Ms. Larkin and seconded by Ms. Leffler to enter into Executive Session at 5:16 p.m.

Forster absent Kimble Y Larkin Y Leffler Y O'Callaghan Y

Motion was passed 4-0

Motion by Ms. Kimble and seconded by Ms. Larkin to enter back into the public meeting at 6:03 p.m.

Forster absent Kimble Y Larkin Y Leffler Y O'Callaghan Y

Motion was passed 4-0

Motion by Ms. Kimble and seconded by Ms. Larkin to consider a walk-on resolution to appoint Patrick Fama as Acting Executive Director.

Forster __absent__ Kimble __Y__ Larkin __Y__ Leffler __Y__ O'Callaghan __Y__

Motion was passed 4-0

Motion by Ms. Kimble and seconded by Ms. Larkin to approve the resolution to appoint Patrick Fama as Acting Executive Director.

Forster __absent__ Kimble __Y__ Larkin __Y__ Leffler __Y__ O'Callaghan __Y__

Motion was passed 4-0

2. Executive Director

3. Director of Operations

a. Permission to Advertise for Bids – WWTP Lab Renovation

Mr. Drury discusses the plan for the WWTP laboratory renovation and asks if the Board agrees to advertise for bids.

Ms. Larkin suggests tabling this matter until the February 2019 board meeting in order to allow the new acting Executive Director, Patrick Fama, time to evaluate the current state of the WWTP's laboratory.

Motion by Ms. Larkin and seconded by Ms. Leffler to table

Forster __absent__ Kimble __Y__ Larkin __Y__ Leffler __Y__ O'Callaghan __Y__

Motion was passed 4-0

4. Superintendent

a. Bollier Avenue Project Update

5. Engineering

6. Personnel Items/Director of Administrative Services

a. Personnel Actions and Reports

Motion by Ms. Larkin and seconded by Ms. Leffler to approve the Personnel Actions and Reports dated January 7, 2019.

Forster _absent_ Kimble _Y_ Larkin _Y_ Leffler _Y_ O'Callaghan _Y_

Motion was passed 4-0

7. Information Technology (IT) Dept.

8. Financial Reports – Director of Financial Services

Ms. Walker states the annual audit will be completed before the end of February 2019, with the assistance from EFPR Group.

Mr. O'Callaghan states he would like the division of capital funds to be re-evaluated

9. Reports

- a. Questions Regarding O&M Report for December (if any)**
- b. Safety**

10. General Counsel and Secretary

- a. RFP for Water and Sewer Service Line Protection Program**

Mr. Costello states that proposals will be due on February 22.

11. From the Chairman

12. Resolutions

2019-01-001 – ADOPTING NYS RECORDS RETENTION AND DISPOSITION SCHEDULE MI-1

Motion by Ms. Leffler and seconded by Ms. Larkin to approve

Forster _absent_ Kimble _Y_ Larkin _Y_ Leffler _Y_ O’Callaghan _Y_

Motion was passed 4-0

2019-01-002 – APPOINTING RECORDS MANAGEMENT OFFICER

Motion by Ms. Kimble and seconded by Ms. Larkin to approve

Forster _absent_ Kimble _Y_ Larkin _Y_ Leffler _Y_ O’Callaghan _Y_

Motion was passed 4-0

2019-01-003 – APPOINTING CPL AS RATE CONSULTANT AND CONSULTING ENGINEER

a. CPL Proposal dated December 27, 2018

Motion by Ms. Larkin and seconded by Ms. Leffler to table:

Forster _absent_ Kimble _Y_ Larkin _Y_ Leffler _Y_ O’Callaghan _Y_

Motion to table was passed 4-0

2019-01-004 – APPROVING DEDUCT METER – RELIANCE FLUID TECHNOLOGIES LLC

Motion by Ms. Kimble and seconded by Ms. Larkin to approve

Forster _absent_ Kimble _Y_ Larkin _Y_ Leffler _Y_ O’Callaghan _Y_

Motion was passed 4-0

2019-01-005 – CONTRACT EXTENSION FOR THE PURCHASE OF REPLACEMENT POWER FROM THE POWER AUTHORITY OF THE STATE OF NEW YORK

- a. Agreement for the Sale of Replacement Power

Motion by Ms. Leffler and seconded by Ms. Larkin to approve

Forster _absent_ Kimble __Y__ Larkin __Y__ Leffler __Y__ O'Callaghan __Y__

Motion was passed 4-0

2019-01-006 – REPAIR OF 16-INCH PIPING AT GORGE PUMPING STATION

- a. Mollenberg-Betz, Inc., quote dated December 14, 2018

Motion by Ms. Larkin and seconded by Ms. Kimble to approve

Forster _absent_ Kimble __Y__ Larkin __Y__ Leffler __Y__ O'Callaghan __Y__

Motion was passed 4-0

2019-01-007 – SYNCHRONOUS ELECTRIC MOTOR FOR INTERMEDIATE PUMP

- a. Volland Electric Equipment Co., quote dated December 19, 2018

Motion by Ms. Leffler and seconded by Ms. Larkin to approve

Forster _absent_ Kimble __Y__ Larkin __Y__ Leffler __Y__ O'Callaghan __Y__

Motion was passed 4-0

2019-01-008 – EXEMPT AND HOURLY EMPLOYEES NOT COVERED BY A COLLECTIVE BARGAINING AGREEMENT TO USE TIME MANAGEMENT SYSTEM EFFECTIVE IMMEDIATELY

Motion by Ms. Larkin and seconded by Ms. Leffler to approve

Forster _absent_ Kimble __Y__ Larkin __Y__ Leffler __Y__ O'Callaghan __Y__

Motion was passed 4-0

**2019-01-009 – WATER TREATMENT PLANT TRANSFER
SWITCH SERVICE**

a. GE Zenith Controls, Inc., quote dated December 10, 2018

Motion by Ms. Kimble and seconded by Ms. Larkin to approve

Forster _absent_ Kimble __Y__ Larkin __Y__ Leffler __Y__ O’Callaghan __Y__

Motion was passed 4-0

13. Unfinished Business

Mr. O’Callaghan questions the transfer switches at the Gorge Pumping Station. Mr. Drury states he is trying to pinpoint the cause of the issue; he is unsure if the problem lies with the NFWB or National Grid. Ferguson Electric will be on site to further evaluate.

Mr. O’Callaghan questions the status of the GPS on all NFWB fleet. Mr. Drury states he is waiting on Verizon Wireless to finalize a few additional vehicles; the NFWB’s contract with Verizon Wireless expires in March 2019; will seek additional options.

Ms. Leffler questions the status of the vehicle decals. Mr. Drury states 3 trucks still need to be stripped.

Ms. Kimble states that the Water Board needs to exercise caution with respect any changes to the LaSalle consent order requested by NYSDEC as the Water Board does not have funds to pay for all of the work that it would like.

14. New Business & Additional Items for Discussion

There was no new business to discuss at this time. Mike Eagler noted that R. Moses Parkway removal work has uncovered a valve that appears to be in poor

15. Executive Session

The Board entered into Executive Session at the beginning of the meeting to discuss matters in relation to the resignation of the Executive Director, Rolfe Porter. No further Executive Session was held.

16. Adjournment of Meeting

Motion by Ms. Kimble and seconded by Ms. Larkin to adjourn

Forster _absent_ Kimble _Y_ Larkin _Y_ Leffler _Y_ O'Callaghan _Y_

Motion was passed 4-0

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