

**HUDSON RIVER-BLACK RIVER REGULATING DISTRICT  
SPECIAL BOARD MEETING MINUTES  
Sacandaga Field Office Conference Room  
737 Bunker Hill Road  
Mayfield, NY 12117  
June 23, 2020**

**CALL TO ORDER**

Chairman Mark M. Finkle called the meeting to order at 10:06 A.M.

**PLEDGE OF ALLIEGENCE**

**ROLL CALL**

**Video Feed:** Board Chairman Mark M. Finkle; Second Vice-Chair Kenneth DeWitt; Board Members Albert J. Hayes and Richard Bird; Executive Director John C. Callaghan; General Counsel Robert P. Leslie; Chief Engineer Robert S. Foltan; Chief Fiscal Officer Timothy Maniccia; Area Administrator John Hodgson; and Compliance Officer Stephanie Ruzycky.

**Excused:** First Vice-Chair Jeffrey Rosenthal

**MOTION TO ADOPT OR REVISE THE MEETING AGENDA**

Chairman Finkle asked for a motion to adopt the agenda. Mr. DeWitt made a motion to adopt the agenda. Mr. Hayes seconded. The Board approved the motion by unanimous vote.

**PUBLIC COMMENT**

Chairman Finkle opened the mic to public comment; hearing none.

**CONTRACTS**

**RESOLUTION TO AWARD THE REGULATING DISTRICT'S INSURANCE PROGRAM FOR POLICY YEAR JULY 1, 2020 THROUGH JUNE 30, 2021**

Mr. Maniccia presented a Resolution to award the Regulating District's insurance program for policy year July 1, 2020 through June 30, 2021. He noted that the Board authorized the District to retain Marshall & Sterling Insurance to provide insurance and risk management services via Resolution 19-46-11 in November 2019. In March 2020, Marshall & Sterling Insurance provided insurance and risk management services to the District by crafting and overseeing the launch of a formal competitive procurement process for Insurance Brokerage Services for the District's Insurance Program for policy year July 1, 2020 through June 20, 2021. However, shortly thereafter, Marshall & Sterling Insurance advised the District to postpone the formal competitive procurement process for Insurance Brokerage Services because of the adverse effects the onset of the COVID-19 pandemic was likely to have on the competitive procurement process. Mr. Maniccia noted that on March 7<sup>th</sup> the Governor declared a Disaster Emergency via Executive Order No. 202,

which order allows state agencies, authorities and local governments to cope with the emergency, and temporarily suspended a number of procurement statutes, including sections 112, 136-a and 163 of the State Finance Law, among others, to allow the purchase of necessary commodities, services, technology and materials. Mr. Maniccia recommended that the Board determine that the Insurance Program for policy year July 1, 2020 through June 30, 2021 is a necessary service. He noted that Cool Insuring Agency has satisfactorily provided the District's Insurance Program for many years and was authorized by the Board via Resolution 17-22-06 to provide the Insurance Program for Policy Years July 1, 2017 through June 30, 2020. Mr. Maniccia recommended the Board award the Regulating District's Insurance Program for the policy year of July 1, 2020 through June 30, 2021 to the Cool Insuring Agency.

Mr. DeWitt made a motion to adopt the Resolution awarding the Regulating District's insurance program for the period July 1, 2020 through June 30, 2021 to the Cool Insuring Agency. Mr. Hayes seconded and the Board approved the motion adopting the Resolution by unanimous vote.

### **RESOLUTION TO APPROVE INSURANCE PROPOSAL FOR POLICY YEAR JULY 1, 2020 THROUGH JUNE 30, 2021**

Mr. Maniccia presented a Resolution to approve the insurance proposal for policy year July 1, 2020 through June 30, 2021. Building upon the Resolution awarding Cool Insuring Agency the Regulating District's Insurance Program for the policy year ending June 30, 2021, the Executive Director and Chief Fiscal Officer recommend that the Board accept the insurance proposal developed by Cool Insuring Agency for the annual premium amount of \$199,726.75.

Mr. Hayes made a motion to adopt the Resolution awarding the Regulating District's insurance coverage contract for the period July 1, 2020 through June 30, 2021 to Cool Insuring Agency for the annual premium amount of \$199,726.75. Mr. DeWitt seconded and the Board approved the motion adopting the Resolution by unanimous vote.

### **ADJOURNMENT**

Chairman Finkle called for a motion to adjourn the meeting. Mr. Hayes advanced the motion. Mr. DeWitt seconded. The meeting adjourned at 10:13 A.M.

### **RESOLUTIONS**

#### **20-30-06 RESOLUTION TO AWARD THE REGULATING DISTRICT'S INSURANCE PROGRAM FOR POLICY YEAR JULY 1, 2020 THROUGH JUNE 30, 2021**

Mr. DeWitt made a motion to adopt the Resolution awarding the Regulating District's insurance program for the period July 1, 2020 through June 30, 2021 to the Cool Insuring Agency. Mr. Hayes seconded and the Board approved the motion adopting the Resolution by unanimous vote.

**20-31-06      RESOLUTION TO APPROVE INSURANCE PROPOSAL FOR POLICY  
YEAR JULY 1, 2020 THROUGH JUNE 30, 2021**

Mr. Hayes made a motion to adopt the Resolution awarding the Regulating District's insurance coverage contract for the period July 1, 2020 through June 30, 2021 to Cool Insuring Agency for the annual premium amount of \$199,726.75. Mr. DeWitt seconded and the Board approved the motion adopting the Resolution by unanimous vote.

Robert P. Leslie  
Secretary

Mark M. Finkle  
Board Chairman