

19-01-02

RESOLUTION TO PROMOTE DAVID IOELE TO FOREMAN IN THE HRA OF THE HUDSON RIVER-BLACK RIVER REGULATING DISTRICT

WHEREAS, the Board of the Hudson River-Black River Regulating District approved the promotion of Dave Ioele to Assistant Foreman pursuant to resolution 18-26-07; and

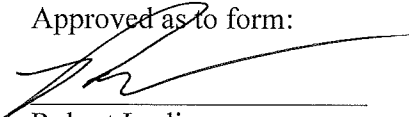
WHEREAS, the Board of the Hudson River-Black River Regulating District has determined that it is in the best interest of the District to promote Dave Ioele to the open position of Foreman; and

WHEREAS, Mr. Ioele has successfully completed the mandatory six-month probationary period as Assistant Foreman and has been performing the duties of the Foreman position in a satisfactory manner; and

NOW THEREFORE BE IT RESOLVED, the Board of the Hudson River-Black River Regulating District hereby authorizes the promotion of David Ioele, to Foreman, effective December 13, 2018; and

BE IT FURTHER RESOLVED, the annual salary shall be \$53,202.00, which is the "Step 6", pursuant to the Base Salary Schedule effective 7/1/2018 of the CBA dated July 1, 2016 through June 30, 2020.

Approved as to form:



Robert Leslie
General Counsel

Motion was made by Mr. Hayes and seconded by Mr. Rosenthal that the Resolution be approved.

Present and Voting:

| <u>MEMBER</u> | <u>AYE</u> | <u>NOE</u> | <u>ABSTAIN</u> |
|--------------------|--------------|------------|----------------|
| Mr. Finkle | <u> X </u> | _____ | _____ |
| Mr. Hayes..... | <u> X </u> | _____ | _____ |
| Mr. Rosenthal..... | <u> X </u> | _____ | _____ |
| Mr. De Witt..... | <u> X </u> | _____ | _____ |

19-02-02

RESOLUTION TO RECLASSIFY ANNA TRACY AS SENIOR ADMINISTRATIVE ASSISTANT IN THE HRA OF THE HUDSON RIVER-BLACK RIVER REGULATING DISTRICT

WHEREAS, Anna Tracy has completed one (1) year of service as the Districts Accounting Administrative Assistant reporting to the Chief Fiscal officer; and

WHEREAS, due to the significant financial & accounting experience, in a governmental setting, required for this role, the salary associated with the Senior Administrative Assistant position is warranted; and

WHEREAS, Anna Tracy possesses and has demonstrated the applicable experience necessary to perform in this position; and

WHEREAS, the responsibility for successful processing of general ledger transactions has been added to the position responsibilities; and

WHEREAS, the Chief Fiscal Officer considers this a weakness in the District’s internal controls and believes it to be in the best interest of the District to reclassify Anna to the Senior Administrative Assistant position; and

NOW THEREFORE BE IT RESOLVED, the Board of the Hudson River-Black River Regulating District hereby authorizes the promotion of Anna Tracy, to Senior Administrative Assistant, effective immediately; and

BE IT FURTHER RESOLVED, the annual salary shall be \$45,501.00, which is the “Starting Rate”, effective 7/1/2018, pursuant to the CBA dated July 1, 2016 through June 30, 2020.

Approved as to form:



Robert Leslie
General Counsel

Motion was made by Mr. Hayes and seconded by Mr. DeWitt that the Resolution be approved.

Present and Voting:

| <u>MEMBER</u> | <u>AYE</u> | <u>NOE</u> | <u>ABSTAIN</u> |
|--------------------|--------------|------------|----------------|
| Mr. Finkle | <u> X </u> | _____ | _____ |
| Mr. Hayes..... | <u> X </u> | _____ | _____ |
| Mr. Rosenthal..... | <u> X </u> | _____ | _____ |
| Mr. De Witt..... | <u> X </u> | _____ | _____ |

Approved at the February 12, 2019 Board Meeting

19-03-02

RESOLUTION TO ACCEPT HENNINGSON, DURHAM AND RICHARDSON ARCHITECTURE AND ENGINEERING, P.C., INC'S (HDR) PROPOSAL TO COMPLETE 4TH PART 12D INDEPENDENT CONSULTANT SAFETY INSPECTION OF THE CONKLINGVILLE DAM

WHEREAS, at the November 13, 2018 Board meeting, the Board of the Hudson River-Black River Regulating District authorized staff to procure engineering services to complete the Fourth Part 12D Conklingville Dam Independent Consultant Safety Inspection; and

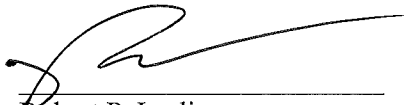
WHEREAS, pursuant to SFL 136a, staff requested and received Annual Statement of Qualifications and performance data from professional engineering firms for the purpose of evaluating qualifications to identify the firm most qualified to provide the services required; and

WHEREAS, following a review of the Annual Statement of Qualifications submitted by firms qualified to complete the project, and after review of the qualifications of the most qualified firms, it was determined that HDR is the most qualified firm to complete the work; and

NOW THEREFORE BE IT RESOLVED, the Board of the Hudson River-Black River Regulating District does hereby accept the proposal submitted by HDR and authorizes the Interim Executive Director to execute an agreement in the amount of \$34,950.00; and

BE IT FURTHER RESOLVED, that the agreement is subject to the review and approval of the NYS Attorney General and the NYS Office of the State Comptroller.

Approved as to form:



Robert P. Leslie
General Counsel

Motion was made by Mr. Rosenthal and seconded by Mr. DeWitt that the Resolution be approved.

Present and Voting:

| <u>MEMBER</u> | <u>AYE</u> | <u>NOE</u> | <u>ABSTAIN</u> |
|--------------------|--------------|------------|----------------|
| Mr. Finkle | <u> X </u> | _____ | _____ |
| Mr. Hayes..... | <u> X </u> | _____ | _____ |
| Mr. Rosenthal..... | <u> X </u> | _____ | _____ |
| Mr. De Witt..... | <u> X </u> | _____ | _____ |

19-04-02

RESOLUTION TO APPROVE AMENDMENT #4 - INDIAN LAKE FIRST ENGINEERING ASSESSMENT CONTRACT C032013

WHEREAS, the Board of the Hudson River-Black River Regulating District adopted resolution 13-45-12 awarding the work for the First Engineering Assessment at Indian Lake Dam to Bergmann Associates for a not to exceed amount of \$169,156.00; and

WHEREAS, the Board of the Hudson River-Black River Regulating District subsequently approved Amendment #1 for \$9,420.00, Amendment #2 for \$119,890.00, and Amendment #3 for \$7,335.00 increasing the not to exceed amount to \$305,801.00; and

WHEREAS, the Regulating District recommends extending the contract three (3) additional years to complete the work; and

NOW THEREFORE BE IT RESOLVED, that the Board of the Hudson River-Black River Regulating District hereby approves a contract extension through 12/31/2021 to complete the scope of work; and

BE IT FURTHER RESOLVED that the contract is subject to the review and approval of the Office of the New York State Attorney General and the New York State Office of the State Comptroller.

Approved as to form:



Robert P. Leslie
General Counsel

Motion was made by Mr. Hayes and seconded by Mr. DeWitt that the Resolution be approved.

Present and Voting:

| <u>MEMBER</u> | <u>AYE</u> | <u>NOE</u> | <u>ABSTAIN</u> |
|--------------------|------------|------------|----------------|
| Mr. Finkle | <u>X</u> | _____ | _____ |
| Mr. Hayes..... | <u>X</u> | _____ | _____ |
| Mr. Rosenthal..... | <u>X</u> | _____ | _____ |
| Mr. De Witt..... | <u>X</u> | _____ | _____ |

Approved at the February 12, 2019 Board Meeting

19-05-02

RESOLUTION TO OPT-IN TO COVERAGE UNDER NEW YORK'S PAID FAMILY LEAVE POLICY AND TO AUTHORIZE EMPLOYEE CONTRIBUTIONS AFTER 90 DAYS NOTICE TO THE REGULATING DISTRICT'S UNREPRESENTED EMPLOYEES

WHEREAS, Governor Cuomo signed into law the nation's strongest and most comprehensive paid family leave policy. Today, working families no longer have to choose between caring for their loved ones and risking their economic security; and

WHEREAS, paid family leave provides eligible employees job-protected, paid time off to:

- Bond** with a newly born, adopted or fostered child,
- Care** for a family member with a serious health condition, or
- Assist** loved ones when a spouse, domestic partner, child or parent is deployed abroad on active military service; and

WHEREAS, New York's family leave program is administered through regulations promulgated by the New York State Workers' Compensation Board; and

WHEREAS, public employers, such as the Hudson River – Black River Regulating District, can opt-in to coverage under the act at any time, and may elect to pay for the cost of coverage or elect weekly employee payroll deductions; and

WHEREAS, once a public employer has obtained coverage, the employer submits an application to the New York State Workers' Compensation Board, and provides notice to its unrepresented employees at least 90 days before collecting employee contributions, when such contributions will be required; and

WHEREAS, New York designed paid family leave to be easy for employers to implement, with three key tasks:

- Obtain** Paid Family Leave coverage;
- Collect** employee contributions to pay for their coverage;
- Complete** the employer portion of the Paid Family Leave request form when a worker applies for leave; and

WHEREAS, the Regulating District's CSEA Local may collectively bargain with the Regulating District for the provision of family leave benefits; and

WHEREAS, the New York State Insurance Fund (NYSIF), which issues the Regulating District's workers' compensation policy, has an approved paid family leave policy rider for issuance in New York; and

WHEREAS, in order for NYSIF to provide paid family leave coverage to the District, the District would need to also secure a disability benefits policy from the NYSIF; and

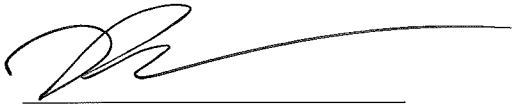
WHEREAS, coverage must be maintained for at least **one year** and may only be canceled after providing 12 months' notice to all affected unrepresented employees and to the Workers' Compensation Board; and

WHEREAS, the employee contribution for 2019 is 0.153% of an employee's gross after tax wages each pay period and the maximum annual contribution is \$107.97 provided that an employee earning less than the Statewide Average Weekly Wage (SAWW) of \$1,357.11 will contribute less than the annual cap of \$107.97, consistent with their actual wages; and

NOW THEREFORE BE IT RESOLVED, the Board of the Hudson River-Black River Regulating District does hereby opt-in to coverage under New York's paid family leave policy; and

BE IT FURTHER RESOLVED, that the Board directs the Interim Executive Director or designee to add a disability benefits policy to the District's workers' compensation coverage secured through the NYSIF, to secure coverage through a paid family leave rider to the Regulating District's disability benefits policy with the NYSIF, to alert the Regulating District's unrepresented employees to the collection of employee contributions for such coverage, and, consistent with the State policy, to begin collecting such contributions no sooner than 90 days from the date of this Resolution.

Approved as to form:



Robert P. Leslie
General Counsel

Motion was made by Mr. Rosenthal and seconded by Mr. DeWitt that the Resolution be approved.

Present and Voting:

| <u>MEMBER</u> | <u>AYE</u> | <u>NOE</u> | <u>ABSTAIN</u> |
|--------------------|------------|------------|----------------|
| Mr. Finkle | <u>X</u> | _____ | _____ |
| Mr. Hayes..... | <u>X</u> | _____ | _____ |
| Mr. Rosenthal..... | <u>X</u> | _____ | _____ |
| Mr. De Witt..... | <u>X</u> | _____ | _____ |

19-06-02

**RESOLUTION SCHEDULING DATE, TIME AND LOCATION OF
THE MARCH 12, 2019 REGULAR BOARD MEETING**

BE IT RESOLVED, that the next meetings of the Board of the Hudson River - Black River Regulating District will be held on March 12, 2019 at the Sacandaga Field Office, 737 Bunker Hill Rd., Mayfield, NY 12117 at 10:00 A.M.

Approved as to form:



Robert P. Leslie
General Counsel

Motion was made by Mr. Rosenthal and seconded by Mr. DeWitt that the Resolution be approved.

Present and Voting:

| <u>MEMBER</u> | <u>AYE</u> | <u>NOE</u> | <u>ABSTAIN</u> |
|--------------------|------------|------------|----------------|
| Mr. Finkle | <u>X</u> | _____ | _____ |
| Mr. Hayes..... | <u>X</u> | _____ | _____ |
| Mr. Rosenthal..... | <u>X</u> | _____ | _____ |
| Mr. De Witt..... | <u>X</u> | _____ | _____ |