

MARCH 7, 2019

MEETING #3366

TIME Commissioner Mannone convened the meeting at 6:30 p.m.

ROLL Commissioners Mannone, Lanning, Doherty, Horowitz and Graff, Attorney  
CALL Ciampoli, Supervisor Catapano and Secretary Urli

VISITORS See Attached

CORRES  
PONDENCE On February 13, 2019 the District received an Affidavit of Publication from Newsday regarding the Special Meeting that was held on February 19, 2019.

On February 13, 2019 the District received a letter from PERMA regarding the yearly check in meeting scheduled for February 26, 2019.

On February 19, 2019 a Notice of Claim from CSEA was received.

On February 19, 2019 a Notice of Claim from Daniel Faust and CSEA was received by the District.

On February 20, 2019 the District received a letter from Daniel Faust requesting a copy of his personnel file.

On February 21, 2019 the District received a Notice of Claim from Douglas Hernandez.

On February 21, 2019 the District received a Notice of Claim from Daniel Faust.

On February 22, 2019 the District received a letter from Douglas Hernandez requesting a copy of his personnel file.

On February 26, 2019 the District received a letter from PERMA regarding the reassignment of the broker of record to Arthur J Gallagher Risk Management Services.

On March 6, 2019 the District received a FOIL request from Daniel Faust regarding dental invoices.

MOTION On Motion by Commissioner Graff and seconded by Commissioner  
PREVIOUS Doherty to waive the reading of and accept the Minutes of General  
MINUTES Meeting #3364. Unanimously approved.

On Motion by Commissioner Graff and seconded by Commissioner Lanning to waive the reading of and to accept the Minutes of Special Meeting #3365. Unanimously approved.

MEETING #3366

MOTION On Motion by Commissioner Lanning and seconded by Commissioner  
DISTRICT Doherty to approve payment of operating expenses, including payroll,  
EXPENSES from February 8, 2019 through March 7, 2019. Unanimously approved.

MOTION On Motion by Commissioner Graff and seconded by Commissioner  
DISTRICT Horowitz to approve payment to each claimant in the abstract of claims  
CLAIMS provided by the District Accountant and audited by the Board for the  
period from February 8, 2019 through March 7, 2019. Unanimously  
approved.

REPORT  
OF THE  
TREASURER

Prepared by Alicia Zabala, CPA of Rynkar, Vail & Barrett and subject to audit.  
The following irrevocable standby letters of credit serve as security for the District funds on  
deposit with TD Bank:

FHL Bank Pittsburg	\$ 8,000,000.00	HLB8315190430006, HLB8315190580036
J.P. Morgan Chase Bank	\$ <u>250,000.00</u>	FDIC Coverage
TOTAL	\$ 8,250,000.00	

CHASE BANK

Ck. Acct. Bal 02/08/2019	\$ 462,920.09	
02/21/19 Payroll Transfer	150,000.00	
02/28/19 Interest	<u>30.25</u>	
	\$ 612,950.34	
Disbursed thru 03/07/19	\$ <u>399,128.53</u>	
Total Ck. Acct. Bal 03/07/19		\$ 213,821.81

TD BANK

Ck. Acct. Bal 02/08/2019	\$ 3,655,685.46
Deposits:	
02/15/19 Municipal Agreement	646.20
Bins	59.20
02/15/19 Interest	3,645.71
02/22/19 Bins	9.84
Medical	310.39
Insurance Refund	45.00
02/22/19 Bins	19.68
02/26/19 1 <sup>st</sup> Half Tax Levy	4,516,408.09

MEETING #3364

02/28/19 Workers Comp refund	1,190.30	
Recycling Refund-Rotors & Drums	160.00	
Medical	1,374.10	
03/01/19 Medical	2,348.15	
03/01/19 Bins	9.84	
Medical	310.39	
Workers Comp Refund	<u>2,834.67</u>	
	\$ 8,185,057.24	
Disbursed thru 03/07/19	<u>757,438.05</u>	
Total Ck. Acct. Bal 03/07/19		\$ 7,427,619.19
<u>TOTAL COMBINED BALANCES AS MARCH 7, 2019</u>		\$ 7,641,441.00

Reports:

Chairman's Report: No new business to report.

Supervisor Catapano:

Supervisor Catapano stated that quarterly substance abuse testing took place on February 8, 2019.

Supervisor Catapano and the Supervisors had a monthly meeting with Local 553 on March 6, 2019.

PERMA was at the District February 26, 2019 regarding claims and safety measures.

Supervisor Catapano discussed the shed-the meds, e-cycling and document shredding program to be held April 27<sup>th</sup>.

Supervisor Catapano stated there was an accident in front of the building the morning of February 23<sup>rd</sup>. An individual hit the trees in front of the building on Mott Street. A police report was made and the insurance company was notified. Supervisor Catapano said he is obtaining information on replacing the trees.

Committee Reports:

Budget: No new business to report.

Insurance: No new business to report.

Public Relations: No new business to report.

Personnel: No new business to report.

Ethics- No new business to report.

MARCH 7, 2019

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Sanitary District No.7 T.O.H

3/15/2019 11:46 AM

Register: 10200 · Chase

From 02/08/2019 through 03/07/2019

MEETING #3366

Sorted by: Date, Type, Number/Ref

<u>Date</u>	<u>Number</u>	<u>Payee</u>	<u>Account</u>	<u>Memo</u>	<u>Payment</u>	<u>C</u>	<u>Deposit</u>	<u>Balance</u>
02/08/2019	Wire	NYS Employees Reti...	24100 · EE Retirement	January	5,742.83	X		457,177.26
02/12/2019	PRPMT0...		27100 · Payroll Checks...	payroll entered ...	81,488.17	X		375,689.09
02/12/2019	PRPMT0...		27300 · Payroll Federa...	Payroll entered...	38,830.39	X		336,858.70
02/15/2019	ADP	ADP Services	65080 · Bank Charges		423.90	X		336,434.80
02/15/2019	2433	New York State Defe...	24175 · EE Deferred C...	Dept.#212158	15,431.32			321,003.48
02/19/2019	PRPMT0...		27100 · Payroll Checks...	payroll entered ...	55,520.11	X		265,483.37
02/19/2019	PRPMT0...		27300 · Payroll Federa...	Payroll entered...	30,383.18	X		235,100.19
02/21/2019			9699 · transfers	Deposit		X	150,000.00	385,100.19
02/21/2019	2434	New York State Defe...	24175 · EE Deferred C...	Dept.#212158	1,857.84			383,242.35
02/22/2019	APD	ADP Services	65080 · Bank Charges	Payroll Fees 2/...	1,007.71	X		382,234.64
02/26/2019	PRPMT0...		27100 · Payroll Checks...	payroll entered ...	56,193.23	X		326,041.41
02/26/2019	PRPMT0...		27300 · Payroll Federa...	Payroll entered...	25,940.01	X		300,101.40
02/28/2019			45000 · Investments:45...	Interest		X	30.25	300,131.65
02/28/2019	ADP	ADP Services	65080 · Bank Charges		596.20			299,535.45
02/28/2019	2435	New York State Defe...	24175 · EE Deferred C...	Dept.#212158	1,857.86			297,677.59
02/28/2019	2436	Teamsters National 4...	24400 · Teamsters 401K	T.Freudenberg ...	126.02			297,551.57
03/01/2019	APD	ADP Services	65080 · Bank Charges		551.06			297,000.51
03/05/2019	PRPMT0...		27100 · Payroll Checks...	payroll entered ...	51,622.38			245,378.13
03/05/2019	PRPMT0...		27300 · Payroll Federa...	Payroll entered...	25,749.63			219,628.50
03/07/2019	2437	New York State Defe...	24175 · EE Deferred C...	Dept.#212158	1,927.84			217,700.66

MARCH 7, 2019  
Sanitary District No.7 T.O.H

Register: 10200 · Chase

From 02/08/2019 through 03/07/2019

Sorted by: Date, Type, Number/Ref

MEETING #3366

<u>Date</u>	<u>Number</u>	<u>Payee</u>	<u>Account</u>	<u>Memo</u>	<u>Payment</u>	<u>C</u>	<u>Deposit</u>	<u>Balance</u>
03/07/2019	2438	teamsters local 553	24300 · Union Dues		3,043.00			214,657.66
03/07/2019	2439	CSEA	24300 · Union Dues	March 2019	835.85			213,821.81

MARCH 7, 2019  
Sanitary District No.7 T.O.H

Register: 10150 · TD Bank

From 02/08/2019 through 03/07/2019

MEETING #3366

Sorted by: Date and Order Entered

<u>Date</u>	<u>Number</u>	<u>Payee</u>	<u>Account</u>	<u>Memo</u>	<u>Payment</u>	<u>C</u>	<u>Deposit</u>	<u>Balance</u>
02/14/2019	31204	LandTek	20000 · Accounts Paya...	Claim No. 62	55,602.00	X		3,600,083.46
02/14/2019	31205	UniFirst Corporation	20000 · Accounts Paya...	Claim No. 63	1,382.18	X		3,598,701.28
02/14/2019	31206	Poland Spring Water	20000 · Accounts Paya...	VOID: Claim ...			X	3,598,701.28
02/14/2019	31207	American Arbitration...	20000 · Accounts Paya...	Claim No. 65	325.00	X		3,598,376.28
02/14/2019	31208	Sinnreich Kosakoff ...	20000 · Accounts Paya...	Claim No. 66	7,000.94	X		3,591,375.34
02/14/2019	31209	Comply	20000 · Accounts Paya...	Claim No. 67	504.50			3,590,870.84
02/14/2019	31210	L.I. American Water	20000 · Accounts Paya...	Claim No. 68	45.56	X		3,590,825.28
02/14/2019	31211	Verizon	20000 · Accounts Paya...	Claim No. 69	299.64	X		3,590,525.64
02/14/2019	31212	AT&T	20000 · Accounts Paya...	Claim No. 70	11.10	X		3,590,514.54
02/14/2019	31213	Global Montello Gro...	20000 · Accounts Paya...	Claim No. 71	1,775.11			3,588,739.43
02/14/2019	31214	Ace Hardware	20000 · Accounts Paya...	Claim No. 72	258.13	X		3,588,481.30
02/14/2019	31215	Grade A Petroleum C...	20000 · Accounts Paya...	Claim No. 73	1,117.66	X		3,587,363.64
02/14/2019	31216	Grainger	20000 · Accounts Paya...	Claim No. 74	792.30			3,586,571.34
02/14/2019	31217	Harris Beach PLLC	20000 · Accounts Paya...	Claim No. 75	7,940.71			3,578,630.63
02/14/2019	31218	National Grid	20000 · Accounts Paya...	Claim No. 76	273.17	X		3,578,357.46
02/14/2019	31219	Staples	20000 · Accounts Paya...	Claim No. 77	32.46	X		3,578,325.00
02/14/2019	31220	New York State Emp...	20000 · Accounts Paya...	Claim No. 78	160,218.08	X		3,418,106.92
02/14/2019	31221	PSEG Electric	20000 · Accounts Paya...	Claim No. 79	890.51	X		3,417,216.41
02/14/2019	31222	PSEG Recycling	20000 · Accounts Paya...	Claim No. 80	499.67	X		3,416,716.74
02/15/2019	31203	Sanitary District No.7	20000 · Accounts Paya...		150,000.00	X		3,266,716.74

MARCH 7, 2019  
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From 02/08/2019 through 03/07/2019

MEETING #3366

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<u>Date</u>	<u>Number</u>	<u>Payee</u>	<u>Account</u>	<u>Memo</u>	<u>Payment</u>	<u>C</u>	<u>Deposit</u>	<u>Balance</u>
02/15/2019			-split-	Deposit		X	705.62	3,267,422.36
			Recycling Refunds	Bins			9.84	
			Recycling Refunds	Bins			9.84	
			Recycling Refunds	Bins			19.68	
			Refunds	Municipal Agr...			646.42	
			Recycling Refunds	Bins			9.84	
			Recycling Refunds	Bin picke up in...			10.00	
02/15/2019			45000 · Investments:45...	Interest		X	3,645.71	3,271,068.07
02/21/2019	Wire	GoDaddy LLC	65000 · Operations:65...		11.99	X		3,271,056.08
02/22/2019			-split-	Deposit		X	365.23	3,271,421.31
			Recycling Refunds	Bins			9.84	
			EE Medical	March Insurance			310.39	
			Refunds	Scotts EZ Seed...			45.00	
02/22/2019			46430 · Recycling Ref...	Deposit		X	19.68	3,271,440.99
02/26/2019			43400 · Tax Levy (Bud...	Deposit		X	4,516,408.09	7,787,849.08
02/28/2019			-split-	Deposit		X	2,724.40	7,790,573.48
			Refunds				1,190.30	
			Recycling Refunds				160.00	
			EE Medical	March COBRA			1,063.71	
			EE Medical	March Health I...			310.39	
02/28/2019	AWD	Greatland	20000 · Accounts Paya...	Claim No. 81	300.24			7,790,273.24
02/28/2019	31242	Eugene Patrella	20000 · Accounts Paya...	Claim No 99	406.50			7,789,866.74
02/28/2019	31243	George Beyer	20000 · Accounts Paya...	Claim No 99	813.00			7,789,053.74
02/28/2019	31244	Jean & Charles Thuren	20000 · Accounts Paya...	Claim No 99	813.00			7,788,240.74
02/28/2019	31245	John & catherine Ro...	20000 · Accounts Paya...	Claim No 99	813.00			7,787,427.74
02/28/2019	31246	Legault,James	20000 · Accounts Paya...	Claim No 99	813.00			7,786,614.74
02/28/2019	31247	Marlene D. Patrella	20000 · Accounts Paya...	Claim No 99	406.50			7,786,208.24

MARCH 7, 2019  
Sanitary District No.7 T.O.H

Register: 10150 · TD Bank

From 02/08/2019 through 03/07/2019

Sorted by: Date and Order Entered

MEETING #3364

<u>Date</u>	<u>Number</u>	<u>Payee</u>	<u>Account</u>	<u>Memo</u>	<u>Payment</u>	<u>C</u>	<u>Deposit</u>	<u>Balance</u>
02/28/2019	31248	Richard & Rosemarie...	20000 · Accounts Paya...	Claim No 99	813.00			7,785,395.24
03/01/2019	31223	Poland Spring Water	20000 · Accounts Paya...	Claim No. 64	137.88			7,785,257.36
03/01/2019	31224	Herald Community N...	20000 · Accounts Paya...	Claim No. 82	36.00			7,785,221.36
03/01/2019	31225	Long Island Sanitatio...	20000 · Accounts Paya...	Claim No. 83	4,541.84			7,780,679.52
03/01/2019	31226	The Brake Service Gr...	20000 · Accounts Paya...	Claim No. 84	2,243.26			7,778,436.26
03/01/2019	31227	AT&T Mobility	20000 · Accounts Paya...	Claim No 85	688.08			7,777,748.18
03/01/2019	31228	Cablevision	20000 · Accounts Paya...	Claim No, 86	136.78			7,777,611.40
03/01/2019	31229	Capital Tire Service	20000 · Accounts Paya...	Claim No. 87	2,259.60			7,775,351.80
03/01/2019	31230	CSEA-EBF	20000 · Accounts Paya...	Claim No. 88	1,665.00			7,773,686.80
03/01/2019	31231	Global Montello Gro...	20000 · Accounts Paya...	Claim No 89	3,558.15			7,770,128.65
03/01/2019	31232	Home Depot	20000 · Accounts Paya...	Claim No. 90	44.88			7,770,083.77
03/01/2019	31233	Long Island Freightli...	20000 · Accounts Paya...	Claim No. 91	35.64			7,770,048.13
03/01/2019	31234	Minuteman Press	20000 · Accounts Paya...	Claim No. 92	45.00			7,770,003.13
03/01/2019	31235	Newsday	20000 · Accounts Paya...	Claim No. 93	48.00			7,769,955.13
03/01/2019	31236	RynKar,Vail & Barre...	20000 · Accounts Paya...	Claim No. 94	25,055.00			7,744,900.13
03/01/2019	31237	Snap-On Industrial	20000 · Accounts Paya...	Claim No. 95	780.00			7,744,120.13
03/01/2019	31239	UniFirst Corporation	20000 · Accounts Paya...	Claim No. 96	1,366.02			7,742,754.11
03/01/2019	31240	Verizon Recycling	20000 · Accounts Paya...	Claim No. 97	127.90			7,742,626.21
03/01/2019	31241	Walden Associates	20000 · Accounts Paya...	Claim No 98	11,475.00			7,731,151.21
03/01/2019			24350 · EE Medical	Deposit			2,348.15	7,733,499.36



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From 02/08/2019 through 03/07/2019

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MEETING #3366

<u>Date</u>	<u>Number</u>	<u>Payee</u>	<u>Account</u>	<u>Memo</u>	<u>Payment</u>	<u>C</u>	<u>Deposit</u>	<u>Balance</u>
03/01/2019	31249	Dennis Heuer	20000 · Accounts Paya...	Claim No. 99	406.50			7,733,092.86
03/01/2019			-split-	Deposit			3,154.90	7,736,247.76
			Recycling Refunds				9.84	
			EE Medical				310.39	
			Refunds	Theodore Freu...			2,834.67	
03/02/2019	AWD	Greatland	20000 · Accounts Paya...	Claim No. 81	4.06			7,736,243.70
03/05/2019	31250	Sanitary District No.7	20000 · Accounts Paya...		150,000.00			7,586,243.70
03/05/2019	31251	Sanitary District No.7	20000 · Accounts Paya...		150,000.00			7,436,243.70
03/07/2019	31252	Dorothy Gibbs	20000 · Accounts Paya...	Claim No. 99	406.50			7,435,837.20
03/07/2019	31253	Samoles,Joseph	20000 · Accounts Paya...	Claim No. 99	406.50			7,435,430.70
03/07/2019	31254	Dentcare Delivery Sy...	20000 · Accounts Paya...	Claim No. 100	1,837.50			7,433,593.20
03/07/2019	31255	Drum Industrial Sale...	20000 · Accounts Paya...	Claim No. 101	464.74			7,433,128.46
03/07/2019	31256	Gabrielli Truck Sales	20000 · Accounts Paya...	Claim No. 102	1,273.92			7,431,854.54
03/07/2019	31257	Global Montello Gro...	20000 · Accounts Paya...	Claim No. 103	2,062.10			7,429,792.44
03/07/2019	31258	Home Depot	20000 · Accounts Paya...	Claim No. 104	160.74			7,429,631.70
03/07/2019	31259	Long Island Freightli...	20000 · Accounts Paya...	Claim No. 105	78.14			7,429,553.56
03/07/2019	31260	The Brake Service Gr...	20000 · Accounts Paya...	Claim No. 106	42.28			7,429,511.28
03/07/2019	31261	The State Insurance ...	20000 · Accounts Paya...	Claim No. 107	440.31			7,429,070.97
03/07/2019	31262	UniFirst Corporation	20000 · Accounts Paya...	Claim No. 108	670.29			7,428,400.68
03/07/2019	31263	Zappa,Richard	20000 · Accounts Paya...	Claim No. 109	450.00			7,427,950.68
03/07/2019	31264	Hess Fleet Card	20000 · Accounts Paya...	Claim No. 110	331.49			7,427,619.19

MEETING #3366

Unfinished Business:

Community Development Block Grant Disaster Recovery (CDBG-DR) Program (NY Rising Community Reconstruction Program)-Commissioner Mannone stated the District is still waiting to hear back from GOSR.

Fuel Tank Project- Commissioner Lanning said the new fuel tank is on order and should be delivered in a few weeks.

2019 Election-The Board discussed the proposal from Bold Systems, as well as previous election processes.

MOTION On Motion by Commissioner Graff and seconded by Commissioner Doherty to table matters regarding the 2019 Election. Unanimously approved.

By-Laws –

MOTION On Motion by Commissioner Graff and seconded by Commissioner Horowitz to table the By-Laws update regarding election procedure. Unanimously approved.

CSEA-CBA Negotiations-Commissioner Mannone discussed waiting until after Local 553's contract is finalized before negotiating the CSEA collective bargaining agreement.

New Business

Employee Retirement-Commissioner Graff thanked Supervisor Wayne Vulture for his years of service.

MOTION On Motion by Commissioner Graff and seconded by Commissioner Doherty to accept the retirement of Wayne Vulture. Unanimously approved.

Robert's Rules-By-Laws Update-Commissioner Mannone stated he sent an update to the Board and would like the Commissioners to consider his proposal.

MOTION On Motion by Commissioner Graff and seconded by Commissioner Horowitz to accept the settlement agreement of \$300,000 between Michael Scarlata and Charles Scarlata and the District to settle the case Index number 6034662017. The settlement will be paid as follows: \$200,000 to be paid by April 8, 2019, \$33,000 to be paid by April 8, 2020, \$33,000 to be paid by April 8, 2021 and \$33,000 to be paid by April 8, 2022. Unanimously approved.

MEETING #3366

Commissioner Mannone stated the settlement took a lot of work and he thanked Commissioner Graff regarding the taxpayer lawsuit. He said this ended a chapter of money being taken inappropriately.

Commissioner Lanning made a statement regarding the Herald article from the prior week. He said John Iovino of Bender Insurance was not fired. The principles from his firm felt there was a conflict and they sent an email that they no longer wanted to represent the District.

Commissioner Lanning stated that when the District sent out RFP's for insurance, accounting and legal services the prior firms did not want to work with the District including Harris Beach and Forchelli Curto & Deegan.

Commissioner Lanning said the audience may not have seen Channel 12 News or Newsday regarding District problems. Commissioner Lanning then asked Commissioner Horowitz to step down as a commissioner because of the issues he has.

Public Comment Period:

Joseph Cibellis stated that the District's Code of Ethics states that a Commissioner that violates the Code of Ethics can be removed from office. Mr. Cibellis stated he could provide proof of gross misconduct.

Mr. Cibellis stated Commissioner Mannone assisted in writing a grievance for an employee and did not reveal his relationship to that employee. Mr. Cibellis also stated that Commissioner Mannone witnessed a female employee being harassed and that he leaked information from Executive Session.

Mr. Cibellis said that Commissioner Mannone accused employees of wrongdoing without proof. Mr. Cibellis stated that the Board gave an average of a 20% increase to the Sanitation Worker's salaries and eliminated a job title because of economic reasons. Mr. Cibellis also said that Commissioner Mannone never revealed his wife worked for Michael's Electric while the District went into contract with them for \$25,000.

Mr. Cibellis stated Commissioner Doherty never recused himself from contract negotiations and gave huge raises to Local 553. He also said Commissioner Doherty witnessed inappropriate behavior and did nothing.

Mr. Cibellis stated that Commissioner Graff's social media posts involved personnel and that the employees were not given their due process. Mr. Cibellis said that Commissioner Graff never provided proof that he no longer represented a sanitation worker in a lawsuit against the District. He also said Commissioner Graff witnessed harassment and did nothing about it.

MEETING #3366

Joseph Samoles said the Board was doing a great job and that he was pleased there is no consultant or other criminals at the District.

Ed Scharfberg questioned if money had been put aside for the GOSR project. Commissioner Mannone said that there are discretionary funds in the Building and Land Reserve for the project.

Ed Scharfberg asked how much the District has spent on accounting fees. He was told the Board did not have an exact figure, but the firm is paid on an hourly basis.

Ed Scharfberg questioned who was conducting safety training for the District. Commissioner Graff said a committee was being formed and that Supervisors and the insurance company are doing the training. Mr. Scharfberg asked if the Supervisors were trained and Commissioner Graff confirmed that they are trained.

Ed Scharfberg asked if sitting commissioners are indemnified by the District's insurance company. Commissioner Graff confirmed that they are.

Ed Scharfberg stated that while he was a commissioner it was common practice that commissioners were offered to pay for their insurance after their term if they wanted to continue benefits. Mr. Scharfberg said in 2014 the Board offered the benefits to a commissioner but she declined. Commissioner Graff stated that in April 2018 a former commissioner was put back on the dental coverage without Board knowledge.

Commissioner Mannone said he did not help write the complaint that led to the lawsuit. Mr. Scharfberg stated that on two occasions Commissioner Mannone stated that the lawsuit would go away if the worker was put back in position.

Mr. Scharfberg also stated that while he was on the Board the March 2018 Minutes could not be approved. Mr. Scharfberg stated Commissioner Mannone removed comments made by Mr. Scharfberg and waited until after Mr. Scharfberg left the Board to have the March 2018 Minutes approved.

Mr. Scharfberg stated that some members of the Board are a detriment to the District. Commissioner Mannone stated it was a shame how they started off together against anti-corruption and they no longer agree.

James Mitchell stated that he and Chairman Mannone both know that Commissioner Mannone has serious ethical and political issues. Mr. Mitchell said he has direct knowledge and proof and asked Commissioner Mannone to step down and resign from the Board. Commissioner Mannone said he tried to be fair and extend friendship and compassion towards Mr. Mitchell.

MEETING #3366

Megan Mitchell asked the Board why the District has no sexual harassment policy. Commissioner Mannone stated that there is one.

Ms. Mitchell asked if Mrs. Urli has protection when she is forced to be with the accused. Ms. Mitchell also asked if anyone has apologized to Mrs. Urli. Commissioner Mannone stated he could not comment because it is a matter of litigation.

Ms. Mitchell asked if there is any evidence that James Mitchell's position was made solely for him. Supervisor Jerry Liotti stated he had been completing job duties under the messenger position. Commissioner Mannone stated Mr. Mitchell was working out of title and that there was such corruption and positions were created to hand out jobs. Mr. Cibellis asked where the proof was for Commissioner Mannone's statement.

Ms. Mitchell asked if the District has a policy regarding cyber bullying. Commissioner Mannone stated that employees are entitled to freedom of speech.

MOTION On Motion by Commissioner Graff and seconded by Commissioner Doherty to enter into Executive Session. Unanimously approved.

EXECUTIVE BOARD went into Executive Session at 7:16 p.m. to discuss matters involving SESSION the employment history of particular persons, pending litigation and for the purpose of soliciting and receiving legal advice.

MOTION On Motion by Commissioner Horowitz and seconded by Commissioner Lanning to exit Executive Session at 10:52 p.m. Unanimously approved.

MOTION On Motion by Commissioner Graff and seconded by Commissioner Doherty to authorize Counsel to take necessary steps to prepare Article 78 complaint against Nassau County Civil Service Commission. Unanimously approved.

MOTION On Motion by Commissioner Graff and seconded by Commissioner Doherty to approve the settlement agreement between the District and James Mitchell. Commissioners Mannone and Graff opposed. Commissioners Lanning and Horowitz abstained and Commissioner Doherty approved. Motion fails.

MOTION On Motion by Commissioner Graff and seconded by Commissioner Doherty to authorize the following buy backs: Frank Catapano 10 Compensatory Days and Ted Freudenberg 15 Sick Days. Unanimously approved.

MEETING #3364

MOTION On Motion by Commissioner Doherty and seconded by Commissioner Lanning to authorize the buy back for Wayne Vurture of 77 Banked Vacation Days to go into his deferred compensation account.  
Unanimously approved.

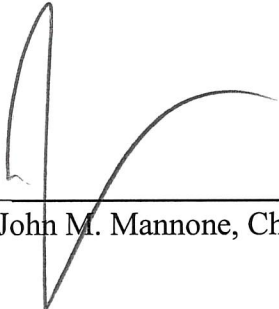
MOTION On Motion by Commissioner Graff and seconded by Commissioner Doherty transfer the District's file regarding James Mitchell from Harris Beach, PLLC to Seinrich, Kosakoff & Messina firm of Attorney Ciampoli.  
Unanimously approved.

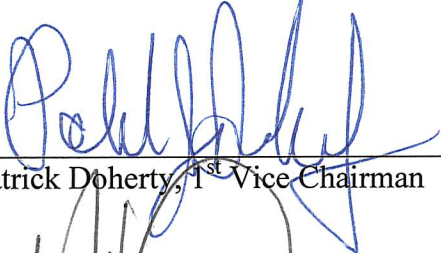
The Board will hold a Special Meeting on Thursday, March 21, 2019 at 6:00 p.m. to hold interviews for the Treasurer position.

The next General Board of Commissioners Meeting will be held on Thursday, April 4, 2019 at 6:30 p.m.

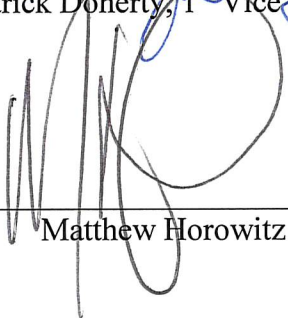
ADJOURNED On motion duly made and seconded the meeting adjourned 11:00 p.m.

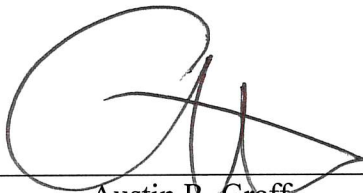
Attest

  
\_\_\_\_\_  
John M. Mannone, Chairman

  
\_\_\_\_\_  
Patrick Doherty, 1<sup>st</sup> Vice Chairman

\_\_\_\_\_  
Thomas M. Lanning

  
\_\_\_\_\_  
Matthew Horowitz

  
\_\_\_\_\_  
Austin R. Graff

