

MINUTES of the GOVERNANCE COMMITTEE MEETING of the ERIE COUNTY WATER AUTHORITY held in the office, 295 Main Street, Room 350, Buffalo, New York, on the 20th day of September 2018.

PRESENT: Jerome D. Schad, Chairman
Mark S. Carney, Vice Chairman
E. Thomas Jones, Treasurer
Terrence D. McCracken, Secretary to the Authority
Margaret A. Murphy, Attorney
Robert J. Lichtenthal, Jr. Deputy Director
Russell J. Stoll, Executive Engineer
John J. Mogavero, Chemist/Chief WTPO
Joseph T. Burns, Deputy Administrative Director
Karen A. Prendergast, Comptroller
Daniel J. NeMoyer, Director of Human Resources
Paul Whittam, Director of Water Quality

ATTENDEES: Brian Gould

ALL TO ORDER AT 9:30 A.M.

PLEDGE TO THE FLAG

I. - ROLL CALL

II. - READING OF MINUTES

Motion by Mr. Carney seconded by Mr. Jones and carried to waive the reading of the Minutes of the Governance Committee Meeting held on August 30, 2018.

DISCUSSION

None

VOTE

Ayes: Three; Commrs. Schad, Carney and Jones

Noes: None

III. - APPROVAL OF MINUTES

Motion by Mr. Carney seconded by Mr. Jones and carried to approve the Minutes of the Governance Committee Meeting held on August 30, 2018.

DISCUSSION

None

VOTE

Ayes: Three; Commrs. Schad, Carney and Jones

Noes: None

IV. – REPORTS

V. - COMMUNICATIONS AND BILLS

VI. - UNFINISHED BUSINESS

T-1 APPROVAL OF THE AMENDMENT TO THE PROPOSED POLICY NO. 94.0 (ITEM NO. 4 4/19/18)

Motion to remove from table by Mr. Schad seconded by Mr. Jones

DISCUSSION

None

VOTE

Ayes: Three; Commrs. Schad, Carney and Jones

Noes: None

T-2 ADOPTION OF POLICY NO. 96.0 (ITEM NO. 15 4/19/18)

T-11 AMENDMENT TO THE AUTHORITY’S CODE OF ETHICS RELATING TO CONDUCT OF COMMISSIONERS AND FORMER COMMISSIONERS (ITEM NO. 7 6/28/18)

VII. - NEW BUSINESS

1. Executive Session - Discussion of Executive Director Resumes pursuant to Public Officers Law §105(1)(f) (matters leading to employment)

2. Further Discussion on FOIL Policy

DISCUSSION

Chairman Schad noted that Commissioners Carney and Jones should have received the further draft FOIL policy. He added that he has reviewed it along with having had discussions with Attorney Murphy. He advised that it is ready to be approved, and the Board should act on it.

Motion by Mr. Carney to recommend to the Board of Commissioners of the Erie County Water Authority that the Authority adopt the proposed FOIL policy, seconded by Mr. Jones.

VOTE

Ayes: Three; Commrs. Schad, Carney and Jones

Noes: None

A discussion was held regarding appointing a three-member panel to the Ethics Board. Commissioner Jones advised that he would like Matthew Plunkett to serve on the panel and Commissioner Schad nominated Paul Wolf to serve on panel as well. As one more name is needed, Chairman Schad asked Commissioner Carney to propose a name at the next meeting.

Motion by Mr. Jones seconded by Mr. Carney and carried to recess at 9:40 a.m. until the end of the regular board meeting

DISCUSSION

None

VOTE

Ayes: Three; Commrs. Schad, Carney and Jones

Noes: None

Motion by Mr. Carney seconded by Mr. Jones and carried to reconvene Governance meeting at 11:10 a.m.

DISCUSSION

None

VOTE

Ayes: Three; Commrs. Schad, Carney and Jones

Noes: None

Motion by Mr. Schad seconded by Mr. Jones and carried to enter an Executive Session to discuss Executive Director resumes pursuant to Public Officers Law §105(1)(f) (matters leading to employment) and invited, along with Commissioners, Secretary McCracken, Margaret Murphy, Robert Lichtenthal and Karen Prendergast at 11:10 a.m.

DISCUSSION

None

VOTE

Ayes: Three; Commrs. Schad, Carney and Jones

Noes: None

Motion by Mr. Schad seconded by Mr. Jones carried to close Executive Session at 12:01 p.m.

DISCUSSION

None

VOTE

Ayes: Three; Commrs. Schad, Carney and Jones

Noes: None

Chairman Schad advised that the Governance committee has given direction to executive staff to do follow up and preliminary schedules hoping to finish this process by November 1, 2018.

VIII. – ADJOURNMENT

Motion by Mr. Schad seconded by Mr. Jones carried that the meeting adjourn

DISCUSSION

None

VOTE

Ayes: Three; Commrs. Schad, Carney and Jones

Noes: None

Respectfully submitted,



Terrence D. McCracken
Secretary to the Authority