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MEETING OF THE LONG ISLAND COMMISSION ON

3

AQUIFER PROTECTION

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6

September 14, 2016

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9:31 a.m.

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260 Motor Parkway

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Hauppauge, New York

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Erika Gunther, RPR

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Court Reporter

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2 APPEARANCES:

3 Frank Koch, Chair
Suffolk County Water Authority

4
5 Stan Carey
Nassau-Suffolk Water Commissioners Association

6 Jeffrey W. Szabo
Suffolk County Water Authority

7
8 Walter Dawydiak
Suffolk County Commissioner of Health

9 Don Irwin
Nassau County Commissioner of Health

10
11 Brian Schneider
Nassau County Commissioner of Public Works

12 Chris Ostuni
Nassau County Legislature Presiding Officer

13
14 Jared Hershkowitz
Suffolk County Presiding Officer

15 Sarah Meyland
Nassau County Legislature Minority Leader

16
17 Paul Granger
Port Washington Water District

18 Steve Colabufo
Suffolk County Water Authority

19
20 Irene Fisher
U.S. Geological Survey

21 Carrie Meek Gallagher
New York State DEC

22
23 John C. Milazzo
Suffolk County Water Authority

24 Gerry Ottavino

25 Karen Blumer

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P R O C E E D I N G S

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MR. SZABO: We've been

4

trying to set up this meeting

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with, I think, primarily Jared but

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obviously, you know, everyone is

7

welcome to discuss some of the

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issues with the State of the

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Aquifer Report and the draft and

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some concerns related to

11

public-private engagement and also

12

the groundwater resource

13

management plan in 2017.

14

Steve Colabufo has been

15

shepherding this through. Do you

16

want to start with any particular

17

insight?

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MR. COLABUFO: Well,

19

regarding the State of the Aquifer

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Report, it's 99.99 percent done.

21

There's just a few typographical

22

errors which I had hoped to have

23

corrected by now, but the

24

gentleman from Horizon Concepts,

25

they had a problem internally,

1 Proceedings
2 server crash, whatever, and took
3 about three weeks to get the
4 latest, and I had suggested
5 corrections. He didn't make them
6 all, so what we've got out there
7 is complete in terms of content,
8 but there's one or two
9 typographical errors, and it's
10 really stylistic things that I've
11 noticed.

12 I did incorporate all the
13 comments -- virtually all the
14 comments I received into the
15 report in some fashion. There was
16 a couple of comments that were
17 maybe points of disagreement that
18 I didn't incorporate in there, so
19 there's still room on that, but
20 it's essentially complete.

21 Contentwise I've got Walt
22 from the health department to get
23 me two sections: One on
24 pesticides, one on sea level rise,
25 and so contentwise I believe it's

1 Proceedings
2 done. There may still be some
3 extraneous issues which have to be
4 spoken about here. That's it, in
5 a nutshell.

6 MR. SZABO: Is there
7 anything in particular related to
8 the content that we want to --

9 MR. HERSHKOWITZ: Are we
10 talking about P3 or are we talking
11 about the report?

12 MR. SZABO: P3.

13 MR. HERSHKOWITZ:
14 (Inaudible) is the next section.

15 MR. SZABO: I thought this
16 was a meeting to discuss both
17 those things that you had issues
18 with, both the State of the
19 Aquifer Report content as well
20 as --

21 MR. HERSHKOWITZ: That's
22 not what I was told. I thought
23 this was a P3 committee meeting.

24 MR. SZABO: Let's go with
25 P3.

1 Proceedings

2 MR. HERSHKOWITZ: We can
3 talk about that at the LICAP
4 meeting. That was part of the
5 agenda. Let's not waste time with
6 that. Do we all agree with that?

7 MR. SZABO: Sure.

8 MR. HERSHKOWITZ: P3 was
9 submitted in February -- the last
10 time I submitted was February.
11 From February until Steve
12 contacted me in July there were no
13 comments, no references. We had a
14 meeting. As a result of that I
15 accepted some criticism and
16 rejected some others. We had a
17 really good meeting.

18 MR. SZABO: Is this the
19 meeting at Dvirka Bartilucci?

20 MR. HERSHKOWITZ: Yeah,
21 that was the last one, and Gerry
22 was there, and unfortunately Karen
23 wasn't. We obviously -- the
24 dispute -- let me step back,
25 because I think a little history

1 Proceedings

2 is a positive.

3 P3 has always received, for
4 the most part, positive response
5 from people. I received extensive
6 e-mail from Stan Carey, extensive
7 from Tony, Karen, Gerry.

8 MR. MEYLAND: We talk.

9 MR. HERSHKOWITZ: We talk
10 all the time.

11 A lot of P3 has always
12 received positive reinforcement,
13 particularly 1 through 6 and 1
14 through 7.

15 When we got to the business
16 side, you and I had conversations
17 about it, and we talked about how
18 P3 would be implemented, that
19 seems to be -- and that was
20 obviously Tony's concern.

21 Although Tony represented DEC, he
22 liked most of P3. He liked it.

23 Stan, as head of the Water
24 Supplier Association, liked a lot
25 of P3, and so it was --

1 Proceedings

2 MR. SZABO: We're talking
3 about --

4 MR. HERSHKOWITZ: --
5 confusing.

6 MR. SZABO: Can I interrupt
7 a minute?

8 MR. HERSHKOWITZ: Yeah.

9 MR. SZABO: You're talking
10 about the three-page or four-page
11 draft that you submitted?

12 MR. HERSHKOWITZ: Yeah. I
13 use the acronym so I could get a
14 handle on it. I said it from the
15 very beginning. This was only to
16 spur conversation and hopefully
17 for this thing to grow into a
18 full-fledged plan. I never
19 represented this as a complete
20 thing.

21 MR. SZABO: Right.

22 MR. HERSHKOWITZ: We need
23 to go over the finance, and we
24 needed to go -- and the biggest
25 problem was how to implement it.

1 Proceedings

2 What I'm trying to tell the group
3 here is P3 has always had support
4 from most of the members of LICAP
5 that responded, okay, all of the
6 members.

7 MR. SZABO: I don't think
8 that's a question.

9 MR. HERSHKOWITZ: Yeah.

10 MS. BLUMER: I thought we
11 were supposed to be focusing on
12 number 10, the recommendations.

13 MR. HERSHKOWITZ: I'm
14 getting there. I'm just reviewing
15 that we all agree somehow that
16 aspects of P3 or a good chunk of
17 P3 or all of P3 or whatever, we
18 were going to look at, and I think
19 you said, Jeff, this might be
20 moved -- you know, when we get to
21 March, this might be moved to the
22 recommendation section, might be
23 its own thing. We didn't know. I
24 was looking forward to this
25 meeting.

1 Proceedings

2 As we continue to flesh out
3 P3, and I'm going to represent
4 this clearly, to me P3 is the only
5 plan that -- I'm going to use the
6 word attacks the problems of
7 contaminants in our drinking,
8 surface and coastal waters, for
9 the most part across the board, at
10 the source, not as a reactive to
11 contamination but as a preventive
12 to contamination, and I always
13 represented that this is a
14 long-term plan, a 20-year plan.

15 As a matter of fact, if you
16 look at County Executive Bellone's
17 plan, some aspects of it were
18 included in P3 two years ago, and
19 those were rebates and incentives
20 to change over the septic systems
21 in 360,000 homes to
22 nitrogen-reducing systems, and I
23 even made the statement two years
24 ago that the State of Maryland had
25 done what we are doing in Suffolk

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Proceedings

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County in 2007, but it was still

3

positive that we did it for two

4

reasons.

5

Number one, the technology

6

has gotten better, and we needed

7

to relook at some of the newer

8

technologies, and what Mr. Bellone

9

was doing was obviously very

10

positive.

11

And number two, the most

12

important aspect, is that the

13

proposal brought to the public eye

14

the imperative that we need to

15

take action, so I -- I look at P3,

16

and I'm very proud of it in that

17

maybe it had some influence,

18

whatever, it doesn't really

19

matter. Those of you who know me

20

know that ego is not part of this.

21

I've been asked to run for office

22

many times. I've turned it down.

23

That's not me.

24

I don't speak to the

25

newspapers. I don't speak to

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Proceedings

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Channel 12. Danielle Campbell

3

came to me the other day. I don't

4

want to be on camera. That's not

5

my purpose, okay. My purpose,

6

like any activist, is personal.

7

When I had prostate cancer,

8

did I look at why I had it? Was

9

it possible that I grew up on Long

10

Island and was drinking with water

11

with nitrogen in it and didn't do

12

anything about it. (Inaudible) is

13

it a link? They don't know.

14

Whatever it is.

15

My friends with breast

16

cancer or pancreatic cancer or

17

illnesses or asthma or we even

18

have autism listed in our plan --

19

our report. These are linkages.

20

There's no proofs. I understand

21

that.

22

MR. SZABO: Let's get --

23

MR. HERSHKOWITZ: But

24

what --

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MR. SZABO: -- back to P3.

1 Proceedings

2 MR. HERSHKOWITZ: Yes.

3 MR. SZABO: What you're
4 looking for is a revision to the
5 draft to include in the State of
6 Aquifer Report?

7 MR. HERSHKOWITZ: No, no.
8 This has to be part of the
9 management.

10 MR. SZABO: Okay. The 2017
11 ground water plan --

12 MR. COLABUFO: One of the
13 reports within it.

14 MR. HERSHKOWITZ: Do you
15 believe --

16 MR. COLABUFO: I believe
17 there should be a section on
18 education and public-private
19 partnerships.

20 MR. HERSHKOWITZ: Or at
21 least talked about in the report.

22 MR. COLABUFO: One of the
23 chapters of the ground water
24 management plan, the idea of
25 getting the public, the general

1 Proceedings

2 public, greater involved in their
3 water supply.

4 MR. SZABO: That's part of
5 that report.

6 MR. COLABUFO: I think the
7 way the report is written is maybe
8 a point of disagreement.

9 MR. HERSHKOWITZ: I said I
10 was totally open.

11 MR. BLUMER: Do you have a
12 copy of the way it's written?

13 MR. COLABUFO: It's all
14 prototype right now. It's all
15 putty that we're molding.

16 MR. HERSHKOWITZ: This is
17 the last revision from me. This
18 is a revision that Steve did.

19 MR. COLABUFO: Let's call
20 it a prototype. It's not a
21 revision of anything. It's a
22 creation.

23 MR. HERSHKOWITZ: We're in
24 discussion mode. That's what
25 committees are for.

1 Proceedings

2 MR. SZABO: I don't really
3 think there's opposition from
4 anybody that P3 should be part of
5 the ground water management plan.
6 I think if there was some
7 discussion it was related to -- in
8 this draft we got from you, there
9 was a lot of tax this, go after
10 that business, implement this,
11 implement that, and when, I think,
12 some of us look at P3s and look at
13 dealing -- forming partnerships
14 and collaborating working with
15 businesses and engaging the public
16 overall, it's a little bit more
17 broad than just the idea of tax,
18 let them pay for this, you know,
19 and I think that was our concern.
20 That we need to -- we had
21 plenty -- we have time. Let's
22 take a step back and, sort of,
23 pull together people who can
24 contribute to this discussion and
25 put together something that's a

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Proceedings

little bit more broad based.

MR. HERSHKOWITZ: I said
that from the beginning.

MR. KOCH: I agree.

MR. HERSHKOWITZ: But we
waited eight months to start
really talking about this.

MR. SZABO: Have you called
a meeting?

MS. BLUMER: Excuse me, I
thought that we were here
specifically to discuss -- yeah,
you know, some of our suggestions,
I personally think they are
limited, and I haven't had time to
send more comments to Jared, I'm
sorry, but this number 10 that you
were objecting, you know,
leadership, to us putting in a
management approach being an
entity, and that's why we're here
to discuss this. We'd like to
keep that in.

MR. SZABO: In what?

1 Proceedings

2 MR. KOCH: As a
3 recommendation at the end of P3?

4 MS. BLUMER: Yeah.

5 MR. COLABUFO: If you're
6 going to do -- we're jumping here,
7 but that's fine. If you're going
8 to do P3, included in a P3
9 proposal needs to be a mechanism
10 to make this happen, so I -- I use
11 the concept of the Long Island
12 Aquifer Recovery Act, which we
13 discussed, and you and I differed
14 in our vision as to whether we
15 should be telling the legislators
16 what to do, we should be offering
17 my vision, we should be offering
18 choices for them to do, and I
19 don't want to represent what you
20 said, but my impression was that
21 that's not what we should be
22 doing. We should be putting out
23 these things and let them decide
24 how to do it.

25 MR. HERSHKOWITZ: I think

1 Proceedings
2 the first thing is let's
3 identify --

4 MR. COLABUFO: The
5 management plan is an
6 identification of action, which
7 you and I agreed with a hundred
8 percent.

9 MR. SZABO: Identify State
10 of the Aquifer, identify, do that,
11 groundwater --

12 MR. COLABUFO: Now we're on
13 a plan.

14 MR. SZABO: Exactly, and
15 one of the resolve clause that
16 made clear, and I hope to clear up
17 that misconception at the health
18 community, and I think there's
19 been a lot of misinterpretation
20 out of resolve clause and whereas
21 clause, it does say management
22 opportunities. That can be --
23 that's so broad based. It could
24 be anything, so I think that works
25 to our advantage.

1 Proceedings

2 MS. BLUMER: Legislator
3 Spencer was very clear. We have a
4 crisis. We're appointing you to
5 do (inaudible) solution. Action.
6 He was big on action, and I mean,
7 he gave you a personal, what did
8 he call it, personal warning or
9 caution.

10 MR. HERSHKOWITZ: Charge.

11 MR. SZABO: I don't know if
12 there was a warning.

13 MR. HERSHKOWITZ: Watch the
14 videotape. It was a charge.

15 MS. BLUMER: Personal
16 caution, that's what he said.
17 It's right on the tape. We
18 watched the tape. That, you know,
19 and he said it very clear, kind of
20 jokingly, but we got the point.

21 MR. KOCH: I didn't hear
22 him say create a management group.
23 I heard him say definite
24 recommendations. That's what I
25 heard.

1 Proceedings

2 MS. BLUMER: No, no, no,
3 action.

4 MR. KOCH: He said, I want
5 to see defined recommendations
6 coming out of the plan.

7 MS. BLUMER: More than once
8 he said actions.

9 MR. MILAZZO: Okay, okay.
10 You have the tape. We'll go to
11 the videotape.

12 What do we have on the
13 agenda for today's meeting?
14 Number six, isn't that definitive
15 action by LICAP to discuss future
16 management opportunities? Isn't
17 that what you're all asking for?

18 MR. HERSHKOWITZ: Well,
19 for -- let me separate --

20 MR. MILAZZO: Because I
21 want to be sure I understand.

22 MR. HERSHKOWITZ: P3, I've
23 been is asking -- we've all had
24 discussions, how does this get
25 implemented? We can't do a

1 Proceedings
2 wholistic attack in a piecemeal
3 way. That's what we've been doing
4 for 50 years, so if we're going to
5 look at P3, and I agree with Jeff,
6 P3 needs to be fleshed out, the
7 finances behind it, exactly
8 what -- you know, but we can put
9 generalities in a P3 plan and let
10 the legislators flesh that out or
11 we can spend time now and March
12 fleshing it out, but there needs
13 to be, at least for me, a
14 recommendation for a mechanism for
15 implementation.

16 My recognition was the end.
17 You know, we care very strongly
18 about that. As a matter of fact,
19 I differ with them. I think we
20 need a regional entity, including
21 Brooklyn and Queens, because,
22 after all, the aquifer knows no
23 geographical bounds.

24 MS. BLUMER: Ed Romaine
25 agrees with you.

1 Proceedings

2 MR. HERSHKOWITZ: I know he
3 agrees with me. I agree with him
4 on a lot of things, but the point
5 is, if we're going to do a P3
6 section in the management plan
7 there needs to be some methodology
8 offered. There could be many
9 different methodologies offered to
10 implement the plan.

11 Now, what I said to Steve
12 and I will say publically -- Steve
13 and I had a private meeting, which
14 I was really uncomfortable with,
15 but we decided to do it because I
16 love Steve -- was that I'm open,
17 okay, to removing it provided in
18 the management plan there are
19 entity choices listed, because
20 then we're duplicating things, but
21 if we can form the committee to
22 explore management
23 opportunities --

24 MR. KOCH: Has anybody
25 asked Jared to remove number 10 --

1 Proceedings

2 MR. HERSHKOWITZ: Yes.

3 MR. KOCH: -- from the
4 report?

5 MS. BLUMER: You have
6 asked.

7 MR. HERSHKOWITZ: At the
8 last meeting I think Jeffrey
9 asked.

10 MR. KOCH: I don't think
11 anybody asked.

12 MR. MILAZZO: I don't
13 remember asking you both.

14 MR. HERSHKOWITZ: What was
15 that?

16 MR. KOCH: I'll be honest,
17 I think the groundwater plan,
18 which still hasn't -- 2017 is
19 going to include your report, and
20 you talk wholistic, we're going to
21 have wholistic recommendations,
22 and that very well may be one of
23 the recommendations, your one
24 report -- your half of one report
25 for P3. There's another public

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Proceedings

education part. We've got to get that all together yet.

MR. HERSHKOWITZ: I would agree.

MR. SZABO: Call -- have you called a committee meeting?

MR. HERSHKOWITZ: No. Bill was supposed to -- Bill was head of my group. Bill calls the meeting.

MR. SZABO: Call a meeting. We will open it up to others.

MR. HERSHKOWITZ: I started calling Bill. There was no response, because Bill seems to have been, kind of, lost.

MR. COLABUFO: He started having --

MR. HERSHKOWITZ: I apologize for not realizing that he wasn't there, but it's not my responsibility to call meetings when I call the head of committee and he's not responding.

1 Proceedings

2 MR. MILAZZO: He may have
3 business matters. He's a
4 volunteer. I wouldn't read into
5 his inability to call back.

6 MR. HERSHKOWITZ: Very
7 quickly after our meeting, Steve
8 will testify to that, based on
9 your renovations.

10 MR. SZABO: We'll have a
11 meeting. We'll open it up to
12 other folks. It's focused on 2017
13 groundwater management plan. I'm
14 sure there will be a lot of
15 discussion. I don't think there
16 is any opposition. I've not heard
17 any opposition to including that.
18 If -- I think if there was, sort
19 of, a disconnection between
20 including and not including it was
21 whether it was going to be in the
22 State of the Aquifer Report, and
23 that may have been a
24 misunderstanding --

25 MR. HERSHKOWITZ: No, that

1 Proceedings

2 was --

3 MR. COLABUFO: Or also
4 maybe a separate report on entity,
5 management options, things like
6 that, because I had a completely
7 different idea of what education
8 and public-private partnership was
9 going to be, and I didn't think it
10 was going to be a management
11 entity. It was really going to be
12 business and water supplier
13 relationships.

14 MR. SZABO: I think that's
15 to be decided.

16 MR. KOCH: I think that's
17 why it's a work in progress.

18 MR. SZABO: You have a
19 small group that is advocating for
20 a particular entity, entity,
21 entity, but I don't think we're
22 there yet. I think this will work
23 out through discussion of the
24 larger community.

25 MS. BLUMER: I have a

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Proceedings

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question. Are you open today to

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going beyond just a mere

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discussion of entity to appointing

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a subcommittee? You, you know --

6

MR. SZABO: Again, I'm

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confused. Is this -- forgive me

8

if I'm not clearly understanding

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this, but this discussion about an

10

entity, I'm getting the impression

11

that you want that to take place

12

in the P3 category subcommittee.

13

MR. HERSHKOWITZ: No. I

14

will repeat what I said.

15

MS. BLUMER: No.

16

MR. MILAZZO: Is there a

17

consensus on your side? Is there

18

a consensus that P3 is the

19

solution?

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MS. BLUMER: No way.

21

MR. MILAZZO: It's just a

22

conversation.

23

MS. BLUMER: P3 is one

24

little part of the water elephant,

25

one little part, and though

1 Proceedings
2 Michael White and I don't agree on
3 a whole lot of things, but he's
4 the only one at this leadership
5 table who has pointed out, Karen
6 is right. This is a government
7 situation. This is not a
8 technical -- we've got technical.
9 We've got regulators. No, we're
10 in a governance crisis. Nobody is
11 mentioning entity, and we can't
12 have, like, the water authority
13 here and DEC there.

14 MR. KOCH: I don't think
15 there's any facts behind that.

16 MR. SZABO: You can't
17 say --

18 MR. HERSHKOWITZ: She means
19 no one group.

20 MS. BLUMER: There is no
21 one management.

22 MR. MILAZZO: State of New
23 York.

24 MS. BLUMER: I (inaudible)
25 and listen to all of you guys

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Proceedings

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talking, and one of the major

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conversations at almost every

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meeting is, We don't even have a

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central database. We can't share

6

data. You know, come on we've

7

been --

8

MR. SZABO: Karen, what are

9

you talking about, because we have

10

a central database.

11

MR. KOCH: We do.

12

MR. SZABO: For what, test

13

results?

14

MS. BLUMER: Do you have an

15

up-to-the-minute data feed that

16

includes the data from the last

17

50 years that you can actually see

18

what the aquifer looks like and

19

where water intrusion is coming in

20

and which water district actually

21

needs some help? No, you do not.

22

MR. SZABO: Who has that.

23

MS. MEYLAND: It doesn't

24

exist.

25

MS. BLUMER: We're in 2016

1 Proceedings

2 and it doesn't exist.

3 MR. SZABO: I'm sorry. I
4 thought you were talking about
5 managing or having access to data
6 through test results.

7 MR. MILAZZO: That's an
8 example, right, of a management
9 opportunity, so identify it and
10 then we can -- the entity -- LICAP
11 can act on that as part of the
12 plan, but that's a perfect example
13 of management opportunity.

14 MS. BLUMER: LICAP does not
15 have the kind of authority. We
16 need a governance body.

17 MR. HERSHKOWITZ: LICAP
18 is -- no one is saying --

19 MR. MILAZZO: You're never
20 going to escape the circle that
21 I -- this is what I'm hearing:
22 LICAP can't do it because they
23 don't have the authority, but they
24 shouldn't -- there needs to be an
25 entity with the authority. All

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Proceedings

LICAP can do -- all LICAP can do
in -- my reading of the law is:
Here is things that we recommend,
and what I'm hearing from Jared is
as part of that recommendation
should be some P3, a P3 variant
that includes maybe a compact,
maybe a management entity.
That's -- let's agree that's all
LICAP can do, and what I'm also
hearing is --

MR. HERSHKOWITZ: No, the
difference is.

MR. MILAZZO: Let me
finish. We let you finish.

The disagreement that
you're bringing to the table today
is we haven't had the opportunity
to suggest that this should be
part of the plan; that this is an
opportunity for a management
regime or this is an entity.

What you're hearing today
from Jeff is: Make those

1 Proceedings
2 recommendations, and they can be
3 included as part of the plan as
4 some section -- as management
5 opportunity. Here is an entity --

6 MR. HERSHKOWITZ: I have --

7 MR. MILAZZO: Again, this
8 goes in the plan, not a state of
9 the aquifer, and your hearing --
10 there will be meetings on this,
11 but Karen, that's all LICAP can
12 do. LICAP will not be the entity
13 saying, This is how much water.
14 It's not going to be --

15 MS. BLUMER: You're
16 absolutely right.

17 MR. MILAZZO: It doesn't
18 have the authority to do that.

19 MS. BLUMER: You couldn't
20 be more right.

21 MR. MILAZZO: First time.

22 MS. BLUMER: They're only
23 one part of this whole discussion,
24 but we're not having the
25 discussion. This kind of

1 Proceedings

2 discussion should be going on in
3 the subcommittee.

4 MR. MILAZZO: Jeff has
5 said --

6 MR. KOCH: I have an issue
7 with a subcommittee on a
8 recommendation where we didn't get
9 the plan yet.

10 MR. HERSHKOWITZ: No, no,
11 you're putting the cart before the
12 horse.

13 MR. KOCH: I don't think
14 so. I think I'm put the horse
15 before the cart. What happens is
16 the ground water plan has to be --
17 we're going to get a
18 recommendation. One of them will
19 be these management opportunities.

20 MR. HERSHKOWITZ: Okay. We
21 need a subcommittee to research
22 this.

23 MR. KOCH: Maybe. We're
24 going to, you know, have 10
25 recommendation, 20 recommendation.

1 Proceedings

2 Let's flesh it out first.

3 MR. HERSHKOWITZ: Flesh it
4 out in committee, not --

5 MS. BLUMER: You're --

6 MR. HERSHKOWITZ: That's
7 substantially structured --

8 MR. KOCH: No, no, I
9 disagree. What happens is the
10 committees do single reports.
11 Together, okay --

12 MR. HERSHKOWITZ: The
13 committee --

14 MR. KOCH: -- this report
15 becomes one.

16 MR. HERSHKOWITZ: I want to
17 rephrase your words.

18 MR. KOCH: Okay. You're
19 going to hang me on a word or are
20 we going to try to get this done?

21 Is -- let me talk. What
22 happens is these reports come
23 together. Each report has
24 recommendations. What we're going
25 to do is have a summary of

1 Proceedings
2 recommendations. Okay, not every
3 recommendation, I believe, from
4 every report is going to be
5 recommended to the legislators.
6 It would be too cumbersome. We
7 have to give them maybe 10, maybe
8 20. We'll flesh that out and have
9 detailed recommendations on that.
10 One of them may be this management
11 opportunity, but to have a
12 subcommittee on one possible
13 recommendation right now is
14 premature.

15 MS. BLUMER: It's not one
16 possible recommendation. This
17 conversation is going on outside
18 LICAP. LICAP is the (inaudible).
19 You aren't in the ballpark yet.
20 You missed 12 hours of hearings.
21 It's -- over and over there were
22 two threads: We're in crisis, and
23 it's way beyond what 50 years and
24 even the last report has done.

25 MR. KOCH: I'm sorry, what

1 Proceedings

2 50 years?

3 MR. HERSHKOWITZ: We have
4 four minutes before the meeting
5 starts.

6 MS. BLUMER: We know what
7 the problem is. You should have
8 listened to the 12 hours. Every
9 other speaker or every speaker, we
10 know what the problem is. We
11 don't know what the solution is.

12 The other thread that went
13 through there, which, to your
14 surprise, was entity, and we're
15 missing --

16 MR. SZABO: We're not
17 surprised. We have elected
18 officials that are being asked
19 what can be done. What do you
20 think they're going to say? We
21 all support long-term health of
22 the aquifer, maybe no more than
23 the water providers.

24 MS. BLUMER: Those are
25 empty words.

1

Proceedings

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MR. SZABO: They're not.

3

MS. BLUMER: How --

4

MR. MILAZZO: Karen --

5

MR. SZABO: You have --

6

MS. BLUMER: We want a

7

specific subcommittee that has

8

discussions like this. Like,

9

Jeff's conservation working group

10

is great, because everybody --

11

MR. SZABO: You just

12

criticized --

13

MS. BLUMER: No, but that's

14

on conservation, and again,

15

conservation, you know, when one

16

side of the mouth is saying we

17

have to conserve and educate, but

18

the other one, you know, is a

19

whole different message, but

20

anyway.

21

MR. KOCH: What message,

22

and why are you vague about the

23

message?

24

MR. HERSHKOWITZ: Frank,

25

Karen, let me speak for a second.

1 Proceedings

2 MR. KOCH: I know.

3 MR. HERSHKOWITZ: I want to
4 clarify.

5 MR. SZABO: We have to wrap
6 this up.

7 MR. HERSHKOWITZ: That's
8 why I'm jumping in.

9 MS. BLUMER: Is there an
10 objection to appointing a
11 subcommittee to focus on this?

12 MR. SZABO: On management
13 opportunities?

14 MS. BLUMER: Management
15 opportunities --

16 MR. SZABO: I think there's
17 an agenda item.

18 MR. MILAZZO: Still number
19 6.

20 MR. HERSHKOWITZ: I don't
21 understand. The objection I hear
22 continuously is that it's
23 premature. I can't imagine --

24 MR. MILAZZO: You're not
25 hearing that anymore. It was

1 Proceedings
2 premature when it was State of the
3 Aquifer.

4 MR. KOCH: For the plan --

5 MR. HERSHKOWITZ: You're
6 now open to forming a committee?

7 MR. KOCH: Ground water
8 management plan, it definitely has
9 to be at least discussed.

10 MR. HERSHKOWITZ: Between
11 now and March is not a long period
12 of time. We need to have that
13 committee meeting to explore
14 different opportunities to offer
15 to LICAP.

16 MR. KOCH: We will bring it
17 to the board.

18 MR. HERSHKOWITZ: It's up
19 to the chair to appoint a
20 committee.

21 MS. BLUMER: Are you open
22 to appointing it? Because you're
23 right, nobody has voted on any
24 other subcommittees. Jeff just
25 said -- waved a wand and said --

1 Proceedings

2 MR. HERSHKOWITZ: The
3 chairman has that capability.

4 MR. CAREY: This is Stan
5 Carey. I'm on the board of LICAP.

6 Jeff didn't wave a wand.
7 There was no opposition or any
8 comments about creating that
9 subcommittee. There has been very
10 much quite a bit of opposition to
11 this entity, so there's a big
12 difference. It's not a magic
13 wand.

14 MR. HERSHKOWITZ: Your
15 opposition term was premature, not
16 opposition. The word was --

17 MR. SZABO: I would have a
18 problem --

19 MR. HERSHKOWITZ: Is that
20 correct?

21 MR. SZABO: If management
22 opportunities is interpreted as
23 creation of a new entity, I
24 have --

25 MR. HERSHKOWITZ: No, no,

1 Proceedings

2 choices for.

3 MS. BLUMER: That's what
4 you directed to do.

5 MR. HERSHKOWITZ: Choices
6 for.

7 MR. SZABO: You don't
8 understand. You don't understand
9 it. Our attorney here who wrote
10 the bill can interpret it for you.

11 MR. HERSHKOWITZ: What I --

12 MR. SZABO: Please let me
13 finish.

14 If it's management
15 opportunities --

16 MR. MILAZZO: It's a
17 whereas.

18 MR. SZABO: If it's
19 management opportunities, which is
20 broad --

21 MS. BLUMER: You're missing
22 what we mean.

23 MR. SZABO: -- which may
24 encompass many different aspects,
25 one that may be some sort of

1 Proceedings

2 entity.

3 MR. HERSHKOWITZ: I think
4 the confusion is between what your
5 intent was and what the
6 legislators are hearing.

7 MR. SZABO: No.

8 MR. HERSHKOWITZ: Let me
9 finish. I let you.

10 MR. MILAZZO: Do you
11 understand the difference between
12 a resolve clause and a whereas
13 clause?

14 MR. HERSHKOWITZ: John,
15 please.

16 When I've spoken to
17 legislatures in both Nassau and
18 Suffolk, it is their belief that
19 they were going to be seeing
20 different choices for a new
21 entity, which that term is
22 included in the resolution, so
23 maybe they didn't read it
24 carefully, but it is -- Legislator
25 Hahn at the hearings said she's

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Proceedings

2

waiting to hear from a new entity.

3

Spencer indicated he's interested

4

in it, and others have said

5

they're very interested to hear

6

LICAP. A lot of people are

7

putting a lot of pressure on it,

8

because they think --

9

MR. SZABO: There's no

10

pressure.

11

MR. HERSHKOWITZ:

12

-- LICAP --

13

MR. MILAZZO: I get it.

14

We're rapping up.

15

You have number 6 today on

16

the agenda, discussion related to

17

future management opportunities,

18

so what we have is the issue of

19

what does that mean, and again,

20

there's not consensus anywhere

21

that P3 is the answer, and that's

22

okay, because the hardest part is

23

to write first draft and work on

24

that and that's fine.

25

I think you should have

1 Proceedings
2 that discussion as part of LICAP,
3 and if there's a committee
4 established they can discuss
5 opportunities, and opportunities
6 may include entities and may be
7 odd/even water. Those are all
8 opportunities, and that's -- it
9 is. That's what the word
10 opportunity means.

11 MS. BLUMER: All right.

12 MR. HERSHKOWITZ:
13 Management opportunities, not just
14 opportunity.

15 MR. MILAZZO: That comes
16 back to the commission, and the
17 commission members can vote on
18 accepting pieces of a report or
19 not accepting them. That's the
20 process.

21 MR. HERSHKOWITZ: The
22 chairman of the commission also
23 has the ability in part of the
24 procedure to appoint a committee.

25 MR. MILAZZO: You're

1 Proceedings
2 getting that. Number 6 is the
3 discussion.

4 MS. BLUMER: I want to
5 mention, Stan has talked -- spoken
6 twice now in a public meeting
7 about the there is some
8 preconceived idea of what an
9 entity would be. He mentioned
10 State-controlled entity that would
11 control Long Island. No way.
12 Nobody mentioned that except a
13 handful of people.

14 MR. CAREY: Who else has
15 the authority to do that? The
16 County doesn't.

17 MR. HERSHKOWITZ: Counties
18 can. I consulted an environmental
19 attorney.

20 MR. CAREY: The County
21 could take duties --

22 MR. HERSHKOWITZ: Two
23 Counties can.

24 MR. CAREY: -- that New
25 York State DEC has?

1 Proceedings

2 MR. HERSHKOWITZ: Two
3 Counties can.

4 MR. CAREY: I don't know
5 that that's true.

6 MR. MILAZZO: I haven't
7 heard that.

8 MR. HERSHKOWITZ: I can
9 give you the thinking of the
10 environmental attorney. This is a
11 Federal issue.

12 MR. MILAZZO: It's a State
13 resource.

14 MS. BLUMER: Your question
15 is very telling, because State
16 legislature can approve whatever
17 we as whole group, as a community,
18 LICAP, LINAP, whatever is going to
19 be contributing, or something that
20 is better that's not controlled by
21 the State or County or LICAP but
22 is a kind of entity we're going to
23 have to create, because I'm
24 convinced -- I have elected seven
25 nominations already for what

1 Proceedings

2 entities exist already. One is
3 Sarah's Compact, only one. That
4 is not the end all and be all.

5 MR. MILAZZO: What are the
6 other six?

7 MS. BLUMER: We've got some
8 other --

9 MR. SZABO: Why don't you
10 form a subcommittee -- why don't
11 you present your recommendations?

12 MS. BLUMER: No, that's the
13 subject I believe --

14 MR. HERSHKOWITZ: That's
15 what a committee does. It works
16 through all the different choices.

17 MR. SZABO: Or at the
18 committee meeting present --

19 MR. HERSHKOWITZ: Form the
20 committee, and we will have a sit
21 around.

22 MR. SZABO: I don't think
23 there's an opposition. I don't
24 see why --

25 MR. HERSHKOWITZ: There's

1 Proceedings

2 no opposition.

3 MR. SZABO: Do you know of
4 any opposition to look at
5 management opportunities?

6 MR. HERSHKOWITZ: Yes.

7 MR. SZABO: Is there
8 opposition?

9 MR. KOCH: I don't think --

10 MR. MILAZZO: Sarah, what
11 are your thoughts? You've been
12 very quiet.

13 MS. MEYLAND: If a
14 committee is established, which is
15 what we've continued to ask for,
16 and you're saying it may look at
17 conservation issues and other
18 things, but within that context it
19 has to also look at the governance
20 side of how we make this all work,
21 and that's really what we're
22 asking for.

23 MS. BLUMER: That's --

24 MR. MILAZZO: Let me -- the
25 response, just so we're on the

1 Proceedings
2 same page, and I think we are, is
3 that would be a LICAP
4 recommendation, if adopted by
5 LICAP, to whomever, because LICAP
6 couldn't --

7 MR. HERSHKOWITZ: Correct.

8 MR. MILAZZO: It would just
9 be a recommendation. I've heard
10 two different things, that LICAP
11 should do that.

12 MR. HERSHKOWITZ: No, no.
13 I never said that.

14 MR. MILAZZO: Today you
15 did -- not you.

16 It would be a
17 recommendation out of LICAP
18 subcommittee to LICAP committee.

19 MR. HERSHKOWITZ: Correct.

20 MR. MILAZZO: Maybe
21 included in the plan.

22 MR. HERSHKOWITZ: Correct.

23 MR. MILAZZO: If included
24 in the plan, that plan then gets
25 floated to whomever.

1 Proceedings

2 MS. BLUMER: Exactly.

3 MR. HERSHKOWITZ: Correct.

4 If Frank is amenable we can
5 form the subcommittee today.

6 MR. KOCH: I wasn't told
7 subcommittee was -- I heard
8 subcommittee was supposed to be to
9 form an entity.

10 MR. HERSHKOWITZ: No, not
11 to form an entity, to offer entity
12 opportunities or management
13 opportunities.

14 MR. KOCH: Create --

15 MR. SZABO: That's what the
16 resolve -- John, can you send
17 around your analysis of a whereas
18 clause and a resolve clause?

19 MS. MEYLAND: Let me say on
20 that topic, and I don't really
21 want to say this to Bill directly,
22 but, fine, you want to claim
23 authorship for the legislation, it
24 was the legislature that passed it
25 and they had --

1 Proceedings

2 MR. MILAZZO: We're not
3 claiming --

4 MS. MEYLAND: -- perception
5 what they were asking, and it was
6 not that this is just
7 recommendations. It was that at
8 the end of the process there will
9 be some form of an entity that
10 will help make all this happen.

11 MR. HERSHKOWITZ: I will
12 tell you --

13 MR. SZABO: No, I'm not --

14 MR. MILAZZO: I'm not
15 disagreeing.

16 MS. MEYLAND: It doesn't
17 matter.

18 MR. MILAZZO: I'm taking
19 exception to what you just said.
20 Your words were at the end of this
21 there will be an entity. All that
22 can come out -- all that can come
23 out of this is an opportunity, a
24 list of options.

25 MR. HERSHKOWITZ: That's

1 Proceedings

2 what we're asking for.

3 MS. MEYLAND: Well, list
4 with details.

5 MR. HERSHKOWITZ: With
6 details, yes, of course.

7 MR. MILAZZO: With details,
8 whatever you want, but a list of
9 options, a suite of options and
10 someone can choose.

11 MR. HERSHKOWITZ: We're in
12 agreement.

13 MR. KOCH: Let's make that
14 the final statement.

15 (Discussion held off the
16 record.)

17 MR. KOCH: If we could
18 settle down. We're going to start
19 the meeting.

20 Let's start with the Pledge
21 of Allegiance.

22 (Whereupon, the Pledge of
23 Allegiance is performed.)

24 MR. KOCH: Chris, would you
25 like to say something?

1 Proceedings

2 MR. OSTUNI: Yeah. I just
3 wanted to inform LICAP of the
4 passing of Presiding Officer --
5 former Presiding Officer Judy
6 Jacobs. She was one of the
7 original founding members of the
8 legislature, big supporter in the
9 County legislature. She
10 championed issues such as the
11 environment and welfare. Just an
12 all-around wonderful person. Her
13 loss is going to be felt very
14 deeply. She was a personal friend
15 and someone who I thought, in
16 terms of legislature, whatever
17 side you were on, she was someone
18 that was just a leader and
19 wonderful person.

20 MS. MEYLAND: I would like
21 to echo what Chris said. Judy
22 Jacobs was a one-of-a-kind leader.
23 She was always there, especially
24 for issues around environment and
25 especially water, and I could go

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Proceedings

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on for a long time about all the

3

things she did on behalf of, not

4

only her constituents, but Nassau

5

County and Long Island, so in

6

reality, she will be very deeply

7

missed, and we regret her loss.

8

MR. KOCH: Let's have a

9

moment of silence for her, the

10

military and all the victims of

11

9/11.

12

We've got an exciting

13

meeting. If you look at the

14

agenda, we have a lot to do, so

15

let's get into it.

16

We've got the State of the

17

Aquifer Report, which is about

18

99 percent done, I think, or more,

19

and after the public hearing you

20

could probably have a final

21

report. That's correct, we're

22

waiting for after the public

23

hearings to, I guess, get the

24

final report.

25

Again, we can thank Steve

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Proceedings

Colabufo. He's doing the heavy lifting on that, and also we have the WaterTraq in a matter of days going live, right? I think Ty is in the room, right, and Ty and his group are doing the heavy lifting on that.

So, the Groundwater Remediation Plan is still on course for 2017, and both Steve and Bill Merklin are working on that.

And also we had -- Jeff Szabo and Stan Carey had the opportunity to update the Suffolk County Legislature on September 1st on LICAP's progress. I think they were satisfied with how they're going so far.

If we can go around the table, there's some housekeeping, I guess. To help the stenographer, everybody don't speak at once, make sure you're

1 Proceedings
2 recognized by me. For instance,
3 every time someone talks say, I'm
4 Frank Koch. I'm representing Long
5 Island Water Conference. Just say
6 your name and who you're
7 representing, and so any time you
8 say anything make sure you at
9 least state your name so the
10 stenographer can get it down.

11 Let's go around the table
12 and make sure everybody knows who
13 everybody is.

14 MR. CAREY: I'm Stan Carey.
15 I'm the representative from the
16 Nassau-Suffolk Water Commissioners
17 Association.

18 MR. SZABO: Jeff Szabo,
19 chief executive officer Suffolk
20 County Water Authority.

21 MR. DAWYDIAK: Walter
22 Dawydiak, Suffolk County Health
23 Department.

24 MR. IRWIN: Donald Irwin,
25 Nassau County Health Department.

1 Proceedings

2

3 MR. SCHNEIDER: Brian
4 Schneider. I'm representing
5 County Executive Edward Mangano,
6 as well as the Nassau County
7 Department of Public Works.

8 MR. OSTUNI: Chris Ostuni,
9 Nassau County Legislature.

10 MR. HERSHKOWITZ: Jared
11 Hershkovitz, Suffolk County
12 presiding officer rep.

13 MS. MEYLAND: Sarah Meyland
14 representing the Nassau
15 Legislative Caucus.

16 MR. GRANGER: Paul Granger,
17 Port Washington Water District.

18 MS. FISHER: Irene Fisher,
19 US Geological Survey.

20 MS. GALLAGHER: Carrie Meek
21 Gallagher, State Department of
22 Environmental Conservation.

23 MR. MILAZZO: John Milazzo,
24 Suffolk County Water Authority.

25 MR. KOCH: First meeting

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Proceedings

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business is to adopt the minutes

3

of June 8th, unless we have any

4

comments or changes anybody would

5

like. I hope everybody reviewed

6

that on the website.

7

I make a motion to adopt

8

them.

9

MR. CAREY: Second.

10

MR. KOCH: Stan seconds.

11

The next topic is the draft

12

State of the Aquifer Report. I

13

believe that's Steve, right?

14

MR. COLABUFO: Yup.

15

MR. KOCH: So, if you can

16

give us an update.

17

MR. COLABUFO: Since the

18

last meeting, the draft that you

19

had then had all kinds of

20

multicolor print indicating

21

different peoples' comments and

22

some typographical and grammatical

23

type of things.

24

Since that time I've had

25

Horizon Concepts, which is the

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Proceedings

company doing the report, put it all in black print and make all those corrections.

I had asked for this draft a couple weeks ago. They had some internal issues, and I just got this draft about a day ago. There are still a couple typographical errors, a couple stylistic things, but all the content is there, the sections from the health department (inaudible) the last meeting are incorporated there, and anybody else's content was put in. The only thing remains is about a dozen or so typographical errors which I have to fix. Once that's done, I believe this will be able to be called the final. Hopefully that will be done within a week or so and we can have this as a final report. There were a couple other -- all issues, I believe, are ironed out.

1 Proceedings

2 MR. CAREY: Steve, just one
3 question, aside from the
4 typographical errors, this is
5 pretty much final for the public
6 hearings coming up, correct?

7 MR. COLABUFO: Yes.

8 MR. SZABO: Jeff Szabo. I
9 may have missed this, I apologize.
10 The draft State of the Aquifer
11 Report, 99.9 percent ready to go.
12 The plan is to put the draft
13 report on LICAP's website and make
14 it available and accessible to the
15 public?

16 MR. COLABUFO: I believe
17 so, yes.

18 MR. SZABO: So that they
19 can review this prepublic hearings
20 that are scheduled and we will
21 talk about later?

22 MR. COLABUFO: Yes.

23 MR. HERSHKOWITZ: Frank,
24 one of the issues we ran into at
25 the last hearings --

1 Proceedings

2 MR. KOCH: Jared
3 Hershkowitz.

4 MR. HERSHKOWITZ: Jared
5 Hershkowitz.

6 -- was that we had
7 posted -- and, Jeff, you can
8 correct me if I am wrong on this,
9 we had posted the hearing meetings
10 on the Suffolk County Water
11 Authority's website, and we hadn't
12 done much other publicity about
13 those hearings; is that correct
14 from last time?

15 MR. SZABO: Well, I think
16 that's a topic for Item Number 5
17 or 6, as far as promoting -- I
18 think we need a consensus and game
19 plan on how to promote those.

20 MR. HERSHKOWITZ: Part of
21 it is how do we get this out to
22 the public other than posting it
23 on our website? That's why I'm
24 bringing it up now, because it's
25 part and parcel to the same.

1 Proceedings

2 MR. SZABO: Yup.

3 MR. HERSHKOWITZ: How do we
4 let the public understand that
5 there's a hearing and what is the
6 hearing about and give them ample
7 time to digest the report to come
8 up with questions?

9 MR. CAREY: That is our
10 intent, and I think later on in
11 the agenda we will specifically
12 identify steps that --

13 MR. HERSHKOWITZ: Choices
14 we have. Maybe distributing this
15 to well-known environmental
16 groups, et cetera, et cetera.

17 MR. MILAZZO: Jared, that
18 is Item Number 5.

19 MR. HERSHKOWITZ: I
20 understand. We're talking about
21 the report, and I thought this was
22 the opportunity.

23 MR. MILAZZO: Item 5,
24 otherwise, A, the stenographer
25 can't keep a record.

1 Proceedings

2 MR. HERSHKOWITZ: I

3 understand.

4 MR. MILAZZO: B, the topics

5 jump all over the place. C, it's

6 an item listed on the agenda, so

7 let's discuss it then.

8 MR. HERSHKOWITZ:

9 Understood.

10 MR. MILAZZO: Thank you.

11 MR. KOCH: Sarah Meyland?

12 MS. MEYLAND: Sarah

13 Meyland. I just wanted to mention

14 that in looking at the current

15 version of the report that I would

16 like to have a brief conversation

17 with Steve about the quantities

18 section. A couple things have

19 come up since we started writing

20 this report, and I would like

21 to -- just want to advise you that

22 I would like to speak to Steve for

23 the possibility we may not -- we

24 may wish to change just a small

25 section of this to reflect some of

1 Proceedings

2 the new information that's come
3 forward.

4 MR. MILAZZO: I will ask a
5 question to Steve: Has this gone
6 to the publisher? Has it gone to
7 the printer?

8 MR. COLABUFO: The printer
9 has been feeding me these drafts
10 all the time, so it's not final.
11 He's been updating me with a draft
12 every couple of weeks.

13 MR. MILAZZO: Then it's
14 possible. Sorry. If it was all
15 ready for printing --

16 MS. MEYLAND: Yeah, I
17 understand.

18 MR. MILAZZO: It seems as
19 if it's not, so that
20 conversation...

21 MR. CAREY: I just want to
22 make sure too that we have enough
23 time for the public to read
24 through the document. I wouldn't
25 want that to be delayed by a word

1 Proceedings
2 or two or interpretation of a word
3 that, in its entirety, won't
4 change the content of the document
5 but may be, sort of, a writer's
6 preference. This has been a
7 tremendous collaboration by many
8 of the individuals at the table
9 and others and a fantastic job by
10 Mr. Colabufo trying to sort
11 through the different points and
12 coming to a consensus as to what
13 the content -- how we wish to
14 present the findings of the draft
15 State of the Aquifer Report.

16 At this point, with the
17 hearings approaching, my
18 recommendation would be we need to
19 move quickly as possible to make
20 this as accessible to as many as
21 possible, Jeff Szabo.

22 MR. KOCH: Frank Koch.
23 Sarah, is it possible you can talk
24 to Steve immediately after this
25 meeting?

1 Proceedings

2 MS. MEYLAND: That's my
3 plan, yes.

4 MR. KOCH: That would be
5 good.

6 Karen Blumer?

7 MS. BLUMER: I can speak
8 without a mic?

9 MR. KOCH: We can hear you.

10 MS. BLUMER: Just to
11 accommodate the stenographer.

12 In light of -- Sarah
13 mentioned some new things. Any of
14 you who attended the New York
15 State legislative hearings, the
16 grueling 12 hours, on Monday night
17 notice and, again, it's something,
18 I think, for LICAP, I would like
19 to hear some comments, for us to
20 think about. We have put a
21 tremendous amount of work
22 gathering this, but the tenor of
23 the State of the Aquifer is
24 everything is rosy, fine and
25 dandelion for the most part.

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Proceedings

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We've got great water. This was

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not the message. This is the end

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of the other spectrum on Monday.

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We're in water crisis. We've

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problems everywhere, and this

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document is not conveying what

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some of those are to the public, I

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think, in enough urgency, and we

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found out things are far worse

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than we even anticipated. Senator

12

LaValle said we're just brushing

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the surface.

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The most telling thing for

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me on Monday was USGS, Chris

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Schubert, saying this blew me

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away. Three years ago for the

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Lloyd Aquifer I would have said no

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problem, everything is great.

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Now, recently I'm seeing some very

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disturbing points that are of

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great concern to me, so, you know,

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we're -- we really have a crisis

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message by a whole bevy of people

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who spoke all day on Monday, and

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then we have our report that I'm not sure the whole tenor is quite as -- you know, again, on one side or our mouth we talk about education and bringing people along, you know, we've got to make some changes, and then we're saying everything is fine, so, you know, again, that's a biggie, because we've written a lot of the report, but there might be some few phrases that we might put this more into perspective.

MR. SZABO: Karen, I

respectfully disagree with your interpretation of the draft State of the Aquifer Report. I think the report is a fair and honest description of the state of the aquifer. Obviously there may be disagreement between those at the table and the audience, but if you look through the document I think it paints the picture of the

1 Proceedings
2 present state, positives and
3 negatives.

4 MR. MILAZZO: I also --
5 Karen, that is why you have public
6 hearings.

7 MR. SZABO: That's a very
8 good point. This is draft. We're
9 consistent in saying that a lot of
10 work for many, many months has
11 gone into it, but specifically we
12 have not issued a final report
13 because we do want to hear from
14 folks like yourself and other
15 individuals from the public
16 representing different
17 organizations or themselves to
18 comment on the report and praise
19 us when we did something right and
20 be critical when we did something
21 wrong, so those comments will be
22 taken into consideration before
23 the final report is issued
24 hopefully by the end of the year.

25 MR. CAREY: Stan Carey. I

1 Proceedings
2 don't know, Karen, that labeling
3 this that it paints a rosy picture
4 is accurate, because there are
5 three pages about the Grumman
6 plume in here. There's a section
7 about pesticides. There's a
8 section about nitrates. There's a
9 section about chlorides, so I
10 don't know how you can conclude
11 that that paints a rosy picture,
12 and, in fact, the title, "Resource
13 Faces Challenges," so I don't know
14 that I agree that that's an
15 accurate statement.

16 MR. KOCH: Frank Koch. My
17 opinion on the State of the
18 Aquifer Report is it's a consensus
19 among all professionals here, so
20 there's a lot of facts in here.
21 As Stan says it states the Grumman
22 plume. It states nitrates. It
23 states pesticides. An opinion
24 like crisis is included, so that's
25 up to the individual.

1 Proceedings

2 MR. DAWYDIAK: Walter
3 Dawydiak. Can we set a hard
4 deadline for any final minor
5 clarifications or comments,
6 understanding --

7 MR. SZABO: I think we've
8 done that three or four times.

9 MR. DAWYDIAK: It still
10 sounds to me like the door is
11 kinda, sorta open.

12 MR. SZABO: We have set,
13 and I don't want to speak for
14 Mr. Colabufo. He's pulling out
15 his hair. You know, he has set
16 deadlines, drop-dead dates, one
17 more chance, we have another week,
18 please get back to me, numerous
19 e-mails, phone calls,
20 conversations and trying his best
21 to work with the individuals here
22 to solicit comments, but I think
23 what we need to do is set a date
24 of when we want to put this on our
25 website. When do we want to start

1 Proceedings
2 promoting it to the public and
3 other agencies and individuals to
4 hopefully get folks to come down
5 to the public hearings. If we set
6 that date, and if it's this Friday
7 or next Wednesday, maybe that's a
8 decision that we should make
9 today, Mr. Koch?

10 MR. KOCH: Yeah.

11 MR. SZABO: That will give
12 us time to allow Steve to get any
13 comments you may have, make some
14 changes, assuming it's the
15 consensus of the commission
16 members, revise the document and
17 post it, but I truly believe we
18 only have a few days left.

19 MR. KOCH: Yeah. Frank
20 Koch. I believe there's only one
21 more conversation left between
22 Sarah and Steve, and I think we
23 can then right after that, so
24 let's give it until Friday, if
25 that's enough for Steve, unless

1 Proceedings

2 Steve says, you know, hey.

3 MR. COLABUFO: Friday is
4 fine.

5 MR. SZABO: Does everyone
6 feel Friday is appropriate?

7 MR. HERSHKOWITZ: Yeah.

8 MR. IRWIN: Don Irwin. And
9 the report is still a draft, and
10 it's going to the public hearing
11 as a draft --

12 MR. SZABO: Correct.

13 MR. IRWIN: -- so
14 additional changes the committee
15 wants to make can be done after
16 the public hearings.

17 MR. SZABO: Absolutely.

18 MR. KOCH: For website
19 purposes.

20 Now we go to the status of
21 the subcommittee reports. I guess
22 that's Steve. Thank you, Steve.

23 MR. COLABUFO: Okay, as
24 part of the Groundwater Management
25 Plan, as you know, there's 16 or

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so reports that are going to be, sort of, the chapters within the Groundwater Management Plan, and I will go, kind of, groupings by progress. There's four of the reports that were considered finalized: Climate change impacts to the water supply, one on pine barrens role in the water supply and land preservation and another one on the water efficiency and value of water, which included a section on gray water irrigation that John Turner contributed.

We've got a couple that -- the final draft is right around the corner, but it's been a good month or two months where I'm waiting for the final draft, even though almost all of the preliminary work has been done. That includes work on chloride contamination, a report on geothermal systems by John Ryan

1 Proceedings
2 and Paul Boyce of PW Grosser.
3 There's another one on crosscounty
4 water transmission. We're close
5 to that one as well, and then the
6 regulatory report that Paul
7 Ponturo is working on. I meant to
8 get in touch with him over the
9 last week. I haven't been able
10 to, but all those four reports are
11 close to being a final draft.

12 When it gets to final draft
13 point it will go out to the entire
14 subcommittee for comment.

15 I'm going to have to start
16 getting aggressive with deadlines,
17 like two weeks max and then drop
18 dead. That's it, because we've
19 been, kind of, going on with this
20 revolving door policy. That can't
21 happen.

22 There's a couple reports
23 that the first draft has been
24 done --

25 MR. SZABO: Not to

1 Proceedings
2 interrupt, but to clarify for
3 those in the audience, we're
4 talking about the 2017 Groundwater
5 Management Plan not the State of
6 the Aquifer Report. I hope
7 everyone understands, as far as
8 updates and comments and
9 subcommittee work.

10 MR. COLABUFO: Right.

11 A couple reports have a
12 first draft that is done, and the
13 report is in progress but has, I
14 guess, let's say, issues
15 associated with it. Regional
16 contamination events, water
17 quantity and competing uses that
18 Sarah is doing, as well as the
19 aquifer report that Mike Alatare
20 (phonetic) is working on, and then
21 everyone's favorite, the education
22 and public-private partnerships.
23 They have significant -- the last
24 three have issues that have to be
25 mitigated first before the report

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can progress past the first draft.

Then another report that myself and Rich Goldrich started working on over the last couple weeks is on water supply alternatives. We didn't have a specific person who could write a report based on their actual work, so we made it more of a research type of report. I did manage to get three specific examples.

Water supply alternatives includes things like desalination, aquifer storage and recovery and nonpotable water reuse. Rich Bove (phonetic) and I drafted a report, prototype, let's call it, not even a first draft, a prototype of the report that includes those items, and I got three examples of each of those, aquifer storage and recovery, desalination and nonpotable water reuse from some contacts I had on the west coast

1 Proceedings
2 and the Sustainable Water
3 Management Congress they attended
4 last March. That's an interesting
5 paper on those.

6 What we'll be doing in the
7 next couple weeks is starting that
8 from the beginning. We're going
9 to send out an e-mail with the
10 prototype of the report. Let's
11 get a group together and start.
12 At least you're not starting from
13 square one. You're starting from
14 square two or three, because we
15 have a prototype of report.

16 Then there's been minimal
17 to no progress on a couple of
18 reports: Wastewater management,
19 Steve Fangmann with D&B was going
20 to be working on that, but it
21 hasn't quite panned out, and New
22 York City well reopening report we
23 spoke to or e-mailed you on that,
24 and we just kind of --

25 MR. SCHNEIDER: We started

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Proceedings

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the original draft, and I'll have

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the final draft by the end of the

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week. We're working on some

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figures.

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MR. COLABUFO: Awesome.

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Thank you.

8

As I said, so that's the

9

status of all the reports.

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MR. KOCH: Jared has a

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question.

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MR. HERSHKOWITZ: Steve, I

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just want to remind you of

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something that Jeff said, I think

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it was well over a year ago, and

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that's that, because it's a

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management plan, that each of

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these reports should have attached

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to them, either within the report

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itself or we actually talked about

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having a section at the end of the

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management plan, where each

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plan -- each report has something

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actionable attached to it; that

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there are recommendations that are

1 Proceedings
2 going to be made, so the two
3 different ways we talked about
4 doing that would be to attach
5 these recommendations in the
6 individual reports or to have a
7 section in the management plan
8 with recommendations added on, and
9 that needs to be fleshed out
10 within the LICAP committee
11 totally, so my thoughts to you
12 were to remind you, John, that --
13 do you have some suggestions
14 relative to your report as to what
15 can be done to mitigate the
16 problem?

17 MR. COLABUFO: As we
18 progress through the report
19 process, hopefully that will come
20 out. I'd like to get all the
21 reports, if possible, by the end
22 of this year. I don't know if we
23 can maintain that. (Inaudible)
24 I'd like to be able to do that and
25 spend the first quarter next year

1 Proceedings
2 just putting the entire plan
3 together, but we have got to have
4 these reports in, so deadlines are
5 going to start getting shorter,
6 and I'm going to start getting
7 more annoying to people as we
8 progress through this, because
9 we're at that point.

10 MS. MEYLAND: Sarah
11 Meyland. I have a question. I
12 don't think we've gone into the
13 details of this, but once the
14 individual reports are prepared,
15 then -- and they're reviewed by
16 the whole LICAP committee, is
17 there going to be a rewrite of the
18 reports to put them in some kind
19 of very consistent format?

20 MR. COLABUFO: Yes.

21 MS. MEYLAND: There's still
22 going to be A revision process
23 after the drafts are prepared?

24 MR. COLABUFO: After we get
25 a final draft that comes to a

1 Proceedings
2 consensus that the report writing
3 groups as well as subcommittees
4 agree on, this is what the report
5 should look like. They're going
6 to try to keep the format as
7 consistent as possible. I'd like
8 to have each report be able to
9 function as a stand-alone
10 document. If somebody's
11 interested in water supply
12 alternatives, they could actually,
13 in theory, photocopy that and it
14 would be a self-contained
15 document, but it fits as a
16 chapter. I can keep font
17 consistent and pictures and things
18 like that.

19 I told some authors that
20 each report should have a table of
21 contents and abstract on the first
22 page, and it should have an
23 introduction, a body,
24 recommendations and conclusions at
25 the end, so I'm trying to stay

1 Proceedings
2 with that, and even the font
3 itself, Arial 10 point font, you
4 can squeeze a lot of information
5 to one page with that font, so
6 I've said that, and that's my
7 intent, to have it as a cohesive
8 unit, but within that each report
9 could be its own stand-alone
10 document with references and
11 things like that.

12 MS. MEYLAND: You do want
13 references list of each chapter?

14 MR. COLABUFO: Yes,
15 absolutely.

16 MR. KOCH: Frank Koch. The
17 wastewater management is Brian
18 Schneider, making a nice comeback
19 with New York City well opening,
20 is it something where we should
21 try to at least help him out with?
22 Should we get volunteers.

23 MR. COLABUFO: Bill can
24 probably speak to that. He's been
25 trying to shepherd this report.

1 Proceedings

2 UNIDENTIFIED SPEAKER:

3 Yeah, I think his commitments
4 right now are preventing from
5 being able to find time, so we
6 need to find author.

7 MR. KOCH: Really we need
8 to find a wastewater engineer, I
9 would think. I guess that's
10 something we can get together to
11 see what professionals are out
12 there.

13 MR. COLABUFO: And we're
14 kind of at the 11th hour, or at
15 least the 10th hour. We have to
16 get this going soon and finished
17 soon.

18 MR. KOCH: Okay. Brian?

19 MR. SCHNEIDER: Brian
20 Schneider. Steve, I just wanted
21 to -- I think we had this
22 conversation on the phone about
23 the regional groundwater
24 contamination chapter. Basically
25 the authors right now are myself,

1 Proceedings

2 so we can forward the first draft
3 to you.

4 MR. COLABUFO: Sure.

5 MR. SCHNEIDER: Again, we
6 need someone from Suffolk County
7 to injection the information for
8 Suffolk County.

9 MR. COLABUFO: Okay. Can
10 Walt chime in on that at all?

11 MR. DAWYDIAK: We're happy
12 to help, and our comp plan has got
13 a lot of the pieces that we would
14 need to feed into this. I think
15 we have a piece of the puzzle and
16 DEC has a piece we don't have
17 access to, so we need to work with
18 somebody on Carrie's staff to help
19 round this out also, but we're
20 happy to help. We have a few
21 micros we can tap.

22 MR. SCHNEIDER: I think the
23 best thing would be to forward the
24 first draft to Steve and send it
25 to the group and see if we can

1 Proceedings

2 have...

3 MR. COLABUFO: Doug from
4 Brookhaven Lab has told me he can
5 contribute to this too, certainly
6 the classic example of the
7 groundwater contamination site in
8 Suffolk County. Thank you.

9 MR. KOCH: Any other
10 questions regarding subcommittee
11 progress?

12 Let's get into discussion
13 near and dear to Jared, discussion
14 related to public hearing dates
15 and outreach. Anybody want to
16 open this up on how we can reach
17 more people?

18 MR. HERSHKOWITZ: There are
19 a number of -- if I could -- Jared
20 Hershkovitz. If we could reach
21 out maybe to Karen for the Water
22 Forum or any other umbrella groups
23 so we can reach out to the
24 environmental community. I'm not
25 sure, Jeff, whether we would risk

1 Proceedings
2 insulting groups that are not part
3 of the umbrella groups. I'm not
4 sure how that works, but I think
5 that we would be commended for
6 reaching out to all of them.
7 There's 72 or something. I think
8 we've --

9 UNIDENTIFIED SPEAKER: Over
10 80.

11 MR. HERSHKOWITZ: 80.
12 That's one way to do it,
13 obviously, on our own website, of
14 course, but maybe we can work with
15 the Newsday people, get a free
16 thing put in pro bono or mention
17 it to Danielle Campbell
18 (inaudible) News 12. Try and
19 mitigate problems that we had last
20 time with getting out to the
21 public, just a couple
22 opportunities.

23 MR. KOCH: We have a press
24 conference on WaterTraq Friday. I
25 guess we could highlight the

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Proceedings

public hearings as well.

MR. SZABO: This Friday at 11:00 here in this room, and LICAP commission members are welcome to attend, Stan, Frank, myself, Ty will be officially kicking off the WaterTraq program, going live with it. It's something that we've all seen demonstrations of, and certainly Mr. Fuller has had a road show the last six months going and meeting with different organizations and community groups and elected officials and regulators, but as everyone knows, WaterTraq will allow -- for the first time in New York State history, will give residents and customers and regulators the ability to look up and go online using GIS information and testing result data provided by the water suppliers and search for contaminants and type in an

1 Proceedings
2 address and look at the water
3 they're getting in their
4 particular home before it's
5 treated and also posttreatment, so
6 it's a valuable tool for the
7 industry and for DEC and the
8 health department to paint a
9 picture of the Island as a whole,
10 at least Nassau and Suffolk
11 County, when it comes to water
12 quality, but this WaterTraq that
13 Ty Fuller developed is a
14 tremendous success and outgrowth
15 of the work of this commission.
16 It's going live, and everyone,
17 residents and people from the
18 homes, will be able to use this
19 tool.

20 I apologize to
21 Mr. Dawydiak, because there may be
22 additional calls, numerous calls
23 in the health department with
24 particular questions, but it's all
25 for the greater good, and I'm

1 Proceedings
2 certainly sure some of the
3 suppliers too will get questions,
4 but that's a good thing. That's a
5 good thing. Every time we get an
6 opportunity to engage and explain
7 what people are drinking or the
8 water that they have pretreatment,
9 I think that's an opportunity to
10 engage the public, so that's 11:00
11 here Friday morning. You're
12 welcome to attend. Hopefully we
13 will have -- Newsday ran a story
14 several months ago, but we're
15 hoping there is other media,
16 whether FiOS or News 12 and some
17 other publications, that will be
18 here to join us, and I think,
19 hopefully, Carrie Gallagher from
20 the DEC would join us. We should
21 take a lot of pride and joy that
22 we're finally going live with it.

23 MR. HERSHKOWITZ: What
24 you're saying is that you will
25 announce the public hearings at

1 Proceedings

2 that?

3 MR. SZABO: We will promote
4 them.

5 MR. CAREY: Stan Carey.
6 Just as a point of reference for
7 our health department members,
8 several of us, Ty, myself and
9 Jason Hein from Suffolk County
10 Health, we went and met with State
11 Health in July in New Rochelle.
12 Ty made a great presentation.
13 They were fine with the level of
14 detail on WaterTraq. They did
15 make a couple suggestions which we
16 did -- Ty did accommodate, so I
17 got a call last week or the week
18 before. They're not going to give
19 us an official endorsement in
20 writing, but they gave it to me
21 verbally that it's okay to go
22 live.

23 MR. HERSHKOWITZ: We were
24 going to go to Homeland Security
25 also to check that. Did we do

1 Proceedings

2 that?

3 MR. MILAZZO: DOH was the
4 one.

5 MR. HERSHKOWITZ: They
6 speak for Homeland Security.

7 MR. MILAZZO: They were the
8 State Homeland Security issues.

9 MR. HERSHKOWITZ: We
10 covered that? I wanted to make
11 sure, because that was a big
12 concern we had.

13 MR. MILAZZO: That was
14 DOH's concern.

15 MR. HERSHKOWITZ: In terms
16 of the -- how we're going to
17 identify and reach out, are you
18 going to take charge of that,
19 Frank, as commissioner, in terms
20 of where to send the press
21 releases and plan?

22 MR. KOCH: Well, we will
23 try to -- send press releases
24 where we can, so I -- Newsday
25 doesn't do anything for free.

1 Proceedings

2 MR. HERSHKOWITZ: I
3 understand, but in terms of the
4 environmental umbrella groups, can
5 we reach out.

6 MR. KOCH: If someone can
7 give me a list, that would be
8 great.

9 MR. SZABO: Let's go over
10 dates here. October 13, 6:00 p.m.
11 at the William J. Lindsay County
12 Complex here in Hauppauge. It's,
13 as I said, 6:00 p.m. That's the
14 first hearing. October 17th, 6:00
15 p.m. at the Peter J. Schmitt
16 Memorial Legislative Chamber,
17 Mineola. That's the Nassau
18 County -- headquarters of the
19 Nassau County legislature.
20 October 20th, 6:00 p.m. --
21 6:00 p.m. at the Suffolk County
22 Evans K. Griffing Building, Center
23 Drive in Riverhead. Those are the
24 three dates.

25 What we will do, with

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Frank's approval, if board members and commission members have suggestions on outreach, we can certainly further explore that here and right now, which is fine, but certainly we will send a press release. We will invite environmental organizations.

Between the water providers and folks here at this table if we can get recommendations on who to invite, maybe by Friday or by very early next week, maybe send them to Frank, Stan and I, we will then try to put together a comprehensive list as possible. We will then put out a notice and encourage folks to attend.

Newsday, I believe, had something, a small column promoting the assembly and senate water quality hearing. They may have interest in this. They may promote it just as a little blurb

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Proceedings

as things happening around town.

MR. HERSHKOWITZ: News 12
has the same thing.

MR. SZABO: We can
certainly reach out to them.
Water Authority has thousands and
thousands of customer e-mails.
You know, we can go down to that
level. Do you want us to e-mail
our customers, break it down by
geography, western Suffolk? I'm
not opposed to doing that. We
will invite elected officials in
both counties, certainly members
of the legislature and members of
the County and State legislature.
If there is prepared comments or
we have speakers who wish to have
time to address the committee,
whether it's individuals or
somebody in an official capacity,
they should probably reach out and
coordinate so we can do something
like the State did where you go up

1 Proceedings

2 on panels. The first panel --

3 MR. HERSHKOWITZ: Limit it
4 to three minutes.

5 MR. SZABO: Those types of
6 requirements and making sure that
7 if somebody wants to speak they
8 will have an opportunity to speak,
9 I think those are all things we
10 should do.

11 We can also have a
12 conversation with our
13 communications people. We have
14 some folks on our staff and, I
15 think, the Long Island Water
16 Conference, they utilize Zimmerman
17 & Edelson, their public relations
18 specialist. They can help promote
19 it.

20 If anyone else has any
21 other suggestions at this time for
22 all matters? The goal here is to
23 get as many people there as
24 possible.

25 MR. CAREY: Just a

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suggestion, it sounds like we have a lot of opportunities to make this as public as possible, but our reps from each county legislature maybe -- since the dates we have here, maybe you could give advanced notice to your members so they can put it on their calendars if they wish to attend.

MR. KOCH: Thank you all.

Great suggestions.

Obviously we have the Long Island Water Conference meeting September 26th. It will be announced there where you can reach hundreds of -- between utilities and contractors and engineers whatnot. That should spread it as well. I recommend everybody go to that, going back to your organizations and getting the word out.

MS. MEYLAND: Do you want

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Proceedings

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the members of the commission to

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be there in some kind of formal

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capacity or just the chairs?

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UNIDENTIFIED SPEAKER:

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We're going to do the same way as

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the previous hearing, or do you

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want to restructure seating

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arrangements?

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MR. MILAZZO: It's a public

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hearing, so all the members and

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whomever attends will do is

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receive public comment. It's not

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going to be a dialogue. The

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members, of course, are invited,

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and anyone that's a nonvoting

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member can, of course, attend as

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well, but again, it's just going

19

to be listening, and if you can't

20

attend, that's okay. There's no

21

need for a quorum. I know some

22

people won't be able to attend.

23

It's just to receive comment, and

24

there will be a public record

25

maintained, so whoever wants to

1 Proceedings
2 attend, please do so. I would
3 suggest that it would be in the
4 commission's best interest not to
5 get into conversations unless you
6 want to be there all day like
7 the --

8 MR. HERSHKOWITZ: And all
9 night.

10 MR. MILAZZO: With three
11 hearings there will be plenty of
12 opportunity for people to go.

13 Jared, with respect to your
14 point, or Karen, you have the list
15 of 80 people. Mail it out.

16 MS. GALLAGHER: Nothing
17 precludes you from sending the
18 notice to your membership.

19 MS. BLUMER: I'm going to
20 send the contacts to --

21 MR. MILAZZO: That's fine.
22 Use your resources to get the rest
23 of the job done.

24 MS. DeANGELO: Is this
25 water conference open to the

1 Proceedings

2 public?

3 MR. MILAZZO: Yes.

4 MS. DeANGELO: (Inaudible.)

5 MR. MILAZZO: Wait, whoa.

6 MR. KOCH: September 26th,

7 the water conference, there is a

8 cost, \$75. It's a dinner.

9 Actually, you need to be a member.

10 MR. MILAZZO: That's not

11 open to the public.

12 MR. SZABO: Could you state

13 your name, please? Who asked that

14 question?

15 MS. DeANGELO: Sandra

16 DeAngelo, Restoration Advisory

17 Board.

18 MR. KOCH: Can we conclude

19 Section 5 and move on? Any other

20 questions?

21 Okay, number 6, discussion

22 related to future management

23 opportunities. That has been

24 asked to have a subcommittee to

25 look into future management

1 Proceedings
2 opportunities further. What we
3 mean by "future management
4 opportunities," as Jeff explained
5 to me, because I didn't know what
6 it meant exactly, it could be
7 anything, okay, so do we have
8 anybody interested in chairing a
9 subcommittee for future management
10 opportunities? It's not an
11 entity.

12 MS. GALLAGHER: It doesn't
13 have to be an entity.

14 MR. MILAZZO: It's an
15 opportunity.

16 MS. GALLAGHER: One of the
17 opportunities.

18 MR. HERSHKOWITZ: Exactly,
19 the choices.

20 MR. MILAZZO: Do you want
21 to make a committee -- so let me
22 just go through -- there's options
23 here. There's options in all
24 these things. One of the options
25 is that the chairperson can create

1 Proceedings
2 a committee, appoint members and
3 appoint the chairperson, and then
4 that committee would meet. They
5 would develop consensus and make a
6 recommendation for consideration
7 by the members of LICAP
8 commission. That's redundant
9 because LICAP commission is a
10 commission. That would be
11 consideration for the LICAP to
12 decide what recommendations to
13 include. This is all related to
14 the Groundwater Management Plan.
15 That's why to now this is -- this
16 is when it's appropriate, because
17 it's not part of a (inaudible), so
18 you can, as chairman's
19 prerogative, say this is going --
20 I establish a commission. I
21 appoint three people, five people,
22 and here are the members, and you
23 can appoint them, or you can
24 stay -- open up for a
25 conversation. The key here is to

1 Proceedings
2 provide input on these
3 opportunities so that the
4 commission can consider them and
5 include them in the plan as
6 appropriate, recognizing that
7 consensus at the committee level
8 and then consensus at the
9 commission level, and then it gets
10 included in the plan.

11 This is a good opportunity
12 for everyone to have this
13 conversation which people have
14 been seeking for a long time, and
15 now it's the time to have the
16 conversation.

17 MS. BLUMER: Karen Blumer.
18 What you have just given as an
19 option does not seem to be in the
20 spirit at all of the way LICAP has
21 been performing, and I mean, I
22 personally have gone before
23 commissions giving kudos to the
24 leadership here because, you
25 know --

1 Proceedings

2 MR. MILAZZO: When we're
3 not stonewalling.

4 MS. BLUMER: What?

5 MR. MILAZZO: When we're
6 not stonewalling. You said
7 repeatedly we're stonewalling,
8 we're stonewalling.

9 MS. BLUMER: It's been open
10 for public. We have a
11 subcommittee. Who wants to bring
12 expertise and time to join? It
13 hasn't been, you know, the head
14 appointing different people, no.
15 This is the discussion. This will
16 probably be the most important
17 discussion in 50 years.

18 MR. SZABO: John said that
19 that was one option.

20 MS. BLUMER: He didn't give
21 another, and then he ended.

22 MR. SZABO: I would like to
23 serve on it. I would like Jared
24 to serve. I would like Ty Fuller
25 to serve, Sarah Meyland, Paul

1 Proceedings
2 Granger, Mr. Carey, Mr. Koch,
3 great committee.
4 MS. BLUMER: You left me
5 out. I would like to serve.
6 MR. SZABO: Karen Blumer.
7 MR. MILAZZO: Raise your
8 hand if you would like to serve.
9 MR. KOCH: Frank Koch.
10 Again, Karen, no one is going to
11 be excluded from this
12 subcommittee.
13 MS. BLUMER: The way
14 John --
15 MR. MILAZZO: It's an
16 option.
17 MR. KOCH: John is
18 explaining --
19 MR. MILAZZO: Options.
20 MR. SZABO: Options.
21 Everyone is welcome. I think we
22 have a committee. I think it's
23 formed. Jared can certainly
24 chair. Good luck.
25 MR. HERSHKOWITZ: I think

1 Proceedings

2 Sarah would like to cochair.

3 MR. SZABO: Sarah can
4 cochair, and I think the important
5 thing, and I'm not sure if John
6 got to this, and if I missed it I
7 apologize, but that working group
8 will have a discussion about
9 management opportunities. At some
10 point that group will make a
11 recommendation. Not everything
12 that was discussed, not every
13 possible management opportunity
14 may be included in that
15 recommendation. If there is some
16 disagreement, if there are folks
17 that believe that something should
18 be included but a majority of the
19 subcommittee is opposed to having
20 a part of the recommendation, I
21 suggest that that matter come to
22 the full LICAP commission and be
23 brought to a vote.

24 MR. HERSHKOWITZ: We have
25 Karen, Jeff, Stan, Frank, Sarah,

1 Proceedings

2 me.

3 MR. GRANGER: And me.

4 MR. HERSHKOWITZ: I'm

5 sorry, Paul.

6 MS. GALLAGHER: I think it
7 would be important to have someone
8 from Health and DEC involved.

9 MR. HERSHKOWITZ: How about
10 Tony?

11 MS. GALLAGHER: Yeah, and
12 maybe one of my new staffers. I
13 will see.

14 MR. HERSHKOWITZ: You have
15 my e-mail.

16 MS. GALLAGHER: I just got
17 approval (inaudible).

18 MS. BLUMER: What about
19 Health?

20 MS. GALLAGHER: Yeah, I
21 said I think there should be
22 someone from DEC and Health
23 involved, because, of course, we
24 are the two entities right now
25 that are --

1 Proceedings

2 MR. HERSHKOWITZ: Don is
3 going to join us from Health.

4 MS. BLUMER: What about
5 Walt?

6 MR. DAWYDIAK: We always
7 work our way in. We're the silent
8 partner.

9 MR. HERSHKOWITZ: We've got
10 Karen, Jeff, Stan, Frank, Sarah,
11 me, Paul, Don, someone from DEC.

12 MS. GALLAGHER: Yeah, put
13 down Tony for now, and we will
14 figure it out.

15 MS. BLUMER: Ty too,
16 whether he likes it or not.

17 MS. GALLAGHER: Ty Fuller.

18 MR. HERSHKOWITZ: Ty, do
19 you want more responsibility?

20 MR. FULLER: Why not?

21 MS. BLUMER: Ty is fun. We
22 need that.

23 MR. HERSHKOWITZ: The
24 bigger the committee the more
25 unwieldy so...

1 Proceedings

2 MR. MILAZZO: I guess I'm
3 excluded.

4 MR. HERSHKOWITZ: Why don't
5 we have --

6 MR. KOCH: Mr. Granger, do
7 you have your hand up?

8 MR. GRANGER: No.

9 MS. BLUMER: I'm sorry, do
10 we have anyone from Nassau on the
11 committee?

12 MR. HERSHKOWITZ: Yes.

13 MR. KOCH: Stan and I are
14 also from Nassau, Stan and Frank.

15 MS. GALLAGHER: I feel like
16 we spent a lot of time focusing on
17 Nassau.

18 MR. SZABO: Chair and vice
19 chair are from Nassau.

20 MS. GALLAGHER: Frank, I
21 want to make one other --

22 MR. KOCH: Please, go
23 ahead. Carrie Gallagher.

24 MS. GALLAGHER: Karen,
25 Sarah, Jared, if there are -- as

1 Proceedings
2 this is evolving, and we don't
3 have to wait until the
4 recommendations, if you think
5 there are things we, meaning DEC
6 or DOH, can be working on in the
7 interim, I think we may have a
8 golden opportunity here, so
9 (inaudible) obviously would be
10 better, let's have the
11 conversation and dialogue.

12 MR. SZABO: Please, not to
13 speak for Carrie or Department of
14 Health, the DEC, but I think it's
15 important you be as specific as
16 possible. I think that would
17 really go a long way if you could
18 give specific examples of or
19 specific suggestion in that
20 dialogue.

21 MS. GALLAGHER: Right, it
22 would be helpful. That's an
23 easier ask for me to make to
24 Albany, saying we've been working
25 with LICAP or everything going on

1 Proceedings
2 with legislative hearings or as
3 we're investigating further water
4 quality and quantity concerns, if
5 we could do these three things it
6 would be wonderful. Can we get
7 resources, funding, whatever, to
8 change this policy, regulation.

9 MR. HERSHKOWITZ: You and I
10 have had ongoing dialogue. The
11 reverse is true too. If you want
12 to do it privately, if you want us
13 to give more strength to get that
14 change, we would be happy.

15 MS. GALLAGHER: Great.

16 MS. BLUMER: We've been
17 trying to get LINAP to join on
18 their own or whatever. Dave Byrd
19 (phonetic) was at the hearing on
20 Monday.

21 MS. GALLAGHER: Right.

22 MS. BLUMER: We never got
23 to discuss that.

24 MR. KOCH: Jared, did you
25 finish your list? Do you have a

1 Proceedings

2 list there?

3 MR. HERSHKOWITZ: Yes.

4 MR. MILAZZO: If you could
5 just read it?

6 MR. HERSHKOWITZ: Sure.

7 MR. MILAZZO: Jared, Sarah
8 cochairs?

9 MR. HERSHKOWITZ: Yes.

10 Karen Blumer, Jeff Szabo, Stan
11 Carey, Frank Koch, Paul Granger,
12 Don Irwin, Tony from the DEC at
13 this point, or someone from DEC.
14 Ty Fuller is going to be our
15 technician and --

16 MS. GALLAGHER: And fun
17 guy, apparently.

18 MR. MILAZZO: Just to --
19 Jared, Sarah, Karen Blumer, Jeff
20 Szabo, Frank Koch, Stan Carey, Don
21 Irwin, Walt, Ty Fuller, DEC. Is
22 that everybody?

23 MR. HERSHKOWITZ: Paul
24 Granger.

25 MR. MILAZZO: I'm sorry,

1 Proceedings

2 Paul. That's everyone? Do I have
3 it?

4 MR. HERSHKOWITZ: I believe
5 so.

6 MR. KOCH: It's not a lot.

7 MR. HERSHKOWITZ: It's 11.

8 MR. KOCH: Not a lot.

9 MR. HERSHKOWITZ: All
10 committee meetings are open to the
11 public.

12 MS. GALLAGHER: More fun
13 people are encouraged to join.

14 MR. KOCH: I think we can
15 conclude that part of the meeting.

16 MR. HERSHKOWITZ: Thank
17 you, Frank.

18 MR. KOCH: Am I being
19 abrupt?

20 MS. GALLAGHER: No.

21 MR. KOCH: New business?

22 MS. FISHER: To bring
23 attention to it, I've spoken
24 with -- my name is Irene Fisher
25 with the USGS. I've spoken with a

1 Proceedings
2 few of the water purveyors already
3 in this office, but we are
4 currently working on model support
5 study. We're doing age dating
6 project of the Magothy Aquifer.
7 We have selected 25 wells between
8 Nassau and Suffolk County, and
9 we're undergoing that right now,
10 and we expect probably the data
11 will be -- all calculations, maybe
12 another two years before we get
13 all this information back and will
14 have raw data, but that's also
15 going to be available to everyone
16 and I wanted to keep everyone
17 informed on that one as we're
18 pretty excited about that project.

19 MR. KOCH: Pulling water
20 from a well 500 feet down at
21 certain latitude and longitude?

22 MS. FISHER: Yes, so we're
23 using this project, and we also
24 did some age dating back in 2012
25 for another project that looked

1 Proceedings
2 from Long Island down to the
3 Maryland/Delaware area, the
4 coastal aquifer, so we're using
5 that age dating and these wells
6 and filling in those holes.

7 MR. KOCH: Any other new
8 business or other business?

9 MR. SZABO: I want to
10 remind folks, I think we set a
11 deadline for Friday for comments
12 on the State of the Aquifer
13 Report. A couple conversations
14 will go on today, I believe, but
15 Friday should be the deadline so
16 that Mr. Colabufo can make any
17 final grammar changes or language
18 changes with the printer, and then
19 we can publish that on our
20 website.

21 MR. KOCH: Again, it's a
22 draft.

23 MR. SZABO: Right. At
24 least it's available to the
25 public, and then we will do

1 Proceedings
2 everything we can to promote the
3 public hearings that are coming up
4 once that goes live.

5 MR. KOCH: Thank you, Jeff.

6 Now, anybody from the
7 public would like to make a
8 comment? Please stand up and
9 state your name.

10 MS. BLUMER: Karen Blumer.
11 I would like to say thank you for
12 Item Number 6.

13 MR. KOCH: Any other
14 comments?

15 Okay.

16 MR. GRANGER: A question,
17 Frank.

18 MR. KOCH: Yes.

19 MR. GRANGER: If I go
20 through Maria to contact everybody
21 in terms of the meeting, and I can
22 use this space, Jeff, do you
23 think?

24 MR. SZABO: If it's not
25 already spoken for, sure.

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Proceedings

Coordinate through Maria.

MR. KOCH: Okay. I make a
motion to adjourn.

MR. SZABO: Motion.

MR. SCHNEIDER: Second.

MR. KOCH: Okay.

(Time noted: 11:06 a.m.)

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CERTIFICATION

I, ERIKA GUNTHER, RPR, a Notary Public
in and for the State of New York, do hereby
certify:

THAT the foregoing is a true and
accurate transcript of my stenographic notes.

IN WITNESS WHEREOF, I have hereunto
set my hand this 25th day of September, 2016.

ERIKA GUNTHER, RPR