

A regular meeting of the Board of Commissioners of the Port Washington Water Pollution Control District was held at the District Office on Tuesday, February 10, 2026, at 8:00 a.m.

Present: Melanie Cassens, Chairperson
Joseph D'Alonzo, Secretary and Assistant Treasurer

Also present were Windsor Kinney, Superintendent, Olga Mubarak, District's Engineer, Gregory W. Carman, Jr., District's Attorney, and Giovanna DiFiore, Business Manager.

Commissioner Cassens opened the meeting at 8:00 a.m.

Approval of Minutes and Abstract

The minutes of the February 3, 2026, meeting were reviewed and ordered filed with the District Office and with the Town Clerk.

The Weekly Abstract of Transactions and claims for February 10, 2026, with the total disbursement amount of \$63,767.92, were reviewed, approved, and ordered filed.

Review of Weekly Operating Results

The Board reviewed the weekly operating results report from the Superintendent.

General Correspondence

Public Comment

Comments from the public were heard. Stephen Sombrotto made a statement. See Exhibit A.

Grant Specialist

A retainer agreement dated February 4, 2026, with Empire Government Strategies, commencing February 1, 2026, and terminating January 31, 2027, in the amount of \$7,500 per month was reviewed and executed by Superintendent Kinney.

Village of Manorhaven

Flow data for January 2026 was reviewed by the Board and the engineer.

NYS Environmental Laboratory Approval Program

Application for renewal of approval for the 2026-2027 permit year was reviewed and executed by Commissioner Cassens.

Landscaping RFP

Landscaping specifications and request for proposal was reviewed and edits were discussed.

Legal advertisement for the landscaping request for proposal was reviewed.

Disposal of 2015 Jeep Compass

Power of Attorney was executed by Commissioner Cassens appointing the National Union Fire Insurance Company of Pittsburgh, PA, or any of its agents, authorizing transfer of title of the 2015 Jeep Compass.

Letter of Authorization dated February 10, 2026, granting the Superintendent authority to sign title and any additional claim related documents of behalf of the District, was executed by Commissioner Cassens.

SPDES Permit

A copy of the memorandum dated January 27, 2026, from the Superintendent to the Board, advising the District's Discharge Monitoring Report for December 2025 was submitted to the appropriate agencies, was received, read and ordered filed.

General Activities

The October (revised,) November and December 2025 Operating Bank reconciliations were reviewed and approved by Commissioner D'Alonzo.

Commissioner D'Alonzo made a comment regarding PAL's naming rights of the clubhouse. It has been understood that funds were given to repair the property but the amount is not known.

The regular meeting went into executive session 8:35 a.m. – 9:20 a.m.

The Board agreed to accept the terms of the settlement agreement with PAL during executive session.

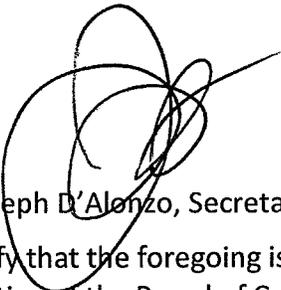
Windsor Kinney, Superintendent, reported that the composite sampler in Headworks has frozen and the heaters are failing. Snow removal is in progress at Biosolids. A ballast in channel #2 was lost. The garage door in the Biosolids building must be raised by hand. The motor was frozen by water spraying from a frozen pipe. The ELAP assessment corrections were completed and were accepted by the DOH. The managerial review was also completed. See Exhibit B. Any pump stations with separate outdoor generators are being inspected for operation on a daily basis. The Godwin pump was received at Pump Station P and the heat trace was set up. There was a backup on 10 Cappy Lane but no action was needed by the District. We assisted the PWWD in clearing their downspout blockage in their main facility. The dump pit was cleared at Biosolids. Markouts were done. The Cues tech support looked at our camera and provided advice for the intermittent issues we were experiencing. Further repair would involve sending the camera to Delaware. BDP would like to send some people from other areas to view the belt press in operation.

Olga Mubarak, District's Engineer, reported that the pumps were ordered for Pump Station P. Shop drawings will be provided. The backup pump was installed and is working. The battery backup is being addressed. The mercury minimization plan has been completed. The EPA 503 report was finalized. Comments to the Bacterial study were received from the DEC. The sewer availability study for 401-415 Main Street is in review. A response was provided to the sewer availability study for 4 Triharbor Court. Flow data for the Village of Manorhaven is under review. Phase 1 and 2 of Contract No. 132 has been completed. Work for Phase 2 is scheduled for February. The DEC will be contacted to

discuss the possibility of adding sewer lining and force main replacement under the grant. A notice to proceed for Contract No. 133 will be compiled and a meeting will be scheduled. Funding requirements for Contract No. 135 will be reviewed. Contract No. 136 is out for bid and the walkthrough occurred last week. The final payment for Contract No. 131 was approved and the final invoice hasn't been received yet.

Giovanna DiFiore, Business Manager, reported that a thank you to Senator Schumer, Congressman Suozzi, and Senator Gillibrand regarding the \$1.092 million grant included in the Interior Appropriations Bill was posted to the District website. Congressman Suozzi will visit the District on Monday, February 23rd at 9:30 a.m.

Commissioner Cassens adjourned the meeting at 10:10 a.m.



Joseph D'Alonzo, Secretary and Assistant Treasurer

I do hereby certify that the foregoing is a true and correct copy (duplicate original) of the minutes of a meeting of the Board of Commissioners of the Port Washington Water Pollution Control District held at the District Office on February 10, 2026.



Joseph D'Alonzo, Secretary and Assistant Treasurer

Exhibit A

Statement for the Record**Port Washington Water Pollution Control District Meeting****February 10, 2026****Delivered by Stephen G. Sombrotto**

Good morning. My name is Stephen Sombrotto.

I want to make a brief statement for the record.

In recent court filings, the Port Washington Water Pollution Control District has stated that it has a legitimate concern that PAL may attempt to interfere with athletic events scheduled by the District after PAL's license was terminated. Separately, in a public statement to Long Island Press, PAL's president acknowledged that PAL's litigation is intended to encourage the District to negotiate a new agreement and restore access. Taken together, those statements matter. They describe PAL's use of litigation pressure to influence a public agency's control over a taxpayer-funded facility.

It is also important to clarify what this PAL entity is, and what it is not. A FOIL request confirmed last year that it has no affiliation with the Port Washington Police Department. It is governed by a three-member board of a private nonprofit, not a law-enforcement organization, despite what the name may suggest.

This context is especially relevant because PAL is currently the subject of multiple lawsuits brought against it and other individuals arising from their conduct. The District has stated that its focus is maintaining uninterrupted sports programming and protecting public access to Sunset Park. Those priorities matter to families and to taxpayers.

Finally, public filings reflect a significant decline in PAL's reported assets during the same period in which its board was reduced to three individuals. Governance structure, financial reporting, and decision-making authority within this private entity are matters of public record.

Thank you.

Stephen G. Sombrotto

Exhibit B



**Department
of Health**

KATHY HOCHUL
Governor

JAMES V. McDONALD, M.D., M.P.H.
Commissioner

JOHANNE E. MORNE, M.S.
Executive Deputy Commissioner

February 09, 2026

LAB ID: 10251 EPA LAB ID: NY01108
MR. WINDSOR J. KINNEY
PORT WASHINGTON WPCD
70 HARBOR ROAD
PORT WASHINGTON, NY 11050

Dear Mr. Kinney:

Thank you for your corrective action response to the Environmental Laboratory Approval Program (ELAP) report of deficiencies that resulted from the evaluation of your laboratory. Your responses were found to be satisfactory.

If you have any questions, please contact us at the Environmental Laboratory Approval Program, Wadsworth Center, New York State Department of Health, Empire State Plaza, Albany NY, 12237; by phone at (518) 485-5570; by facsimile at (518) 485-5568; and by email at elap@health.ny.gov.

Sincerely,

A handwritten signature in black ink that reads "Amy J. Steuerwald".

Amy J. Steuerwald, Ph.D.
Director, Environmental Laboratory Approval Program

Exhibit B



PORT WASHINGTON WATER POLLUTION CONTROL DISTRICT

Commissioners: Melanie Cassens · Arduino Marinelli · Joseph D'Alonzo
Superintendent: Windsor J. Kinney
Business Manager: Giovanna DiFiore, CPA

www.pwwpcd.us

70 HARBOR ROAD • PORT WASHINGTON, NY • 11050

MEMORANDUM

To: Board of Commissioners, Files
From: Windsor Kinney, Superintendent
Date: December 29, 2025; updated January 28, 2026
Subject: Managerial Review of WWTP Laboratory, NYS DOH # 10251

This managerial review of the wastewater treatment plant laboratory operations was prepared on Monday December 29 2025 and updated on January 28, 2026 (as per NELAC sec. 5.4.14.1). All laboratory procedures were found to be generally acceptable. The following is a summary of areas that were reviewed from December 2024 to December 2025:

1. At this time the policies and procedures in effect are generally suitable for the work performed at this small wastewater laboratory.
2. There are four quarterly QC reviews performed in each year by the Quality Control Officer and District Engineer, which are on file.
3. The most recent internal audits (August 2025 and December 2025) of laboratory procedures found prior revisions that were made in some testing and quality control measures were adequate. The GGA control test curve has been adjusted after examination of the last two years of data to show consistency with results. Most of the updates are personnel changes for internal documentation. Some items were flagged for question with the DOH assessment representative for clarity.
4. The facility was inspected (site assessment) by NYSDOH in November 2023. It has been closed and corrective actions submitted and accepted. Our next inspection was scheduled for November 2025 however it was moved to December 11, 2025. I planned to have Leah Thomas take lead on this inspection with myself helping her. She performed very well and was able to answer most requests and knew how to access records and produce most documents. She will be taking the lead on the corrective action report to the Department of Health, and I will review and approve her submissions. The answer to deficiencies and corrective actions is due February 8, 2026.
5. After the assessment was completed corrective actions to answer the deficiencies were made by Leah Thomas. The corrective actions are listed on the District's response which must be approved by the NYS DOH.
6. Results of NYS ELAP proficiency testing in the spring and fall 2025 were satisfactory. There have been no changes in the type or volume of samples analyzed or work the laboratory performs. We are not required to perform any additional testing, we do not accept outside samples and are in District only. Samples are performed on influent and effluent of the wastewater treatment plant and as need within the District.
7. There have been no formal/informal complaints filed against the laboratory by any clients or employees. Required training for Workplace Violence and Sexual Harassment took place in

Exhibit B

- December 2024 and in December 2025 as required by NYS Department of Labor. Annual training for safety in Bloodborne Pathogens, Hazard Communications, Hazmat 1, and Personal Protective Equipment as applicable to laboratory operation were performed in March and April of 2025.
8. Our only "clients" are NYS DEC as required; US EPA for DMRQA, and the NYS DOH ELAP for environmental lab certification. Other than the routine processing of ELAP/EPA study results, there has been no feedback from either DEC, EPA or NYS DOH.
 9. During our annual application for NYS DOH certification in 2025 no errors were identified and no changes were needed to administrative areas.
 10. We are certified to operate until April 2026. Operator Craig Rothmann and Operator Leah Thomas understand and perform their duties properly and efficiently. Leah is being trained to assume the duties associated with head analyst and has demonstrated exceptional capabilities in all process control determinations, quality control, sampling and data integrity. She also had assisted in the NYS DOH assessment in 2023 and lead the 2025. James Oldford is a third analyst but transferred out of the department yet still holds his certificate. One additional Operator/Analyst was trained in 2024 and 2025. Lou D'Aversa remains in District employment and passed operator 1A & 2A training and completed and passed his Wastewater Laboratory training. He does show promise to take over some laboratory duties if he meets training and performance requirements. He also works in another department, SLM/ME, as the Supervisor and head electrician.
 11. Currently it is only myself certified to perform all accredited test methods for reporting to the Board and NYS Department of Health. When I am unavailable the samples are sent to our contract chemistry lab for analysis, Pace Analytical in Melville. Leah Thomas will be my alternate when she demonstrates capability by performing a full Proficiency Test independently.
 12. There is no major change to the laboratory policy and procedures this year. There have been updates to procedures in the laboratory manual. However, our ethics and integrity training is being updated; due to the ethics problem associated with the Board of Commissioners the District Ethics counselor is reviewing the Laboratory Ethics agreement that is reviewed and signed by the analysts. The internal audit
 13. Currently there have been no employee accidents, safety or hazardous material incidents reported by laboratory personnel in the District Laboratory. Leah Thomas updated the chemical Safety Data Sheets (SDS) and performed an inspection of all storage areas as well as an inventory. She was able to introduce new less hazardous testing kits used in the morning treatment plant comprehensives. She also disposed of outdated glassware, updated the inventory of new certified glassware and certificates, has sent out weights and thermometers for re-certification, updated the data base for ELAP records.
 14. The pH meter was replaced in April 2024, other than this there were no replacement or major repairs done to any equipment. The contractors used for certifying the District's balance and microscope, as well as suppliers of testing chemicals and kits have been reliable.
 15. The District Administration offices will undergo renovations in 2026, and this will result in a new laboratory being built. Plans and specs were developed with D&B Engineers and Architects and design finalized. The present lab will continue to operate until the new lab is completed. After which the operation will be shifted to it, while the old lab is converted to employee meal space and bathrooms.
 16. NYS DOH ELAP will no longer be administering proficiency tests and will require the use of an approved vender each year for spring and fall testing. The District's lab has subscribed to ERA to administer the 2026 PT exams.

Win K.