



**CITY OF NEW YORK
CONFLICTS OF INTEREST BOARD**

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January 9, 2020

Commissioner Vincent Sapienza
New York City Department of Environmental Protection
59-17 Junction Blvd.
Flushing, New York 11373

Re: Conflicts of Interest Board Case Nos. 2019-809/a-f
(Paul Rush, David Warne, John Schwartz, Michael Meyer,
Paul Lenz, Jim Bogner, Tom Stalter)

Dear Commissioner Sapienza:

This is in response to your letters to the Conflicts of Interest Board (the "Board"), dated November 25, 2019, and November 26, 2019, and subsequent communications between your agency and Board staff, designating, pursuant to Board Rules Section 1-13(e)(1), seven employees of the New York City Department of Environmental Protection ("DEP") to use City time and City resources to work for the Catskill Watershed Corporation ("CWC") and requesting a determination by the Board, pursuant to Board Rules Section 1-13(e)(2), that these employees may take part in CWC's business dealings with the City.

Relevant Facts

You advise the Board that CWC is a not-for-profit local development corporation established in 1996. CWC has the dual mission of protecting the quality of the City's water supply through infrastructure projects and land conservation efforts in the West of Hudson portion of the New York City Watershed (the "West of Hudson Watershed") and supporting the economic viability of the region. Pursuant to a Filtration Avoidance Determination issued by the New York State Department of Health, CWC is designated as one of the City's watershed partners, and the City is required to contract with CWC to administer and implement City-funded watershed protection programs, including septic rehabilitation, wastewater management, stormwater controls, flood hazard mitigation, and education programs.

CWC is governed by a 15-member Board of Directors. Pursuant to CWC's By-Laws, twelve Directors are elected by the town supervisors of the localities in the West of Hudson Watershed, two are appointed by the Governor, and one is appointed by the New York City Mayor. The Mayor has appointed David Warne, DEP's Assistant Commissioner and Director of Watershed Protection Programs, to serve on the CWC Board of Directors, and you have designated

the following seven DEP employees (the “Employees”) to perform additional work involving CWC on your behalf:

- **Jim Bogner, Associate Project Manager, Bureau of Water Supply:** You designate Mr. Bogner, whose DEP responsibilities include overseeing several expense contracts for CWC’s public education program, as DEP’s voting representative on the CWC Public Education Committee.
- **Paul Lenz, Section Chief, City Land Stewardship:** You designate Mr. Lenz as DEP’s voting representative on the CWC Sporting Advisory Committee. You also designate Mr. Lenz as an alternate voting representative on the CWC Land Committee.
- **Michael Meyer, Section Chief, Community Planning:** You designate Mr. Meyer as DEP’s voting representative on the CWC Wastewater Committee, Septic Committee, Policy Committee, Finance/Audit Committee, and Governance Committee. You also designate Mr. Meyer as an alternate voting representative on the CWC Land Committee, Economic Development Committee, and Public Education Committee.
- **Paul Rush, Deputy Commissioner, Bureau of Water Supply:** You designate Mr. Rush to attend meetings of the CWC Board of Directors or committees where topics are discussed that warrant Mr. Rush’s participation.
- **John Schwartz, Chief of Watershed Lands & Community Planning:** You designate Mr. Schwartz as DEP’s voting representative on the Land Committee. You also designate Mr. Schwartz as an alternate voting member of the CWC Wastewater Committee, Septic Committee, Policy Committee, Finance/Audit Committee, Governance Committee, Economic Development Committee, Public Education Committee, and Sporting Advisory Committee.
- **Tom Stalter, Associate Project Manager, Bureau of Water Supply:** You designate Mr. Stalter, whose DEP responsibilities include overseeing several expense contracts for CWC’s septic system repair and replacement programs, community wastewater management program, and stormwater retrofit and control programs, to serve as an alternate voting representative on the CWC Wastewater Committee, Septic Committee, Policy Committee, Finance/Audit Committee, and Governance Committee.
- **David Warne, Assistant Commissioner and Director of Watershed Protection Programs:** Mr. Warne is the Mayor’s appointee to serve on the CWC Board. You designate Mr. Warne to serve as DEP’s primary liaison to CWC.

DEP maintains sixteen active contracts with CWC to fulfill its legal obligations. These

contracts are managed within the Watershed Protection Program directed by Mr. Warne:

- **CWC Operating Funds Contract** is a \$2 million, seven-year contract to fund CWC's general operating expenses.
- **Community Wastewater Management Program Contract** is a \$38.1 million, ten-year contract to fund the construction of community septic systems.
- **Future Stormwater Controls Contract** is a \$2.5 million, ten-year contract to fund the design, implementation, and maintenance of stormwater pollution prevention measures required by City regulations that are not otherwise required by federal or State law.
- **Future Stormwater Controls Contract II** is a \$4.7 million, two-year contract to fund the design, implementation, and maintenance costs of new stormwater pollution prevention measures with respect to certain construction projects in the West of Hudson Watershed. These stormwater pollution prevention measures required by City regulations that are not otherwise required by federal or State law.
- **Local Consultation – Land Acquisition Contract** is a \$1.5 million, fifteen-year contract to provide towns and villages located in the West of Hudson Watershed to assess the City's proposed land acquisitions and conservation easements.
- **Local Flood Hazard Mitigation Contract** is a \$17 million, ten-year contract to fund CWC's management and implementation of projects that reduce repetitive flood losses and benefit water quality in the West of Hudson Watershed.
- **Public Education Program II Contract** is a \$1.4 million, seven-year contract to fund Phase 2 of a public education program to explain the critical role of West of Hudson Watershed residents as stewards of water quality.
- **Septic Management Program Contract** is a \$1.5 million, five-year contract to fund maintenance and pump-outs of residential septic systems located in the West of Hudson Watershed.
- **Septic Repair III Contract** is a \$26 million, ten-year contract to fund Phase 3 of the Septic Rehabilitation and Repair Program (the "Septic Program"), which funds rehabilitations, upgrades, and replacements of failing residential and commercial septic systems located in the West of Hudson Watershed.
- **Septic Repair IV Contract** is a \$46.8 million, ten-year contract to fund Phase 4 of the Septic Program.

- **Septic Repair V Contract** is an \$86 million, ten-year contract to fund Phase 5 of the Septic Program, which expanded the Septic Program to include government entities, not-for-profits, and additional small businesses, as well as funding to upgrade and expand eligible septic systems.
- **Shokan Wastewater Contract** is a \$25 million, five-year contract to fund the design and construction of a community septic system or wastewater treatment plant in Shokan, New York.
- **Stormwater Retrofit I Capital Contract** is a \$17.5 million, five-year contract to fund the capital investments in Phase 1 of the Stormwater Retrofit Program to correct or reduce stormwater runoff and erosion in the West of Hudson Watershed.
- **Stormwater Retrofit I Expense Contract** is a \$3 million, five-year contract to fund CWC's management of Phase 1 of the Stormwater Retrofit Program.
- **Stormwater Retrofit II Contract** is a \$6 million, ten-year contract to fund Phase 2 of the Stormwater Retrofit Program.
- **Tax Litigation Avoidance Program Contract** is a \$2 million, thirteen-year contract to fund measures that avoid the costs and risks of litigation between the City and local property tax and assessing authorities over the valuation of reservoirs, dams, wastewater treatment plans, and sewer lines owned by the City and subject to taxation.

By your letter to the Board, you approve the Employees performing work for CWC as part of their DEP jobs and, in doing so, participating in CWC's business dealings with the City.

Relevant Law

Charter Section 2604(b)(2), as interpreted in Board Rules Section 1-13, prohibits a public servant's use of City time or resources for non-City purposes.

Board Rules Section 1-13(e) provides that an agency head may designate a public servant to perform work on behalf of a not-for-profit corporation, association, or other such entity that operates on a not-for-profit basis, including serving as a board member or other position with fiduciary responsibilities, provided that: (i) there is a demonstrated nexus between the proposed activity, the public servant's City job, and the mission of the public servant's agency, and such work furthers the agency's mission and is not undertaken primarily for the benefit or interests of the not-for-profit; (ii) the designated public servant takes no part in the entity's business dealings with the City at the entity or at his or her agency; and (iii) within 30 days the written designation is disclosed to the Board and will be posted on the Board's website.

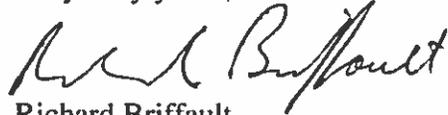
A public servant designated pursuant to Board Rules Section 1-13(e)(1) may take part in the entity's business dealings with the City at the entity and/or at his or her agency if, after written approval of the agency head, the Board determines that there is a demonstrated nexus between the proposed participation, the public servant's City job, and the mission of the public servant's agency; and that such participation furthers the agency's mission and is not undertaken primarily for the benefit or interests of the not-for-profit entity. See Board Rules Section 1-13(e)(2).

Advice

You are advised that, based on the above representations and your written approval, the Board has determined that there is a demonstrated nexus between the Employees' City jobs, the Employees' proposed work for CWC, and the mission of DEP. The Board has also determined that the Employees' participation in the business dealings between the City and CWC furthers DEP's mission. Accordingly, the Employees may use City time and City resources to perform work for CWC and may be involved in CWC's business dealings with the City. See Board Rules Section 1-13(e)(2).

The advice conveyed in this letter is conditioned on the correctness and completeness of the facts supplied to us. If such facts are in any respect incorrect or incomplete, the advice we have given to you may not apply. If at any time you would like further advice based on a change of circumstances or additional information, please contact us.

Very truly yours,



Richard Briffault
Chair

Fernando A. Bohorquez, Jr.
Anthony Crowell
Jeffrey D. Friedlander
Erika Thomas

cc: Morlan Ty Rogers
Paul Rush
David Warne
John Schwartz
Michael Meyer
Paul Lenz
Jim Bogner
Tom Stalter



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January 9, 2020

Commissioner Vincent Sapienza
New York City Department of Environmental Protection
59-17 Junction Blvd.
Flushing, New York 11373

Re: Conflicts of Interest Board Case No. 2019-826 (Jeffrey Graff)

Dear Commissioner Sapienza:

This is in response to your letter to the Conflicts of Interest Board (the “Board”), dated December 12, 2019, as well as additional communications between your agency and Board staff, updating your designation, pursuant to Board Rules Section 1-13(e)(1), of nine employees of the New York City Department of Environmental Protection (“DEP”) to use City time and City resources to work for the Watershed Agricultural Council of the New York City Watershed, Inc. (“WAC”) and requesting a determination by the Board, pursuant to Board Rules Section 1-13(e)(2), that Jeffrey Graff may take part in additional business dealings between WAC and the City.

Relevant Facts

You advise the Board that WAC is a not-for-profit organization established in 1993 with the dual mission of protecting the quality of the City’s water supply through land conservation efforts in the New York City watershed region and supporting the economic viability of local agriculture and forestry. Pursuant to a Filtration Avoidance Determination issued by the New York State Department of Health, WAC is designated as one of the City’s watershed partners, and the City is required to contract with WAC to administer and implement City-funded watershed protection programs.

DEP currently maintains three active contracts with WAC to fulfill these legal obligations:

- **WAC Whole Farm and Forest Easement Program Contract (the “Easement Program Contract”)** is a \$29 million, seven-year contract to fund the Watershed Agricultural Conservation Easement Program, pursuant to which WAC acquires conservation easements on private farms and forest lands. DEP is currently negotiating with WAC for a successor agreement to this contract, which is set to expire next year.

- **WAC Stewardship Endowment Contract** is a \$43.2 million, twenty-year contract to administer a stewardship program and endowment fund for WAC conservation easements.
- **WAC Agricultural & Forestry Program Contract** is a \$92 million, six-year contract to fund the administration of the Watershed Agricultural Program, Watershed Forestry Program, WAC Outreach Program, and WAC Economic Viability Program.

Pursuant to WAC's By-Laws, you or your designee is an *ex-officio* voting member of WAC's governing body, the WAC Council of Directors, which meets monthly, and of most standing or *ad hoc* WAC committees, which meet bi-monthly. The Council of Directors and appropriate committees must approve of certain projects and funding requests, including the acquisition of conservation easements, the construction of water quality projects on participating farms, or the awarding of project grants to eligible participants.

Prior Board Advice

By your letter to the Board, dated August 9, 2019, you designated the following DEP employees (the "Employees") to perform this work on your behalf:

- **Edward Blouin, Agricultural Program Manager of Watershed Lands & Community Planning:** You designated Mr. Blouin to serve as DEP's voting representative on the WAC Agricultural Committee and East of Hudson Committee. You also designated Mr. Blouin to serve as DEP's alternate voting representative on the WAC Council of Directors, Executive Committee, Forestry Committee, Economic Viability Committee, Finance Committee, and Human Resources Committee.
- **Jeffrey Graff, Section Chief of Watershed Lands & Community Planning:** You designated Mr. Graff to serve as DEP's primary liaison to WAC and, in that capacity, to participate as DEP's voting representative on the WAC Council of Directors, Executive Committee, Forestry Committee, Economic Viability Committee, Finance Committee, and Human Resources Committee. You also designated Mr. Graff to serve as DEP's alternate voting representative on the WAC Agricultural Committee and East of Hudson Committee. At DEP, Mr. Graff is the Agricultural & Forestry Program Contract Manager and is involved in negotiating a contract with WAC to fund the design and construction of WAC's new office building.
- **Paul Lenz, Deputy Chief, Natural Resources Division:** You designated Mr. Lenz to participate in WAC Easement Committee meetings. At DEP, Mr. Lenz is involved in negotiating the successor to the Easement Program Contract.

- **Paul Rush, Deputy Commissioner, Bureau of Water Supply:** You designated Mr. Rush to attend meetings of and cast votes at the WAC Council of Directors or committees where topics are discussed that warrant Mr. Rush's participation.
- **Duncan Schmitt, Conservation Easement Manager in the Natural Resources Division:** You designated Mr. Schmitt to participate in WAC Easement Committee meetings. At DEP, Mr. Schmitt is involved in negotiating the successor to the Easement Program Contract.
- **John Schwartz, Chief of Watershed Lands & Community Planning:** You designated Mr. Schwartz to serve as DEP's alternate voting representative on the WAC Council of Directors. You further designated Mr. Schwartz to attend and cast votes at other WAC committee meetings where topics are discussed that warrant Mr. Schwartz's participation. At DEP, Mr. Schwartz is involved in negotiating the successor to the Easement Program Contract and in negotiating a contract with WAC to fund the design and construction of WAC's new office building.
- **David Tobias, Section Chief of the Land Acquisition Program:** You designated Mr. Tobias to serve as DEP's alternate voting representative on the WAC Easement Committee. At DEP, Mr. Tobias is the Stewardship Endowment Contract manager and is involved in the Easement Program Contract.
- **David Warne, Assistant Commissioner and Director of Watershed Protection Programs:** You designated Mr. Warne to attend meetings of and cast votes at the WAC Council of Directors or committees where topics are discussed that warrant Mr. Warne's participation. At DEP, Mr. Warne is involved in negotiating the successor to the Easement Program Contract and in negotiating a contract with WAC to fund the design and construction of WAC's new office building.
- **Arlene Weissman, Supervisor of Acquisition Projects in the Land Acquisition Program:** At DEP, Ms. Weissman is the Easement Program Contract manager and is involved in negotiating the successor to the Easement Program Contract. You designated Ms. Weissman to serve as DEP's voting representative on the WAC Easement Committee.

By letter dated September 17, 2019, the Board determined, pursuant to Board Rules Section 1-13(e)(2), that the Employees may be involved in WAC's business dealings with the City. COIB Case Nos. 2019-543/a-h

Current Request

By your letter to the Board, dated December 12, 2019, you advise the Board that, going forward, only Mr. Graff, and not Mr. Blouin or Mr. Swartz, will cast DEP's vote on the WAC Council. You further request that Mr. Graff be permitted to cast DEP's vote on the WAC Easement Committee and that he, and not Ms. Weissman or Mr. Tobias, proposes to do so going forward.

By your letter to the Board, you approve Mr. Graff performing this additional work for WAC as part of his DEP job and, in doing so, to participate further in WAC's business dealings with the City.

Relevant Law

Charter Section 2604(b)(2), as interpreted in Board Rules Section 1-13, prohibits a public servant's use of City time or resources for non-City purposes.

Board Rules Section 1-13(e) provides that an agency head may designate a public servant to perform work on behalf of a not-for-profit corporation, association, or other such entity that operates on a not-for-profit basis, including serving as a board member or other position with fiduciary responsibilities, provided that: (i) there is a demonstrated nexus between the proposed activity, the public servant's City job, and the mission of the public servant's agency, and such work furthers the agency's mission and is not undertaken primarily for the benefit or interests of the not-for-profit; (ii) the designated public servant takes no part in the entity's business dealings with the City at the entity or at his or her agency; and (iii) within 30 days the written designation is disclosed to the Board and will be posted on the Board's website.

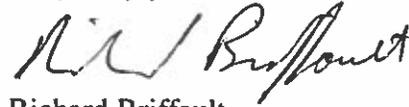
A public servant designated pursuant to Board Rules Section 1-13(e)(1) may take part in the entity's business dealings with the City at the entity and/or at his or her agency if, after written approval of the agency head, the Board determines that there is a demonstrated nexus between the proposed participation, the public servant's City job, and the mission of the public servant's agency; and that such participation furthers the agency's mission and is not undertaken primarily for the benefit or interests of the not-for-profit entity. See Board Rules Section 1-13(e)(2).

Advice

You are advised that, based on the above representations and your written approval, the Board has determined that there is a demonstrated nexus between Mr. Graff's City job, his proposed additional work for WAC, and the mission of DEP. The Board has also determined that Mr. Graff's additional participation in the business dealings between the City and WAC furthers DEP's mission. Accordingly, Mr. Graff may use City time and City resources to perform work for WAC and may be involved in these further business dealings between WAC and the City. See Board Rules Section 1-13(e)(2).

The advice conveyed in this letter is conditioned on the correctness and completeness of the facts supplied to us. If such facts are in any respect incorrect or incomplete, the advice we have given to you may not apply. If at any time you would like further advice based on a change of circumstances or additional information, please contact us.

Very truly yours,



Richard Briffault
Chair

Fernando A. Bohorquez, Jr.
Anthony Crowell
Jeffrey D. Friedlander
Erika Thomas

cc: Morlan Ty Rogers
Jeffrey Graff



February 7, 2020

By Email (carrier@coib.nyc.gov)

Ethan Carrier, General Counsel
New York City Conflicts of Interest Board
2 Lafayette Street, Suite 1010
New York, NY 10007

Vincent Sapienza, P.E.
Commissioner

59-17 Junction Blvd.
Flushing, NY 11373

Tel. (718) 595-6565
Fax (718) 595-3525
vsapienza@dep.nyc.gov

Re: COIB Rule 1-13(e)(1) Designation of DEP Employees
to Perform Work at Not-For-Profit Entities

Dear Mr. Carrier:

Pursuant to Rule 1-13(e)(1) of the Rules of the Conflicts of Interest Board, I, as Commissioner of the New York City Department of Environmental Protection ("DEP"), have designated the DEP employees listed in Exhibit A hereto (the "Designated Employees") to perform work in their official DEP capacities for the not-for-profit corporations, associations, or other such entities operating on a not-for-profit basis listed next to each respective Designated Employee's name on Exhibit A ("NFP"), in the position or capacity at the NFP set forth therein. Based on information presented to me, I have determined that there is a demonstrated nexus between each respective Designated Employee's City job, the mission of DEP and the work or activity of the Designated Employee at the respective NFP, and that such work or activity furthers the mission of DEP and is not undertaken primarily for the benefit or interest of the NFP.

The Designated Employees will take no part in the NFP's business dealings with the City either at the NFP or at DEP in the absence of COIB approval.

Sincerely,

A handwritten signature in black ink, appearing to read 'Vincent Sapienza', written over a printed name.

Vincent Sapienza

c: Elissa Stein Cushman, DEP BLA Deputy Commissioner/General Counsel
Franco Esposito, DEP BLA Deputy General Counsel
Ty Rogers, DEP BLA Assistant Counsel

Exhibit A - Designation of DEP Employees to Perform Work at Not-For-Profit Entities (2/6/20)

| Last Name | First Name | Bureau | Position @ DEP | NFP Name | Position @ NFP |
|-----------|------------|--------|-----------------------------------------------------|------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------|
| Cohn | Alan | BEPA | Managing Director Integrated Water Management | Water Research Foundation | Advisory Committee member |
| Perez | Natalia | BWT | Administrative Project Manager | Water Environment Federation | (1) Member of Residuals & Biosolids Committee (2) Vice Chair of Young Professionals Committee (3) Member of Solid Separation Subcommittee |



March 4, 2020

By Email (carrier@coib.nyc.gov)

Ethan Carrier, General Counsel
New York City Conflicts of Interest Board
2 Lafayette Street, Suite 1010
New York, NY 10007

Vincent Sapienza, P.E.
Commissioner

59-17 Junction Blvd.
Flushing, NY 11373

Tel. (718) 595-6565
Fax (718) 595-3525
vsapienza@dep.nyc.gov

Re: COIB Rule 1-13(e)(1) Designation of DEP Employee
to Perform Work at Not-For-Profit Entity

Dear Mr. Carrier:

Pursuant to Rule 1-13(e)(1) of the Rules of the Conflicts of Interest Board, I, as Commissioner of the New York City Department of Environmental Protection (“DEP”), have designated **Evan Pilachowski** (the “Designated Employee”) to perform work in his official DEP capacity for **New York Water Environment Association, Inc.** (“NYWEA”), a not-for-profit corporation, as set forth in Exhibit A hereto. Based on information presented to me, I have determined that there is a demonstrated nexus between the Designated Employee’s City job, the mission of DEP and the work or activity of the Designated Employee at NYWEA, and that such work or activity furthers the mission of DEP and is not undertaken primarily for the benefit or interest of NYWEA.

The Designated Employee will take no part in NYWEA’s business dealings with the City either at NYWEA or at DEP in the absence of COIB approval.

Sincerely,

A handwritten signature in black ink, appearing to read 'Vincent Sapienza', written over a white background.

Vincent Sapienza

Attachment

c: Elissa Stein Cushman, DEP BLA Deputy Commissioner/General Counsel
Franco Esposito, DEP BLA Deputy General Counsel
Ty Rogers, DEP BLA Assistant Counsel

Exhibit A - Designation of DEP Employees to Perform Work at Not-For-Profit Entities (3/4/20)

| Last Name | First Name | Bureau | Position @ DEP | NFP Name | Position @ NFP |
|-------------|------------|--------|---------------------------------------|--------------------------------------------------------|--------------------------------------------------|
| Pilachowski | Evan | BWT | Director, Business Enterprise Systems | New York Water Environment Association, Inc. ("NYWEA") | Vice Chair of NYWEA's Asset Management Committee |



May 18, 2020

By Email (carrier@coib.nyc.gov)

Ethan Carrier, General Counsel
New York City Conflicts of Interest Board
2 Lafayette Street, Suite 1010
New York, NY 10007

Vincent Sapienza, P.E.
Commissioner

Re: COIB Rule 1-13(e)(1) Designation of DEP Employee
to Perform Work at Not-For-Profit Entity

59-17 Junction Blvd.
Flushing, NY 11373

Tel. (718) 595-6565
Fax (718) 595-3525
vsapienza@dep.nyc.gov

Dear Mr. Carrier:

Pursuant to Rule 1-13(e)(1) of the Rules of the Conflicts of Interest Board, I, as Commissioner of the New York City Department of Environmental Protection (“DEP”), have designated Jennifer McDonnell (the “Designated Employee”) to perform work in her official DEP capacity for the American Biogas Council (“ABC”), a not-for-profit organization, as set forth in Exhibit A hereto. Based on information presented to me, I have determined that there is a demonstrated nexus between the Designated Employee’s City job, the mission of DEP and the work or activity of the Designated Employee at ABC, and that such work or activity furthers the mission of DEP and is not undertaken primarily for the benefit or interest of ABC.

The Designated Employee will take no part in ABC’s business dealings with the City either at ABC or at DEP in the absence of COIB approval.

Sincerely,

A handwritten signature in black ink, appearing to read 'Vincent Sapienza', written in a cursive style.

Vincent Sapienza

Attachment

c: Elissa Stein Cushman, DEP BLA Deputy Commissioner/General Counsel
Franco Esposito, DEP BLA Deputy General Counsel
Ty Rogers, DEP BLA Assistant Counsel
Jane Gajwani, DEP Energy Off. Director
Jennifer McDonnell, DEP Energy Off. Resource Recovery Prog. Manager

Exhibit A - Designation of DEP Employees to Perform Work at Not-For-Profit Entities (5/18/20)

| Last Name | First Name | Bureau | Position @ DEP | NFP Name | Position @ NFP |
|-----------|------------|---------------|--------------------------------------|---------------------------------|-------------------------------------------|
| McDonnell | Jennifer | Energy Office | Resource Recovery Program Manager | American Biogas Council ("ABC") | Co-Chair of ABC's Mid-Atlantic Chapter |



May 26, 2020

By Email (carrier@coib.nyc.gov)

Ethan Carrier, General Counsel
New York City Conflicts of Interest Board
2 Lafayette Street, Suite 1010
New York, NY 10007

Vincent Sapienza, P.E.
Commissioner

Re: COIB Rule 1-13(e)(1) Designation of DEP Employee
to Perform Work at Not-For-Profit Entity

59-17 Junction Blvd.
Flushing, NY 11373

Tel. (718) 595-6565
Fax (718) 595-3525
vsapienza@dep.nyc.gov

Dear Mr. Carrier:

Pursuant to Rule 1-13(e)(1) of the Rules of the Conflicts of Interest Board, I, as Commissioner of the New York City Department of Environmental Protection (“DEP”), have designated Jane Gajwani (the “Designated Employee”) to perform work in her official DEP capacity for the Water Research Foundation (“WRF”), a not-for-profit organization, as set forth in Exhibit A hereto. Based on information presented to me, I have determined that there is a demonstrated nexus between the Designated Employee’s City job, the mission of DEP and the work or activity of the Designated Employee at WRF, and that such work or activity furthers the mission of DEP and is not undertaken primarily for the benefit or interest of WRF.

The Designated Employee will take no part in WRF’s business dealings with the City either at WRF or at DEP in the absence of COIB approval.

Sincerely,

A handwritten signature in black ink, appearing to read 'Vincent Sapienza', written in a cursive style.

Vincent Sapienza

Attachment

c: Elissa Stein Cushman, DEP BLA Deputy Commissioner/General Counsel
Franco Esposito, DEP BLA Deputy General Counsel
Ty Rogers, DEP BLA Assistant Counsel
Jane Gajwani, DEP Energy Off. Director

Exhibit A - Designation of DEP Employees to Perform Work at Not-For-Profit Entities (5/22/20)

| Last Name | First Name | Bureau | Position @ DEP | NFP Name | Position @ NFP |
|-----------|------------|---------------|----------------|-----------------------------------|-----------------------------------------------------------------------------------------|
| Gajwani | Jane | Energy Office | Director | Water Research Foundation ("WRF") | Project Advisory Committee member: Project 5062 "DER: Science to Policy Workshop" |



June 2, 2020

By Email (carrier@coib.nyc.gov)

Ethan Carrier, General Counsel
New York City Conflicts of Interest Board
2 Lafayette Street, Suite 1010
New York, NY 10007

Vincent Sapienza, P.E.
Commissioner

Re: COIB Rule 1-13(e)(1) Designation of DEP Employees
to Perform Work at Not-For-Profit Entity

59-17 Junction Blvd.
Flushing, NY 11373

Tel. (718) 595-6565
Fax (718) 595-3525
vsapienza@dep.nyc.gov

Dear Mr. Carrier:

Pursuant to Rule 1-13(e)(1) of the Rules of the Conflicts of Interest Board, I, as Commissioner of the New York City Department of Environmental Protection (“DEP”), have designated Dimitrios Katehis, Brendan Hannon and Sylvana Vicuna Carrasco (the “Designated Employees”) to perform work in their official DEP capacities for the Water Research Foundation (“WRF”), a not-for-profit organization, as set forth in Exhibit A hereto. Based on information presented to me, I have determined that there is a demonstrated nexus between the Designated Employees’ City jobs, the mission of DEP and the work or activity of the Designated Employees at WRF, and that such work or activity furthers the mission of DEP and is not undertaken primarily for the benefit or interest of WRF.

The Designated Employees will take no part in WRF’s business dealings with the City either at WRF or at DEP in the absence of COIB approval.

Sincerely,

A handwritten signature in black ink, appearing to read 'Vincent Sapienza', written in a cursive style.

Vincent Sapienza

Attachment

c: Elissa Stein Cushman, DEP BLA Deputy Commissioner/General Counsel
Franco Esposito, DEP BLA Deputy General Counsel
Ty Rogers, DEP BLA Assistant Counsel
Pam Elardo, DEP BWT Deputy Commissioner
Dimitrios Katehis, DEP BWT Director, Regulatory Compliance Innovation

Jane Gajwani, DEP Energy Office Director

Brendan Hannon, DEP Energy Office Analyst / City Research Scientist

Sylvana Vicuna Carrasco, DEP Energy Office Analyst / City Research Scientist

Exhibit A - Designation of DEP Employees to Perform Work at Not-For-Profit Entities (6/2/20)

| Last Name | First Name | Bureau | Position @ DEP | NFP Name | Position @ NFP |
|-----------------|------------|---------------|--------------------------------------------------|---------------------------|----------------------------------------------------------------------------------------------------------------------------------------|
| Katehis | Dimitrios | BWT | Director, Regulatory Compliance Innovation | Water Research Foundation | Project Advisory Committee member: Project 5089 "Interlaboratory and Methods Assessment of the SARS-CoV-2 Genetic Signal in WW" |
| Hannon | Brendan | Energy Office | City Research Scientist / Energy Program Analyst | Water Research Foundation | Project Advisory Committee member: "Developing a Framework for Quantifying Energy Optimization Reporting" (Project no. to be assigned) |
| Vicuna Carrasco | Sylvana | Energy Office | City Research Scientist / Energy Program Analyst | Water Research Foundation | Project Advisory Committee member: Project 5083 "Advancing Low-Energy Biological Nitrogen Phosphorous Removal" |



June 30, 2020

By Email (carrier@coib.nyc.gov)

Ethan Carrier, General Counsel
New York City Conflicts of Interest Board
2 Lafayette Street, Suite 1010
New York, NY 10007

Vincent Sapienza, P.E.
Commissioner

Re: COIB Rule 1-13(e)(1) Designation of DEP Employee
to Perform Work at Not-For-Profit Entity

59-17 Junction Blvd.
Flushing, NY 11373

Tel. (718) 595-6565
Fax (718) 595-3525
vsapienza@dep.nyc.gov

Dear Mr. Carrier:

Pursuant to Rule 1-13(e)(1) of the Rules of the Conflicts of Interest Board, I, as Commissioner of the New York City Department of Environmental Protection (“DEP”), have designated Flor Ruiz (the “Designated Employee”) to perform work in her official DEP capacity for the Water Research Foundation (“WRF”), a not-for-profit organization, as set forth in Exhibit A hereto. Based on information presented to me, I have determined that there is a demonstrated nexus between the Designated Employee’s City job, the mission of DEP and the work or activity of the Designated Employee at WRF, and that such work or activity furthers the mission of DEP and is not undertaken primarily for the benefit or interest of WRF.

The Designated Employee will take no part in WRF’s business dealings with the City either at WRF or at DEP in the absence of COIB approval.

Sincerely,

A handwritten signature in black ink, appearing to read 'Vincent Sapienza'.

Vincent Sapienza

Attachment

c: Elissa Stein Cushman, DEP BLA Deputy Commissioner/General Counsel
Franco Esposito, DEP BLA Deputy General Counsel
Ty Rogers, DEP BLA Assistant Counsel
Flor Ruiz, DEP BEDC Sustainability Analyst

Exhibit A - Designation of DEP Employees to Perform Work at Not-For-Profit Entities (6/30/20)

| Last Name | First Name | Bureau | Position @ DEP | NFP Name | Position @ NFP |
|-----------|------------|--------|------------------------|-----------------------------------|---------------------------------------------------------------------------------------------------------------------------------|
| Ruiz | Flor | BEDC | Sustainability Analyst | Water Research Foundation ("WRF") | Project Advisory Committee member: Project 5089 "Developing a Framework for Quantifying Energy Optimization Reporting" |



July 7, 2020

By Email (carrier@coib.nyc.gov)

Ethan Carrier, General Counsel
New York City Conflicts of Interest Board
2 Lafayette Street, Suite 1010
New York, NY 10007

Vincent Sapienza, P.E.
Commissioner

Re: COIB Rule 1-13(e)(1) Designation of DEP Employee
to Perform Work at Not-For-Profit Entity

59-17 Junction Blvd.
Flushing, NY 11373

Tel. (718) 595-6565
Fax (718) 595-3525
vsapienza@dep.nyc.gov

Dear Mr. Carrier:

Pursuant to Rule 1-13(e)(1) of the Rules of the Conflicts of Interest Board, I, as Commissioner of the New York City Department of Environmental Protection (“DEP”), have designated Melissa Murgittroyd (the “Designated Employee”) to perform work in her official DEP capacity for the Water Research Foundation (“WRF”), a not-for-profit organization, as set forth in Exhibit A hereto. Based on information presented to me, I have determined that there is a demonstrated nexus between the Designated Employee’s City job, the mission of DEP and the work or activity of the Designated Employee at WRF, and that such work or activity furthers the mission of DEP and is not undertaken primarily for the benefit or interest of WRF.

The Designated Employee will take no part in WRF’s business dealings with the City either at WRF or at DEP in the absence of COIB approval.

Sincerely,

A handwritten signature in black ink, appearing to read 'Vincent Sapienza', written over a light blue horizontal line.

Vincent Sapienza

Attachment

c: Elissa Stein Cushman, DEP BLA Deputy Commissioner/General Counsel
Franco Esposito, DEP BLA Deputy General Counsel
Ty Rogers, DEP BLA Assistant Counsel
Melissa Murgittroyd, DEP BWS Scientist Water Ecology III

Exhibit A - Designation of DEP Employees to Perform Work at Not-For-Profit Entities (7/7/20)

| Last Name | First Name | Bureau | Position @ DEP | NFP Name | Position @ NFP |
|-------------|------------|--------|-----------------------------|-----------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Murgittroyd | Melissa | BWS | Scientist Water Ecology III | Water Research Foundation ("WRF") | Project Advisory Committee member: Project 5082 "Investigation of Alternative Management Strategies to Prevent PFAS from Entering Drinking Water Supplies and Wastewater" |



July 16, 2020

By Email (carrier@coib.nyc.gov)

Ethan Carrier, General Counsel
New York City Conflicts of Interest Board
2 Lafayette Street, Suite 1010
New York, NY 10007

Vincent Sapienza, P.E.
Commissioner

Re: COIB Rule 1-13(e)(1) Designation of DEP Employee
to Perform Work at Not-For-Profit Entity

59-17 Junction Blvd.
Flushing, NY 11373

Tel. (718) 595-6565
Fax (718) 595-3525
vsapienza@dep.nyc.gov

Dear Mr. Carrier:

Pursuant to Rule 1-13(e)(1) of the Rules of the Conflicts of Interest Board, I, as Commissioner of the New York City Department of Environmental Protection (“DEP”), have designated Caitlyn Korren (the “Designated Employee”) to perform work in her official DEP capacity for the Water Research Foundation (“WRF”), a not-for-profit organization, as set forth in Exhibit A hereto. Based on information presented to me, I have determined that there is a demonstrated nexus between the Designated Employee’s City job, the mission of DEP and the work or activity of the Designated Employee at WRF, and that such work or activity furthers the mission of DEP and is not undertaken primarily for the benefit or interest of WRF.

The Designated Employee will take no part in WRF’s business dealings with the City either at WRF or at DEP in the absence of COIB approval.

Sincerely,

A handwritten signature in black ink, appearing to read 'Vincent Sapienza', written in a cursive style.

Vincent Sapienza

Attachment

c: Elissa Stein Cushman, DEP BLA Deputy Commissioner/General Counsel
Franco Esposito, DEP BLA Deputy General Counsel
Ty Rogers, DEP BLA Assistant Counsel
Caitlyn Korren, DEP BWS Scientist Water Ecology II

Exhibit A - Designation of DEP Employees to Perform Work at Not-For-Profit Entities (7/15/20)

| Last Name | First Name | Bureau | Position @ DEP | NFP Name | Position @ NFP |
|-----------|------------|--------|----------------------------|-----------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------|
| Korren | Caitlyn | BWS | Scientist Water Ecology II | Water Research Foundation ("WRF") | Project Advisory Committee member: Project 5080 "Assessment of Vulnerability of Source Waters to Toxic Cyanobacterial Outbreaks" |



July 21, 2020

By Email (carrier@coib.nyc.gov)

Ethan Carrier, General Counsel
New York City Conflicts of Interest Board
2 Lafayette Street, Suite 1010
New York, NY 10007

Vincent Sapienza, P.E.
Commissioner

Re: COIB Rule 1-13(e)(1) Designation of DEP Employee
to Perform Work at Not-For-Profit Entity

59-17 Junction Blvd.
Flushing, NY 11373

Tel. (718) 595-6565
Fax (718) 595-3525
vsapienza@dep.nyc.gov

Dear Mr. Carrier:

Pursuant to Rule 1-13(e)(1) of the Rules of the Conflicts of Interest Board, I, as Commissioner of the New York City Department of Environmental Protection (“DEP”), have designated David Van Valkenburg (the “Designated Employee”) to perform work in his official DEP capacity for the Water Research Foundation (“WRF”), a not-for-profit organization, as set forth in Exhibit A hereto. Based on information presented to me, I have determined that there is a demonstrated nexus between the Designated Employee’s City job, the mission of DEP and the work or activity of the Designated Employee at WRF, and that such work or activity furthers the mission of DEP and is not undertaken primarily for the benefit or interest of WRF.

The Designated Employee will take no part in WRF’s business dealings with the City either at WRF or at DEP in the absence of COIB approval.

Sincerely,

A handwritten signature in black ink, appearing to read 'Vincent Sapienza'.

Vincent Sapienza

Attachment

- c: Elissa Stein Cushman, DEP BLA Deputy Commissioner/General Counsel
- Franco Esposito, DEP BLA Deputy General Counsel
- Ty Rogers, DEP BLA Assistant Counsel
- David Van Valkenburg, DEP BWS City Research Scientist

Exhibit A - Designation of DEP Employees to Perform Work at Not-For-Profit Entities (7/21/20)

| Last Name | First Name | Bureau | Position @ DEP | NFP Name | Position @ NFP |
|----------------|------------|--------|-------------------------|-----------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Van Valkenburg | David | BWS | City Research Scientist | Water Research Foundation ("WRF") | Project Advisory Committee member: Project 5088 "Defining Exposures of Microplastics/Fibers (MPs) in Treated Waters and Wastewaters: Occurrence, Monitoring, and Management Strategies" |



September 15, 2020

By Email (carrier@coib.nyc.gov)

Ethan Carrier, General Counsel
New York City Conflicts of Interest Board
2 Lafayette Street, Suite 1010
New York, NY 10007

Vincent Sapienza, P.E.
Commissioner

Re: COIB Rule 1-13(e)(1) Designation of DEP Employee
to Perform Work at Not-For-Profit Entity

59-17 Junction Blvd.
Flushing, NY 11373

Tel. (718) 595-6565
Fax (718) 595-3525
vsapienza@dep.nyc.gov

Dear Mr. Carrier:

Pursuant to Rule 1-13(e)(1) of the Rules of the Conflicts of Interest Board, I, as Commissioner of the New York City Department of Environmental Protection (“DEP”), have designated Anastasios (Tasos) Georgelis (the “Designated Employee”) to perform work in his official DEP capacity for the New York Section of The American Water Works Association, Inc. (“NYSAWWA”), a not-for-profit corporation, as set forth in Exhibit A hereto. Based on information presented to me, I have determined that there is a demonstrated nexus between the Designated Employee’s City job, the mission of DEP and the work or activity of the Designated Employee at NYSAWWA, and that such work or activity furthers the mission of DEP and is not undertaken primarily for the benefit or interest of NYSAWWA.

Sincerely,

A handwritten signature in black ink, appearing to read 'Vincent Sapienza'.

Vincent Sapienza

Attachment

c: Chad Gholizadeh, COIB Assistant Counsel
Kim Cipriano, DEP Chief of Staff
Kaitlyn Richter, DEP Deputy Chief of Staff
Anastasios Georgelis, DEP BWSO Deputy Commissioner
Elissa Stein Cushman, DEP BLA Deputy Commissioner/General Counsel
Franco Esposito, DEP BLA Deputy General Counsel
Ty Rogers, DEP BLA Assistant Counsel

Exhibit A - Designation of DEP Employees to Perform Work at Not-For-Profit Entities (9/15/20)

| Last Name | First Name | Bureau | Position @ DEP | NFP Name | Position @ NFP |
|-----------|-----------------------|--------|---------------------|-------------------------------------------------------------------|-------------------------------------------|
| Georgelis | Anastasios (Tasos) | BWSO | Deputy Commissioner | New York Section of The American Water Works Association, Inc. | Trustee-at-Large on Board of Governors |



November 18, 2020

By Email (carrier@coib.nyc.gov)

Ethan Carrier, General Counsel
New York City Conflicts of Interest Board
2 Lafayette Street, Suite 1010
New York, NY 10007

Vincent Sapienza, P.E.
Commissioner

Re: COIB Rule 1-13(e)(1) Designation of DEP Employee to Perform Work at
Not-For-Profit Entity

59-17 Junction Blvd.
Flushing, NY 11373

Tel. (718) 595-6565
Fax (718) 595-3525
vsapienza@dep.nyc.gov

Dear Mr. Carrier:

Pursuant to Rule 1-13(e)(1) of the Rules of the Conflicts of Interest Board, I, as Commissioner of the New York City Department of Environmental Protection (“DEP”), have designated Jasmin Torres (the “Designated Employee”) to perform work in her official DEP capacity for the Water Environment Federation (“WEF”), a not-for-profit organization, as set forth in Exhibit A hereto. Based on information presented to me, I have determined that there is a demonstrated nexus between the Designated Employee’s City job, the mission of DEP and the work or activity of the Designated Employee at WEF, and that such work or activity furthers the mission of DEP and is not undertaken primarily for the benefit or interest of WEF.

The Designated Employee will take no part in WEF’s business dealings with the City either at WEF or at DEP in the absence of COIB approval.

Sincerely,

A handwritten signature in black ink, appearing to read 'Vincent Sapienza'.

Vincent Sapienza

Attachment

c: Elissa Stein Cushman, DEP BLA Deputy Commissioner/General Counsel
Franco Esposito, DEP BLA Deputy General Counsel
Ty Rogers, DEP BLA Assistant Counsel
Pam Elardo, DEP BWT Deputy Commissioner
Alejandra Lamarche, DEP BWT Bureau Communications Liaison
Jasmin Torres, DEP BWT Assistant Chemical Engineer

Exhibit A - Designation of DEP Employees to Perform Work at Not-For-Profit Entities (11/18/20)

| Last Name | First Name | Bureau | Position @ DEP | NFP Name | Position @ NFP |
|-----------|------------|--------|-----------------------------|--------------------------------------|-------------------------------------------|
| Torres | Jasmin | BWT | Assistant Chemical Engineer | Water Environment Federation ("WEF") | Member of Residuals & Biosolids Committee |