

Date of Meeting: April 14, 2005

Kind of Meeting: Business

Place of Meeting: Village Hall

Members Present: Edward Hauser, Chairman
Robert Liffland
Tracy Durkin
Wayne Osborn
Carol Reynolds
Allen Rundall

Others Present: David Wise of Gellert & Klein, P.C.
Bart Clark of Dufresne-Henry
Seth Sheraden of Environmental Consultants
Steve Mance of Environmental Consultants

Chairman Edward Hauser at 7:40 p.m. opened the regular meeting of the Pawling Joint Sewer Commission.

MOVED by Robert Liffland, SECONDED by Wayne Osborn to accept the Minutes of April 14, 2005 as presented. All were in favor and motion carried.

MOVED by Allen Rundall, SECONDED by Wayne Osborn to accept the Treasurer's Report of March 1, 2005 through March 31, 2005 as presented. All were in favor and motion carried.

MOVED by Tracy Durkin, SECONDED by Allen Rundall to approve the prepaid vouchers and the March, 2005 vouchers as presented. All were in favor and motion carried.

MOVED by Wayne Osborn, SECONDED by Robert Liffland to accept the Correspondence Log of April 11, 2005 as presented. All were in favor and motion carried.

Attorney Report

David Wise said he has one thing for tonight, that concerns the Bond Resolution. He said Scott Volkman, who is the Commissions bonding attorney through Gellert & Klein, recommends the village revise the original 1989 resolution. David said they'll have a resolution to present to the village board for Monday. By reviving the former bond resolution in this manner, it will take only about 2 to 3 weeks to be able to begin to draw funds. The alternative would be to do a whole new resolution with a public referendum and that would delay being able to draw down moneys for 2 or 3 months.

David said the only thing he needs at this point from the Commission in order to complete the resolution paper work is the final projections of the cost of both projects. Linda said she handed out to everyone a work sheet with the estimated figures. Chairman Edward Hauser said the numbers may have to be fine tuned a little bit. He said the Commission does have \$132,695.62 in the capital account that the Commission can draw on if needed and then pay it back when they get the Bond Anticipation Note (BAN). Robert Liffland asked if the village always did the BAN's for the sewer. David said yes because the Commission doesn't have the authority to borrow. Chairman Edward Hauser said it's done through the village and the town. He said he'll need a resolution to pass at the town and they are having a special meeting on Wednesday, April 20th if David could have it to him by then. David said he doesn't see why not. Allen Rundall asked if there is a recommendation needed from the Commission to the village to adopt this resolution. Chairman Edward Hauser said they will do that under new business. David said this concludes his report and he thanked the Commission for the reappointment.

Engineering Report

Bart reported there are quite a few things going on this month and he went over the report he submitted.

He said for the Willets/Summit sewer project, the contractor has been out doing some test holes trying to locate water lines and things of that nature before they start construction. They did find one conflict with one of the manholes at the intersection of Willets and Summit. They are going to revise the drawings just a little bit to relocate that so they are not trying to put a manhole right in the middle of the water lines.

He said the contractor has submitted most of his shop drawings and D-H is in the process of getting them reviewed and returned to them.

Bart said the issue with the negotiations on the easements required: Mead he was able to reach tonight and they are trying to set up an appointment with Gary Mead sometime in the very near future. He has changed jobs and is not readily available like he has been in the past so they are trying to set up a Saturday morning or something like that. Bart will keep everybody informed as that happens.

Bart said Creitoff has been working with the town for a property swap and that has a lot of bearing on where they locate the pump station on the property. Bart said he's not quite sure where that is at with the town right now. He said the installation of the pump station can be held up until the end but both of the easements are needed pretty soon so that the construction can keep moving forward. Bart asked Chairman Edward Hauser if the town has been working with Mr. Creitoff on the line swap deals. Chairman Edward Hauser said yes, the town board authorized the town to pay for the survey. He's not sure the status on it. The town did tell Zarecki's office to go ahead and prepare the survey. Bart said what they expect for the next month out at Willets/Summit is that the contractor will be ready to start construction. They have been holding off until all of the shop drawings have been approved and all the precast units come in, all the manholes and things like that. Bart said they hope it will all be done within the next month.

Bart said at this point they are looking for a construction project meeting toward the end of the month to review with the contractor his schedule and notification to the residence as to when the construction will start. The meeting is attentively set up for the 23rd but they are just kind of playing that by ear until they get a firm schedule from the contractor. Bart said as for the East Main St. project: The contractor started construction yesterday and they hit a water service line and caused a leak. Bart said there were some issues relative to just how the contractor should fix and assist with the repair of the leak. The contractor was ready to walk off the site before the leak was actually repaired and all the workers were already off the site. The village highway crew came in and repaired the service lateral. They had a meeting this morning to make sure the contractor understood that if they break something, they need to stay on site until it is fixed and if there is a potential claim for additional fees or something like that, they negotiate that later, but the problem must get fixed before anything else happens.

Bart said the one thing they did come up with is that the water line is in a different location than what was indicated on the as-built plans. The sewer line is actually in the same trench as the water line and that is causing the contractor a little bit of headache. There is no more than two feet separation from the water line to the sewer line and they are digging with a three foot bucket on the excavator, so he has to take it a little slower than they originally planned. The contractor has expressed that there may be some consideration for some extra effort that they need to be reimbursed for there. Bart said they are keeping track of anything they see that may be considered extra time and materials by the contractor.

Bart said there are some minor shop drawings that need to be finished but the contractor is pretty well finished with the shop drawing issues.

Bart said the contractor was hoping to have a two week construction period but Bart doesn't see that he's going to be able to do that, so, a month, a month and a half is probably more appropriate for the conditions he's dealing with out there right now.

Bart said he's trying to schedule just a regular progress meeting toward the end of the month to get an overall view on how things are progressing but hopefully the project will be pretty well complete by that time. Bart said the contractor has been shutting down the road when there is active construction but there is still a lot of traffic through the road. There have been issues with traffic control and hopefully they'll get better with that as the construction moves on.

Bart said ST Environmental did a study of the manholes back in March and he gave Linda the report. It includes photos, and inspection reports on 37 manholes. He said in order to break the report down into a quick summery, he prepared a memo that he handed out to the members tonight. He explained out of 37 manholes that were inspected, 10 of them were in good condition that doesn't require any repairs, 14 were in fair condition that had some issues to resolve but it is not considered a high level concern and 13 of them are in poor condition that requires some initial repairs. Based on Dufresne-Henry's review of ST's report, they feel there are 19 manholes that require some attention in the near future. The report does have a section that has recommendations for the Commission.

Bart said there are three or four actions that the Commission should consider taking in the very near future. The first one is to decide whether the issues that D-H feels the Commission can do, actually can go out and find the time and the help to do these repairs, or, whether they need to pursue a request for proposals from local contractors. The next step would be to determine whether the other repairs need to be performed or have money to be performed this year, and if any of those repairs are going to be performed, the procedures that needs to be followed. D-H feels that the cost of the work is going to be under \$20,000 which is under the formal public bid so the Commission can be a little informal about soliciting requests for proposals from contractors. The fourth action is that there is a manhole that couldn't be found because it is covered with sediment and mud. It is down in the croton river pathway right off of Fairway Dr. Bart said it is probably important to find this one because of its location; it could be a pretty big contributor to inflow. Linda said she will have the report in the office.

Bart said the next issue to discuss is the issue of putting lights at the pump stations in order to work safely at night. Bart said their investigation showed that there is not a NYSEG utility pole close enough to a pump station that would provide enough light into the enclosure. He said that they took a look at the proposal from Electrical Maintenance and in general they found that the proposal is appropriate for what the Commission is trying to do. He said they do have some suggestions for Electrical Maintenance if the Commission decides to have Electrical Maintenance install the lights. He said they are just minor details.

Bart said he wanted to mention one more thing about the pump stations. A few years ago OSHA came out with some new regulations about fall safety and prevention. Bart said that the type of lid at the pump stations, the square lid that opens up to one side on a hinge, OSHA requires some mechanism be in place to prevent people from falling into it. He said that's typically done either with railings or a net over the opening. Bart said at some point in time, the Commission will want to consider buying a railing system or nets. Chairman Edward Hauser asked Bart if they had a price on the proposal on the pump station lights and does the price include the hoods and outlets that D-H recommended. Bart said the proposal was \$400 per pump station for six pump stations and it doesn't include the outlets but once Electrical Maintenance gets the price on the hoods he'll let the Commission know. Chairman Edward Hauser said it will come to somewhere a little under \$3,000. Bart said yes.

Chairman Edward Hauser said the Pawling Golf Commission has asked him to look into the possibility of running a lateral from the new sewer line into the maintenance shed at the golf course. They would like to put a toilet down in the maintenance shed for the work crews. Bart said if the Commission wants, he can direct the contractor to put in an additional "Y" for the service connection and bring it across the road right there. He said it might require a little pump station because the sewers not deep enough to get something from the main. Chairman Edward Hauser asked Bart if he could work up the cost for that, the town will pay for it.

Robert Liffland asked Bart if all of the tanks on East Main St. are going to be removed.

Bart said yes. Rob asked if that includes the golf course and Bart said yes.

Allen Rundall asked since the contractor walked away from the water leak yesterday, can the village charge the contractor for the amount of man hours spent by the village to repair the leak. Bart said that particular service line wasn't worked out so the contractor claims that he didn't know it was there, so he had no warning to be careful there. Bart said it would end up being one of those grey areas where there may be a meeting point in the middle, but since it wasn't marked out the contractor would claim changed conditions. Allen asked where they thought those lines were. Bart said nobody knew where they were. Doug couldn't find the curb stop and because it's a plastic line they couldn't use their equipment to tone out the service laterals.

Allen also asked about the traffic control. There is no flag man or lights. And instead of putting down the metal plates, why can't they completely backfill to open the entire road up and just put a stake in where the end of the pipe is and in the morning they just have to dig it up. Bart said they've been relatively dissatisfied with the way the contractor is dealing with traffic control. Bart said they are working with them with this.

Allen asked if the contractor for the Summit/Willets project has gotten a spot yet for their field office and storage. Bart said they were working with Pawling Rubber Co. and all of the spoilage will go up to Huby's place on Libby Lane. Chairman Edward Hauser asked what about the area right behind the Town Hall. Bart said if the town would consent to it, it would be a perfect location for it all. Bart will talk with Jerry from Fastracs to see about asking the town.

Robert Liffland asked Bart if there have been any as-built drawings done now that they see the water line. Bart said John Komsa has been out there while they're doing this and he's taking swing ties to everything.

Chairman Edward Hauser asked if they have any confirmation that a letter went out to the residents on East Main St. because Linda in the office and him have been getting an awful lot of calls. Bart said no and he will check on it.

Bart said Fastracs will do a letter to the residents up at the Summit/Willets extension right before they start the heavy construction. Chairman Edward Hauser said the earlier the better because some of those residents are already calling Linda.

Sewer Operator Report

Seth said the general operations of the facility have all been good.

He said there have been a real lot of high level call outs because of high level conditions at Baxter Green pump station.

Bart said that when the pump station was installed, he can't count how many times there were issues with this station. He said the first thing is they didn't install it deep enough and when they changed the pump station they never changed the casting so the pump is actually two feet higher than what it was suppose to be. At the time that it was approved for use, D-H stated that they had great concern about whether the pump station was going to operate properly being two feet higher than what the design was because you need that pressure back on the check valve on these systems in order to keep the pumps primed. If those valves don't close the pumps will never work in the manor that they are suppose to.

Bart said what is happening is they are getting a loss of prime and they are manually operating the pumps, both at the same time, and the way the floats are set up at Sheridan, it just overwhelms the system and hits a high level alarm at Sheridan.

Bart said the developer will have to address the problems before the Commission decides to accept the pump station. Chairman Edward Hauser said the Commission should write another letter. He asked Bart to send the first letter sent to Baxter Green over to David Wise for him to strengthen with some legal jargon.

Seth said they have been using the green house consistently and they haven't gotten any odor complaints.

He said as far as any projects pending, the RBC motor has been purchased and is on site. Chairman Edward Hauser said, looking over the letter from Bart pertaining to the manhole repairs, he asked what has to be done on these manholes, is it something that the village street crew can do. He said we'll have to coordinate that somehow with them because they have been busy.

New Business

Chairman Edward Hauser asked the members if they want to consider approval for the lighting project.

MOVED by Robert Liffland, SECONDED by Wayne Osborn to accept the bid from Electrical Maintenance to install the lights at the pump stations with the price not to exceed \$3,000. The vote was:

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| Chairman Edward Hauser | Aye |
| Robert Liffland | Aye |
| Tracy Durkin | Aye |
| Wayne Osborn | Aye |
| Carol Reynolds | Nay |
| Allen Rundall | Aye |

Motion carried.

MOVED by Allen Rundall, SECONDED by Tracy Durkin to approve adjustment of \$10.20 penalty charge for sewer customer acct. #006-10 due to the previous owner paid last quarter bill late. All in favor and motion carried.

MOVED by Wayne Osborn, SECONDED by Allen Rundall to approve adjustment of \$118.42 for sewer customer acct. #078 due to the water was high because of an outside faucet was left running. The vote was:

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|------------------------|-----|
| Chairman Edward Hauser | Aye |
| Robert Liffland | Aye |
| Tracy Durkin | Aye |
| Wayne Osborn | Aye |
| Carol Reynolds | Nay |
| Allen Rundall | Aye |

Motion carried.

MOVED by Allen Rundall, SECONDED by Robert Liffland to recommend to the Village Board and the Town Board to approve the BAN resolution to fund the current sewer expansion projects. Carol Reynolds asked if the Sewer Commission has any money put away for these projects. Chairman Edward Hauser said no and it has always been the intention to borrow the money for these projects. All were in favor and motion carried.

Commission Member Comments

Allen asked if a motion should be made to authorize borrowing from the plant expansion account until the BAN funds are available if needed.

Chairman Edward Hauser said that would be appropriate.

MOVED by Allen Rundall, SECONDED by Wayne Osborn to approve the Commission borrow funds from the plant expansion fund to be repaid when the BAN funds are available. All were in favor and motion carried.

Robert Liffland asked Linda if she needed things signed by the members. Linda said yes, she needs bank signature cards signed and she passed them around.

MOVED by Robert Liffland, SECONDED by Tracy Durkin to close the meeting and adjourn. All were in favor and motion carried. Time: 8:30 p.m.

Wayne Osborn, Secretary