

Date of Meeting: July 14, 2005

Kind of Meeting: Business

Place of Meeting: Village Hall

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

Members Absent: Wayne Osborn

Others Present: Bart Clark of Dufresne-Henry
Seth Sheraden of Environmental Consultants

At 7:30 p.m. the business meeting of the Pawling Joint Sewer Commission was called to order by Chairman Edward Hauser with the Pledge of Allegiance.

MOVED by Robert Liffland, SECONDED by Tracy Durkin to accept the minutes of June 9, 2005 as presented. All were in favor and motion carried.

MOVED by Allen Rundall, SECONDED by Tracy Durkin to accept the treasurer's report of June 1, 2005 through June 30, 2005 as presented. All were in favor and motion carried.

MOVED by Robert Liffland, SECONDED by Tracy Durkin to approve the prepaid vouchers and the June, 2005 vouchers as presented. All were in favor and motion carried.

MOVED by Allen Rundall, SECONDED by Tracy Durkin to accept the Correspondence Log of July 7, 2005 as presented. All were in favor and motion carried.

Attorney Report

No attorney present.

Engineers Report

Bart said that over the past month Dufresne-Henry has been doing inspections to resolve issues of erosion on Walnut and various places on Summit and Willets. He said D-H assisted with the location for the pump station on the Crietoff parcel and got that straightened out.

Bart said they assisted in getting the license agreement and easements for the Utters in order to get the stub in back of those two houses.

Bart said the contractor expects to be pretty well complete in the next couple of weeks.

He said he set up an appointment with Peter Marlow of the Health Dept. to come out and inspect on the 27th.

He reported they submitted pay request number three from Fastracs. He said it was late so it's not on the list for approval with the normal bills. Linda put it on the agenda for prepayment consideration.

Bart said in the next few days the contractor will be placing the item four necessary for the paving on Willets and Summit and next week the contractor will start paving. He asked Chairman Edward Hauser if he would like to discuss the cost of the paving now. Chairman Edward Hauser said he had a discussion with Bart before the meeting started about the sewer projects disrupting the road surfaces. He said he doesn't have any problem with the Sewer Commission paying whatever part of the paving was caused by the sewer work. Chairman Edward Hauser said the problem is that amount was not included in the original borrowing for the project. He said if the Commission is going to take on that financial responsibility they will have to borrow more money. Allen Rundall asked if the Commission can increase the BAN. Chairman Edward Hauser said he doesn't think that will be a problem. He said what the Commission needs from Dufresne-Henry is a contractors quote on the job. Chairman Edward Hauser said it could be a pretty significant amount of money. He said if Bart could come up with a number then if the board is inclined to have a special meeting or take action at the next meeting or pre-act on it. Carol Reynolds asked if the Commission plans to get more than one quote for the paving. Chairman Edward Hauser and Allen Rundall explained to Carol that the town does the bidding for the black top and the village uses that and rents the equipment. It was explained that going out to bid will make the job a lot more expensive. Chairman Edward Hauser explained that each year the town goes out to bid for the black top. They get 5 or 6 bids. The town then chooses the supplier and that is already the lowest bid. He went on to explain the equipment rental is based on availability and then comparing prices from other contractors. Linda said it's the town that does the bidding and the village uses those bids because they are the lowest.

Bart said there were a lot of issues concerning changes with the East Main St. project. He said it culminated into a request for change in the contract price for the contractor. Bart said there were a series of change orders that were put together. REF#73 has five change orders.

He said change order number one has to do with the additional paving that was requested and the additional paving that was required because of the larger area of disturbance due to the location of the water line. This change order came in at an increase of \$21,600. Bart said change order number two is for the additional work due to the water line location. This change order is an increase of \$47,275.

Change order number three has to do with the lateral for the golf course maintenance shed. This came in at an increase of \$3,081.41.

Then change order number four is for the Kane House sewer lateral. This came in at an increase of \$2,982.65. Bart said the original price quote for this was almost \$10,000. Bart said they asked the contractor to consider doing the job on a time and material basis. That is how they got it down to the \$2,982.61. Chairman Edward Hauser said to Carol that this is an example of how it's a lot cheaper to do it by time and materials like they are suggesting they do the black top up at the Summit/Willetts project.

Bart went on to say that change order number five is essentially a bookkeeping change order. It is a reduction in the total cost. In the original contract they had estimated 100 septic tank pump outs and the contractor only had to do 62.

Bart said the Commission needs to consider approving these change orders. Robert Liffland asked what the total cost overrun comes to. Bart said the original contract bid was \$184,000 and with the change orders the total comes to \$255,449 which comes out to be an increase of \$71,449. Allen said that \$12,000 of this will be paid for by the village for the paving and the town is going to pay the \$3,000 for the golf course lateral so it brings the Commission's increase only to \$56,449 which is about 25%. Chairman Edward Hauser said they will do the approvals under new business.

Allen asked if the sewer commission is going to bill the village and the town. Linda said she'll do vouchers.

Bart said as far as the inflow and infiltration work is concerned, they kind of let that one rest for a little while. They have some documents ready that just needs to be reviewed, then they will get them out to contractors for bids.

Bart said the Calagna residence is complete and the pay request has been approved and submitted.

Bart said there has been no work performed pertaining to the Toll Brothers project because escrow monies have not been received yet by the Sewer Commission.

Bart said they put the Stone Hill Development on his monthly report because the Commission will have to think about soon revising the agreements they have with them. Bart said the other thing they've been working on is the SPDES Permit self evaluation form. He said this year with the permit renewal application; they sent what is called a self evaluation questionnaire. The questionnaire had essentially four questions to answer, but, they are loaded questions because they are tied into many other issues. Bart answered the questions and put a little packet together for the Commission. REF#72

Bart said that at the end of the questionnaire they ask you to check off one of four boxes that have to do with the self evaluation list that's in there. Bart said based on his review of the self evaluation he recommends the Commission check off box number three. He said in the next 5 year period the Sewer Commission is going to be in the position where it's going to have to modify its permit for a couple of reasons. Box number three on the questionnaire says "It seems like I'm going to have to change this" and is just giving the DEC some indication that something will be coming up with the Commission.

Bart said by checking off this box it does not obligate the Commission to do anything. Allen asked Bart about the punch list items that ELQ still have to do. Bart said there is still some things they need to take care of, like Bardua's back yard, and a couple of other things. He recommends the Commission approve the change orders but not to pay until punch list items are complete.

Sewer Plant Operator

Seth said all of the daily operations of the plant are pretty normal and all the samples have been good. He said they've been doing a lot of warm weather type stuff down at the plant. Rich will be ordering the paint for the settling tank and they should be painting it in the next couple of weeks.

Allen asked Seth if he had a chance yet to go up and look at the man hole up on East Main St. in front of the funeral home. Seth said he hadn't looked at it but he will do that right away tomorrow.

Seth asked if the Commission received the quote from Mountain Machine for the RBC unit to get done. Linda said yes, it is REF#61

New Business

MOVED by Tracy Durkin, SECONDED by Robert Liffland to approve the RBC Bearing replacement from Mountain Machine Works for \$9,963.85. All were in favor and motion carried.

MOVED by Allen Rundall, SECONDED by Tracy Durkin to approve the change orders submitted by ELQ and approved by Dufresne-Henry with the stipulation that payment will be held until all punch list items are complete and approved by Dufresne-Henry on East Main St. All were in favor and motion carried.

MOVED by Tracy Durkin, SECONDED by Robert Liffland to authorize the engineer to submit the SPDES self evaluation questionnaire with box number three checked. All were in favor and motion carried.

MOVED by Robert Liffland, SECONDED by Allen Rundall to approve transfer of \$8,550.00 from Willets/Summit Extension MMA#15004210754740 to O&M MMA#15004203346918 for Fastracs Pay Request No. 1 approved and paid in May for Summit/Willets Sewer Extension project. All were in favor and motion carried.

MOVED by Robert Liffland, SECONDED by Tracy Durkin to approve transfer of \$117,247.15 from Willets/Summit Extension MMA#15004210754740 to O&M MMA#15004203346918 for fees paid for Summit/Willets Sewer Extension project which includes the Pay Request No. 2 from Fastracs for \$103,733.23. All were in favor and motion carried.

MOVED by Robert Liffland, SECONDED by Allen Rundall to approve Pay Request No.3 from Fastracs for \$114,667.81. All were in favor and motion carried.

MOVED by Tracy Durkin, SECONDED by Allen Rundall to approve transfer of \$114,667.81 from Willets/Summit Extension MMA#15004210754740 to O&M MMA#15004203346918 for prepayment of Fastracs Pay Request No.3. All were in favor and motion carried.

MOVED by Tracy Durkin, SECONDED by Allen Rundall to approve transfer of \$50.00 from BG MMA#15004203347239 to O&M MMA#15004203346918 for legal fees paid for Baxter Green. All were in favor and motion carried.

MOVED by Robert Liffland, SECONDED by Tracy Durkin to approve adjustment of \$206.35 for sewer customer acct. #420B due to a broken meter generated a high June bill. Credit based on customers average sewer bill. All were in favor and motion carried.

MOVED by Allen Rundall, SECONDED by Carol Reynolds to deny any sewer bill adjustment for account #310, (which was tabled in the May meeting) on the grounds that the investigation showed the meter is functioning properly which indicates the water was used. All were in favor and motion carried.

MOVED by Robert Liffland, SECONDED by Allen Rundall to approve credit of \$10.00 to sewer customer #447-2 current sewer bill because the original check used to pay bill was lost and customer had to stop payment which cost him \$10.00. All were in favor and motion carried.

Chairman Edward Hauser said the next item to discuss is the pavement for Summit & Willets. He said it's actually in process now, they haven't started paving yet but everything is in the works. He said the Commission now needs to give authorization to confirm prices and extend our bond amount to reflect that.

MOVED by Allen Rundall, SECONDED by Robert Liffland to have the paving of Summit & Willets be done and paid when amount found to be correct by Dufresne-Henry and then have the appropriate amount of money added to the BAN.

The vote was: Chairman Edward Hauser	Aye
Robert Liffland	Aye
Tracy Durkin	Aye
Wayne Osborn	Aye
Carol Reynolds	Nay
Allen Rundall	Aye

Carol said she would like to have the price before she approves paying it. Chairman Edward Hauser said as soon as Linda gets the amount she can notify all of the Commission members so they know what they voted.

Motion carried.

Tracy Durkin asked if the members wanted to discuss the letter the Commission received from Anthony Calagna. REF#66 Chairman Edward Hauser said yes, he would like to discuss it. Tracy read the letter aloud.

Chairman Edward Hauser said that the Sewer Commission really extended themselves to accommodate Mr. Calagna. He is and always was in the district so he needs to pay the bills. Robert Liffland said the work is guaranteed for a year any way, unless there is a clog that the homeowner created. Chairman Edward Hauser asked Bart if there was any warranty implied by the contractor. Bart explained that all contractual work according to state law carries a one year warranty. Chairman Edward Hauser said the Commission should let Mr. Calagna know there is a one year warranty on the work and the Commission will support having the contractor make good on any failures that aren't caused by the homeowner. Chairman Edward Hauser asked Bart to draft a letter for Linda about the warranty. Allen said that if you look back in the minutes, it was discussed that because he is paying a sewer bill, that is why the Commission paid for the hook up for his property. Chairman Edward Hauser said he will draft a letter about the sewer bill to Mr. Calagna if Bart would please just do the letter about the warranty.

MOVED by Tracy Durkin, SECONDED by Allen Rundall to close the meeting and adjourn. Time: 8:22 p.m. All were in favor and motion carried.

Wayne Osborn, Secretary