

Date of Meeting: April 12, 2007

Kind of Meeting: Regular Business

Place of Meeting: Village Hall

Members Present: Chairman Robert Murphy  
Tracy Durkin  
Robert Liffland  
Mike Montemarano  
Wayne Osborn  
Allen Rundall

Others Present: David Wise of Gellert & Klein, P.C.  
Seth Sheridan of Environmental Consultants  
Rich Kane of Environmental Consultants  
Steve Mance of Environmental Consultants

MOVED by Mike Montemarano, SECONDED by Tracy Durkin to open the regular scheduled business meeting. All were in favor and motion carried. Time: 7:26 p.m.

MOVED by Wayne Osborn, SECONDED by Mike Montemarano to accept the minutes of March 15, 2007 as presented. All were in favor and motion carried.

MOVED by Mike Montemarano, SECONDED by Wayne Osborn to accept the treasurer's report of March 1, 2007 through March 31, 2007 as presented. All were in favor and motion carried.

MOVED by Allen Rundall, SECONDED by Mike Montemarano to approve the March, 2007 vouchers as presented. All were in favor and motion carried.

MOVED by Tracy Durkin, SECONDED by Wayne Osborn to accept the Correspondence Log of April 5, 2007 as presented. All were in favor and motion carried.

## **Old Business**

### **Attorney Report**

David Wise said that based on all the information he now has, that the hook up fee for the B&B of \$3,000 is reasonable. He said he understands there is some recommendations by the engineers that the hook up fee be in the range of \$6,000 to \$9,000, but that has been informally made and not officially acted upon and that the best course for the future is to have the hook up fees set by resolution.

MOVED by Allen Rundall, SECONDED by Tracy Durkin to charge the B&B \$3,000 for their hook up. All were in favor and motion carried.

Dave said he brought a draft resolution that is not in form to be passed tonight because there is discussion which has to take place concerning the dollar amounts for the hook up fees. He said in addition he tailored this more toward the tenancy agreements but he thinks he should put some other language in there which would more specifically address developers. Dave said the heart of this is that generally what is done is a flat fee is charged for a residential property. He said the Commission is not bound to do it this way but generally that's how it is. Dave said commercial structures generally pay a rate per gallon base on the anticipated daily usage. He said he has also built into the resolution, which is the Commissions option whether they proceed this way or not, is in the third resolve which is in the top of the second page, he built in there an annual increase to the hook up fees, tying it to a specific CPI index. Dave said according to this resolution, every January 1<sup>st</sup> the hook up fee will increase based on this particular CPI. He said it is the Commissions option, they do not have to do it this way. Dave said fewer municipalities have the automatic increase than those that do. He said that some of the ones that he has spoken to recently show interest in changing to the automatic increase.

Dave said they can also tie it to another CPI.

Tracy said she thinks it's good to have the automatic price adjustment in the resolution. She said it's a good safety net and it doesn't preclude the Commission if they had some unforeseen plant upgrade or expansion to go back and look at the numbers again and set a new fee structure, they are not precluded from doing that.

Chairman Robert Murphy asked if any body else wanted to comment. Allen said he has no problem with following the CPI. He said he did not realize that the Commission was looking at the value of their sewer treatment plant to set a price for hook up fees. He said eh thought the price of the hook up fees are to expand the plant to the point that it would not cost the present people on the system any additional cost for expansion for a developer that comes in. Allen said now they are adding a new element to this thing saying "we have a value to this plant" so now the consumer has to pay for that value even though they are paying for the cost of the expansion, they're paying the O&M to operate the plant when they hook in. He said he thinks the Commission needs to really look at that very carefully as they move down the road. Chairman Robert Murphy said this is nothing new, that this is what the old rates were base on. He said the term expansion fee was always probably incorrect. He said the fee is really set as far as not only expansion but to the value of the plant also. Chairman Robert Murphy said there is no reason a new developer should come in and pay a fee that would only take care of his portion. He said that Allen is basically saying that a developer should only pay for his portion of expanding the plant and not the plant as a whole. He said there is a value in that. Chairman Robert Murphy said if they ask a developer to come in and put in a sewer treatment plant, they will find not a whole lot of development going on in the village because that would cost them more. Chairman Robert Murphy said the developers understand the value of hooking up to an existing plant and he thinks they would be willing to pay a reasonable price and he stands by the rate structure that Dufresne-Henry has come up with within that range.

Chairman Robert Murphy said if the Commission goes too low it's going to be the tax payers that will foot the bill. Allen said he agrees with everything the Chairman said basically with the exception that the Commission has always considered the hook up fees as being for future expansion of the plant, not as paying to the value of the plant. Chairman Robert Murphy asked Allen if he thinks there isn't any value to the plant for developers. Allen said sure and when they pay for the expansion of the plant that increases the value of the plant, they have paid for that value. Allen said the study that was done, it was done to tell the Commission what capacity this plant would need to be if every parcel of land in the Village of Pawling was developed. Chairman Robert Murphy said no, that is not what it is saying. Allen said the three large parcels were all grouped into one. Allen said in the first two pages it refers to all three developments that can potentially be there. He said it is saying to develop the plant to make it work for every single development that can conceivably come into the village is going to be roughly X number of dollars and that each developer has to pay in a range to reach that development. Allen said if it's talking about their price to develop the plant for that he has no problem with that. He said but when they say they are charging them also for the value of the plant, he has a problem with that. Dave said it is customary to charge some value for what is already in place. He said in fact there are a number of municipalities which will go a step further and will charge a hook up fee which is the equivalent of the estimated cost of a particular user or group of users to build their own septic disposal system. He said he has seen residential hook up fees nearing \$10,000 to \$12,000 because it's deemed that is what it would cost to put their own system in. Dave said he feels that's a little high but it is permissible. He said whether it is sewer or water, any sort of tenant type user or any sort of a user who comes in after the facility is built, it's very, very common and even recommended that there be some recapture of the cost that has already gone into what is already there. Dave said because the new user is getting the benefit of a structure that has been paid for their people and to not build that into their hook up fee in some way, basically wouldn't be a gift but a lot of municipalities look at as the new developer is really getting something for nothing, that they are getting it on the backs of the people that invested the money in it. Allen said that is basically what the Commission did. He said they built a plant that would receive X number of gallons on the SPDES permit. Every development that has come in has been within the SPDES permit so the Commission did not have to expand the plant a huge amount and we've charged them X number of dollars for hook up fees to put into an account for when the Commission really has to expand the plant. Allen said now the Commission is telling the new developers that come in that now the plant has to be expanded and they're going to have to pay for what has already been done because the value is there. Chairman Robert Murphy said because the value has increased. Mike Montemarano said he thought they also took to it according to gallonage. He said they've talked about adding 300,000 gallons of capacity for a million dollars which in fact would double the capacity of the plant, then they tried to estimate what it would cost to create a 300,000 gallons per day facility from scratch, including the acquisition of land and the initial construction of the plant.

Chairman Robert Murphy said the reason the engineers brought in some of the other developers in the study is that they wanted to see what the other developments would add to the plant. He said it just so happens that the next component of the plant that needs to be expanded almost doubles the capacity of the plant and the Commission is certainly not asking the next developer to pay that entire amount. He said there is expansion and then there is the history of the hook up fees which is really expansion and a certain value to the plant and the dollar amount they are talking about is not so much tied to what the cost of the expansion would be but also, if Toll Brothers had to pay for the expansion they would be having to cut the Commission a check for one and a half million dollars, because that is what the expansion needs to be.

Chairman Robert Murphy said the new rate is based simply on the past charges, because the Commission has to be able to be somewhat consistent. He said that's why he asked the engineers to do a brief history on what the Commission charged past developers. He said developers will look at the history and see what the Commission charged and if they see something they consider arbitrary they're going to question it. Chairman Robert Murphy said he thinks how the engineers approached it, by factoring in inflation and basing the new rate on the history, gives the Commission much firmer footing in enabling them to charge something in the range between \$6,000 to \$9,000. He said it's based on the past history, what they charged developers with the inflation factor. Allen said to let the record show that when the proposal for the Umpshied property first came before the Sewer Commission and there was discussion with the developer, the Commission's engineers, Stantec, told the developer if the Sewer Commission took care of the infiltration of the plant, the plant would handle the amount of flow that would be going into the plant. He said that is what was told to them two years ago.

Allen said then the engineers did a study and came back and said, to allow all of the developers that are in the Village of Pawling to hook into the sewer system, it's going to have to be expanded way beyond the present capacity which would do more than any of the developers could possibly need, which the Commission already inflated the cost to the developers because they escalated the amount of sewage that's going to be going to the plant. Chairman Robert Murphy said the hook up fee is not based on the cost of the plant expansion, it's based on the history of what they've charged developers in the past. Allen said they're only going to go back and forth with this because he has his belief's and convictions. Chairman Robert Murphy said it's not belief's, it's basically what the Sewer Commission has always done in the past. He said the study is a study on what it may cost for the next expansion, whether the Commission had to expand the plant or not for the next developer, the hook up fees would still be in the \$6,000 to \$9,000 range, they would not change. Allen said it has to be looked at, at some degree, how far can the Commission expand, how much room is there to expand the existing sewer plant and what is needed to provide the Village of Pawling with what is needed for the development. He said if outside developers want to sign in and come in on a tenancy agreement, then that has to be looked at because the Commission is penalizing the developers for the Village of Pawling to meet a SPDES permit that would far exceed the amount needed for the Village of Pawling. Chairman Robert Murphy said the Commission isn't penalizing anybody. He said what he is trying to explain is that regardless of plant expansion, whether it's needed or not, the hook up fees would be the same because that is the value of the hook up fees.

Allen said the Chairman is looking at the value of the plant. He said he realizes that the \$3,000 hook up fee is a 1980's figure, he's not arguing that point. He said he's not even arguing that \$6,000 wouldn't be an appropriate figure. He said but the cost of the hook up fee should be for the cost of future expansion of the plant, not for the value of it. Robert Liffland asked how much money was collected, do they have in the bank, for the units that have already been charged. Chairman Robert Murphy said currently they have \$202,000 in the account but the Commission spent almost \$600,000 putting in the second digester and also doing the bio filter too. Chairman Robert Murphy said that at that time that was the bottleneck, there were major problems. Chairman Robert Murphy said when Baxter Green finishes paying their hook up fees the Commission will have about \$215,000 in the account. Robert Liffland said that isn't going to go very far.

Chairman Robert Murphy said he said the point he is trying to make is that he feels they need to be consistent with the rates. He said they can't all of a sudden go too high and if they go to low they are doing a disservice to the tax payers. Allen said he can't argue with that point. Chairman Robert Murphy said there is no better way than to use a benchmark which is a figure which is a construction CPI or CPI, especially in studying the past hook up fees and what they will try to come up with.

Allen said he wants the hook up fees to go to plant expansion, not for the value.

Chairman Robert Murphy said to Allen that he will be selling the taxpayers short. He said he is giving the plant away and he would appose that. He said he'd be essentially giving away the plant to the developer. Chairman Robert Murphy said Allen is just telling the developer to come in here, build whatever they want to build, and just give us a little bit of money. Allen said that's not what he's saying. He said he's saying that if they charge \$6,000 or \$7,000 it's for the expansion of the plant period.

Chairman Robert Murphy asked David Wise what would be permissible to use that money for other than expansion. Dave said you can use it to maintain the plant. Chairman Robert Murphy they can use it to maintain the plant which they now have to do through the budget so they could use that money to maintain the plant so then could reduce taxes for everybody, and they could use it for upgrade to make it run more efficiently, which would lower taxes for everybody, including a new developer. Dave said yes, all of the cost of those things are figured into the current rates. Chairman Robert Murphy said the sewer plant is approximately 22 years old which is the useful life of a sewer plant well maintained. He said there is going to come a time that they will have to think about doing things and it would certainly be nice to be able to do that out of the fund and not have to tax the residents of this community. Chairman Robert Murphy said he doesn't have to remind Allen what this community went through when the plant expansion. He said it brought this downtown to it's knees. He said they need to realize that the whole downtown, the commercial part of the village is served by the sewer and there is some of their customers that are paying more in sewer taxes than they do in village taxes. Chairman Robert Murphy said it would be in the Commissions best interest to make sure it is affordable as possible.

Chairman Robert Murphy said having a sewer plant is a double edged sword, there's an extra tax which puts some of the businesses at a disadvantage, but then in another way it allows the village to have future development which is what everybody wants. He said future development wouldn't even be possible without the sewer plant.

Chairman Robert Murphy said that when all is said and done, the rates they are able to charge everybody, not only the new people who want to hook up but also the current people who lived through the expansion are charged a reasonable fee. He said everybody can basically operate on a level with communities that don't have the service.

Allen said he can't agree with Chairman Robert Murphy more. He said he feels the Commission has to have a study done that will show what a developer can afford to make the building so that people can buy and move here. Chairman Robert Murphy said it is up to the developer to do something like that. He said to Allen that he's sure that Toll Brothers has already done it. He said that probably before they even looked at that property they did a study to see if it would be worth while to purchase the property. Chairman Robert Murphy said they wouldn't be spending all this time and energy and effort to build here if they didn't think it would be affordable to be here. He said they would have been out of here a long time ago.

Robert Liffland said what he is getting out of all of this, and he does say there is a value to the plant, but he feels that they are crippling the village now by not expanding the sewer dept. just by looking at the taxes, they are not going to get as much tax next year.

Rob said he doesn't know why they can't form a district by Umpshieds property, by Roonies property, by Heinchons property and let them start paying into O&M. He said why they can't borrow the money to expand the plant because the developer is going to come in a pay for the expansion anyway so when they pay it the Commission can pay off what they borrowed. Rob said to him they are crippling the village by the longer they keep waiting, the worse it's going to get for this community.

Chairman Robert Murphy said unless they ran lines in front of the houses the Commission can not charge them O&M. They would be charged debt only.

Chairman Robert Murphy asked Dave if he could answer as how districts are set up or added on. Chairman Robert Murphy said he assumes they just can't go out there and just create a district, that there is probably some kind of vote that happens. Dave said generally it would go out by referendum for people to vote on in that particular area. Rob said it could be done though. Dave said before you do that there is quite a bit of engineering fees involved to scope out what the area would be, what the estimated cost of construction to service the various facilities, what plant expansion would be needed. He said those preliminary steps could be very costly. Rob said the Commission already has the engineering report on those three parcels. Dave said he doesn't know, he has read parts of it but it was over a year ago, he doesn't remember it all. Chairman Robert Murphy said he thinks what the report refers to as far as the three parcels is possible capacity to the sewer plant. How much more the plant will need to support that extra capacity.

Chairman Robert Murphy said he would assume that the voting right actually goes to the property owner and his question is why would a property owner want the system if they have no problems without it and, pay taxes on something they might not even get for several years. He said some of these parcels may not be developed for two or three years. Rob said they should be given that option.

Chairman Robert Murphy said a perfect example is Grandview Ave. where Wayne Osborn lives. He asked Wayne if he and his neighbors would want sewer there and Wayne said no. Chairman Robert Murphy said he thinks Grandview was incorporated in the first place but the people said no, they didn't want to be in the district.

Dave said what he can do if the Commission would like, is to give an outline of what it takes to create a district.

Rob said he'll make phone calls to ask if the parcels would be interested in the district being expanded. He said because right now they are crippling the village for any kind of development. Rob said what is it going to be, another 2 to 4 years, how much longer can the tax payers afford. Chairman Robert Murphy said he doesn't see how they are going to be able to afford an expansion that is going to cost a million and a half dollars when the Commission only has \$200,000 in the bank. He said Toll Brothers maximum will bring the Commission \$450,000. He said that means the Commission will have to borrow probably \$700,000 to do the expansion which is going to fall upon the shoulders of the current tax payers of the sewer district. He said he feels they will best be served by not developing and taking on more debt. Chairman Robert Murphy said that over the last three years the Commission has taken on almost a million dollars in new debt to finish out the existing district, bringing sewer to users that have been paying sewer charges for quite a long time. Chairman Robert Murphy he thinks just borrowing more money just to expand the plant for users who aren't necessarily at out door step would be a bad idea. He said he's not opposed to start the work on engineering studies and maybe getting it ready close to bid because obviously development is pretty definitive, but he would be very reluctant to take on additional debt at this time.

Rob said that he would agree with as long as the Commission keeps moving forward. He said he doesn't feel they're moving forward. He will poll the land owners to see if they would want the district to be expanded to them. Rob said what if they say yes they want the sewer. Chairman Robert Murphy said sewer to what. Rob said to their property which they would have to pay for. Chairman Robert Murphy said Rob would have to explain to them that it would be a large upfront cost, that any costs associated with expanding the district to their property would be born by them. Rob said they don't have to worry about Heinchons because that is sold and Rob doesn't think he's going to do any expansions. He said so now that is in the report and they figured for it, so do they take it out of the study. Chairman Robert Murphy said no, it's considered future development. Rob said it's figured in now or do they wait until it gets developed and then do another expansion on their back. Chairman Robert Murphy explained that the study indicated the next component that needs to be expanded just so happens to have a capacity of 300,000 gallons. He said they can do a smaller capacity but then they will start to get into whether it's really worth doing. He said they're putting in a more efficiency RBC, without taking up much more of a foot print at the plant. Rob said what he's saying is that is planned and based on the fact that three large parcels are coming on, but one of the parcels are not coming on. Chairman Robert Murphy said it just so happens that this is the next expansion capability.

Rob asked if there is a smaller unit. Chairman Robert Murphy said there might be but it might not be cost effective. Rob said they will have the two developers to pay for the whole thing, he doesn't feel that's right. Chairman Robert Murphy said why wouldn't you want the larger expansion, why would you want to expand twice. Rob said if you had to expand twice it wouldn't cost the Commission anything, it will be on the new developer coming on. Rob said he wants to keep the cost down for the two developers now. Chairman Robert Murphy said he doesn't think that would keep the cost down because what you want to do in five years, due to inflation, it will cost a lot more to basically expand what you could have done the first time.

Chairman Robert Murphy said if they have Toll Brothers and one of the larger developers on Route 22 to want to hook up, the Commission may then have the money ready to do the expansion.

Mike Montemarano asked if the Commission can take 150,000 gallons of the 300,000 proposed capacity and sell usage for money and at the same time reduce the hook up fees associate with those blocks to finance the improvements. He said in other words, can the Commission sell gallonage? Chairman Robert Murphy asked to who. Mike said to the developer. Chairman Robert Murphy said essentially that is what they've done. He said he doesn't think a developer will fork up that much money unless he's sure he's going to hook on and then he'll have to pay the hook up fees on top of that.

Allen asked if anybody has asked the engineers if they can do a smaller capacity and the cost of it. Chairman Robert Murphy said he just doesn't understand why he wants to do that.

Allen said because maybe there is someone that's not going to be coming on for another 20 years so the Commission is penalizing the developer that is here for a development that might never come in. Chairman Robert Murphy said whether they do the expansion in piecemeal, whether they do it in three component or one component the hook up fee is going to be the same, it's not going to change because it's based on the previous hook up fees. He said the hook up fees are not associated with the cost on how they need to expand the plant. Allen asked who says this, who has made this rule as the gospel rule? Chairman Robert Murphy said that's how the Sewer Commission has always done the fees. He said that is how the fees were established and the Commission will continue to establish them in this way. Chairman Robert Murphy said that doing it any other way might be arbitrary because you can't just all of a sudden say; well, the Commission will charge them \$1,000. Allen asked how the Sewer Commission came up with the \$3,000 hook up fee. Chairman Robert Murphy said there was probably a study done for the usage. Rob said it was based on that's what the Commission charged Cedar Valley and that sounded like a good number. He said that's how they came up with that. Chairman Robert Murphy said no that is not how they came up with the number. Allen said he just doesn't understand where the figure is coming from. He said how the engineers established a \$6,000 to \$9,000 range to hook up. Chairman Robert Murphy said it is all explained in the study. Allen said he did read the study and it said to put 300 gallons, or whatever, he tripled the amount to go into the sewer plant and it will probably never reach that point, and that is where that number comes from. Allen said if they said they are going to say they will develop this plant to only give them a SPDES permit of X number of gallons, what is that going to cost? He said then they will have something to look at.

Chairman Robert Murphy said no, it doesn't because then if you have to expand the plant again you'll have to deal with a new study, new engineering fees, new construction fees. He says again, it will not change the hook up fees. Allen said the Commission has not established what the hook up fees are going to be.

Chairman Robert Murphy said to Allen if he tries to establish a \$3,000 hook up fee, he will be selling the tax payers short. He said what Allen essentially wants to do is give away the hook up fees to this developer. Allen said he just wants a solid figure. Chairman Robert Murphy told Allen he has a solid figure and if he wants to spend his personal money and talk to Zarecki then he should go right ahead. Allen said to Chairman Robert Murphy that now he is getting personal. Chairman Robert Murphy said it is all about Stantec and all of sudden Allen and Rob didn't have any problems with the study until since Monday they have problems with Stantec and the study.

Allen said this board has never discussed the hook up fees until right now. Chairman Robert Murphy said the Commission discussed the hook up fees last meeting and the meeting before. Allen said they have discussed the contents of it. Chairman Robert Murphy said they will move on.

Dave said going back to the resolution, he made some changes. He said this is geared more towards tenants but he needs to put some language in there which would take into account the development. He said he'll do that and bring it with him next month.

Allen asked if the B&B can begin going in to the planning board before this is signed or are we going to hold them up for another month. Chairman Robert Murphy said that was already approved.

Tracy said she would like to make a suggestion. She said that when they come back next month David will have the draft resolution in a final form except for the dollar figure. Tracy said perhaps they could all individually agree to go back and re-read the report with all of this conversation in their minds while they read. She said she would be happy to call around to do a little research to find out what other municipalities of similar type that have municipal sewer, what their hook up fees are. She said it will give them a certain idea of what the cost of living in a comparable village might be.

Allen said a good thing to do also would be to have the engineers here to explain what he's done and how it's done in the report so that they can hear it from a professional.

Chairman Robert Murphy asked Dave, because he is involved with the Western part of the county, what are the ranges of hook up fees over there. Dave said he just wrote himself a note because the other sewer that he works with is Trimunicipal Sewer Commission which services town of Poughkeepsie, town of Wappingers and the village of Wappingers Falls. He said they had a commercial tenant 3 and a half years ago and so he just wrote himself a note to go back and look at what they charged. He said that in the town of Poughkeepsie, they are charging \$3,000 for residential and \$10.00 per gallon on commercial and they are convinced the rates are too low and are in the process of increasing them.

Steve Mance said the town of Lagrange is \$6,500. Rob asked if they will have the engineer at the meeting next month. Chairman Robert Murphy said he'll ask Ron to come.

Rob asked where will that bring them with the resolution for next month. Rob said he doesn't think they will have this done unless everybody is satisfied at that meeting to pick a number then to put that into the resolution and approve that after listening to Ron. He said that is a lot to do in one meeting. Chairman Robert Murphy said if it has to wait another month then they will wait another month. Tracy said they can always go on the assumption that they possibly could agree on a number and if it looks like it's not going to happen than they can wait.

**Engineering Report**

Chairman Robert Murphy said there are two pieces of correspondence from the engineer. One is REF#40 which is in regards to the B&B sewer connection. Chairman Robert Murphy said he spoke to Ron Gainer on the phone today. He said Ron said he is basically happy with the pump, but had some comments about it. He said that John Kalin wrote in it that the Sewer Commission was going to take over the force main and Ron strongly recommends the Commission not take it over. He said it is on the B&B property and it could end up being a considerable expense if there are any problems and the Sewer Commission typically doesn't do that. Chairman Robert Murphy said he prefers that not be in their. Chairman Robert Murphy said generally the property owner will purchase and install the pump. He said the owner will own and maintain the entire length of the force main of the gravity sewer and the property owner will bear the cost of the sewer operation which is basically the electrical costs. Chairman Robert Murphy said the Sewer Commission will take over the pump and maintain it. Dave said yes, the Commission will take ownership of the pump.

Chairman Robert Murphy said the only other thing is to discuss the surcharge for the cost of replacing the pump down the road. Chairman Robert Murphy asked Dave to explain that a little bit. Dave said when there is a pump station tied to a particular tenant which that in and of itself is unusual, if you are going to do that you want to build into the agreement some expense which would be paid by the user in the event the pump station needs to be replaced. He said this charge is over and above their regular sewer bill. Dave said you could build it into their sewer bill but it is a separate charge. Chairman Robert Murphy said they could see what a new pump would cost and figure it that way.

Tracy asked Dave if the funds that the Commission collects from the B&B for a future pump have to be put in a separate account or does it just go into the general fund. Dave said it would go into the general fund. Chairman Robert Murphy asked Dave if he could start working on the tenancy agreement and bring it to the next meeting. Dave said yes.

Chairman Robert Murphy said the other piece of correspondence the Commission got from the engineers is an email from Jim Fitzsimmons in regards to a conversation that Jim had with the DEC about the long range plans to increase the plant capacity. Chairman Robert Murphy said in the email Jim wrote about his conversation he said he was told that the existing limit on the current SPDES permit will remain applicable, however a new prosperous limit will be added. He said the long and the short of it is, Jim is doing an evaluation to see how this may impact the conceptual expansion. (REF#37) Tracy asked what limits they are talking about. Steve Mance said they are talking about BOD/TSS not the flow.

**Sewer Operator Report**

Seth said as far as the general operations of the plant go, they did have to take a little extra sludge out of the plant just because they haven't been able to dewater much. He said test numbers were good. He said the flows were over permit for the first time in several months because of the precipitation they've had. Chairman Robert Murphy asked if the manhole repairs were done and Seth said yes.

Seth said they had normal servicing of the generators done as per the service agreement. Seth said they did have a safety inspection and that everything that was noted in last years safety report had been taken care of and nothing new came up this year.

Seth said there was somewhat of a problem up at the Hillview pump station. He said the number one pump up there went into the fail mode, when they pulled it up they saw it was shot. Seth said then when they went to use pump number 2 which is a newer pump they had problems with it pumping down. He said that through some investigation what they found was because it was a newer pump it weighed significantly less than the older one and in order to get over the rise on Hillview, the pressure was pushing the pump off of the seat where it slides down. Seth said in order to resolve that temporarily they clamped the pump right to the pipe whereas normally it just sits on a bracket and that's what holds it in place.

Seth said they also priced repairing the existing pump they already have or replacing it with a similar pump, it is actually cheaper to replace the pump than to repair the old pump. Seth explained the type of pump they have there at Hillview.

Seth said they also had a problem with the alarm at Hillview pump station. It was working onsite but not sending a signal. Seth called the alarm company and asked them to reply in writing why they weren't getting a signal.

Seth said the manhole restoration work is complete.

Seth handed out pictures of what the dumpster looked like after cleaning out the lines, it was full of grease that looked like rocks.

Seth gave Linda the annual report of the backflow preventers.

Seth said there is a couple of DVD's he gave Linda of all of the lines they TV'd.

Seth said they had to fill out a form for the DEC in regards to the flow that they saw last year at the plant. He said according to their numbers they exceeded 95% of the design flow for the year of 2006. He said the engineer should be able to address this.

Chairman Robert Murphy asked Seth where he would like to TV next and are there any particular areas they might be concerned about. Rich said probably Reservoir Rd. then the section just north of reservoir road where it comes into the plant.

Allen asked Rich if on the high flow days when the flow is exceeding the SPDES permit, did he ever check to flow to the various pumping stations to see which one is pumping a lot more than what it normally is pumping that would indicate to him and so he can tell the Commission which areas they are still getting a lot of infiltration from. Seth said what they actually measure is the pump hours and it is a page they include in their monthly operations report. Seth said such as when it rains a lot they can see the pump hours for the croton pump station go up and that is how they identified that area as being problematic. Rob asked if they check the seals around the manholes periodically. Seth said yes.

Seth said they spoke with a company about degreasing agents for the pump stations to be fed in through the actual sewer pipes to help minimize the amount of cleaning. He said so far they are the only company they have a price from but there are others they want to talk to and get prices from.

## **New Business**

MOVED by Allen Rundall, SECONDED by Tracy Durkin to approve roll over of principal and interest of CD #31003916472754 to new CD for 30 days. All were in favor and motion carried.

MOVED by Tracy Durkin, SECONDED by Wayne Osborn to approve bill adjustment for sewer customer acct. #470 for \$146.18. All were in favor and motion carried.

Commission Member Comment:

Rob Liffland said this was a good meeting.

MOVED by Wayne Osborn, SECONDED by Mike Montemarano to close the meeting and adjourn. Time: 8:45 p.m. All were in favor and motion carried.

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Tracy Durkin, Secretary