

Date of Meeting: July 12, 2007

Kind of Meeting: Business

Place of Meeting: Village Hall

Members Present: Robert Murphy, Chairman
Robert Liffland
Allen Rundall
Mike Montemarano

Members Absent: Tracy Durkin
Wayne Osborn

Others Present: David Wise of Gellert & Klein
Steve Mance of Environmental Consultants
Rich Kane of Environmental Consultants

At 7:00 p.m. the regular business meeting of the Pawling Joint Sewer Commission was called to order by Chairman Robert Murphy with the Pledge of Allegiance.

MOVED by Robert Liffland, SECONDED by Mike Montemarano to accept the minutes of the June 14, 2007 meeting as presented. All were in favor and motion carried.

MOVED by Allen Rundall, SECONDED by Mike Montemarano to accept the treasurer's report of June 1, 2007 through June 30, 2007 as presented. All were in favor and motion carried.

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

MOVED by Robert Liffland, SECONDED by Mike Montemarano to accept the Correspondence Log of July 9, 2007 as presented. All were in favor and motion carried.

Old Business

Attorney Report

Dave said he brought in the two resolutions with respect to the sewer hook up fees for Linda to sign, she has signed them and they are complete.

Dave said he also has the sewer tenancy agreement with Lanman and DeWinter that has been signed by them and returned. He said he has it for presentation to the Chairman for signature and in connection with that he has a short resolution. (Attach. I)

Dave read the resolution. Dave said the sewer tenancy agreement he submitted to the Commission last month was accepted, almost completely in part by the tenants. He said there was one change and that was a reflection of the one parcel from the Allison Close Estates which will be hooking into a line coming from the bed & breakfast. Dave said he made that change and if there are no questions or concerns the Chairman can entertain a motion to accept the resolution and sign the agreement. Chairman Robert Murphy asked if it takes effect upon signing and Dave said yes. Allen asked if the one parcel that is going to be tying into the B&B line will be exempt from paying the sewer hook up fee. Dave said no, they will pay the hook up fee that is established for them. Dave said hook up fees are payable when the actual physical connection is made and there has been approval by the Commissions engineer. Dave said that one parcel from Allison Close is nowhere near that criteria.

MOVED by Mike Montemarano, SECONDED by Robert Liffland to accept the tenancy agreement between the Sewer Commission and the Pawling Bed & Breakfast.
 Motion put to a vote and went as follows:

	<u>Aye</u>	<u>Nay</u>
Chairman Robert Murphy	√	
Tracy Durkin		Absent
Robert Liffland	√	
Wayne Osborn		Absent
Allen Rundall	√	
Mike Montemarano	√	

All were in favor and motion carried.

Dave said he has one other thing and that is he received a copy of a letter that Stew Berelson sent to Griffin Pump asking if the price is the same. He said there has been no response yet from Griffin Pump.

Robert Liffland asked if he should call Griffin Pump. Dave said he'll talk to Stew first to see what's going on.

Engineer Report

Chairman Robert Murphy said there is no engineer report tonight. Chairman Robert Murphy said Ron sent over a summery of the meeting that Mike Montemarano and he attended with the engineers and Castagna Group.

Sewer Operator Report

Steve Mance said everything at the plant has been operating well and within SPDES limits with the average flow being at 210,000.

Steve said he's been working with Doug Warren with the emergency management staff that came by the plant to discuss the impact the storm had. He said Rich provided them with all of the extra expenses incurred.

Steve said they ordered a chemical feed pump and crock. He said they started some initial testing for phosphorus at the plant. He said so far the phosphorus has been very low going out which is a good thing for the plant.

Steve said they fixed the pulley on the RBC.

He said Rich pumped down the clarifier and it looked very, very good, like it was brand new.

Steve said he got a quote from Schreck for the pump repair and replacement. He said to replace the pump it would be over \$5,000. Steve said if he orders the parts himself and hires Schreck to do the work it will be cheaper for the Commission.

Robert Liffland asked about the warranty. Rich said he didn't know that he could find out.

MOVED by Allen Rundall, SECONDED by Robert Liffland to purchase the parts for the pump and to have Schreck do the repair work totaling \$2,500 for everything. All were in favor and motion carried.

Allen asked what the SPDES levels were this month. He said he didn't have the report with him. Rich said it was 210,000.

New Business

MOVED by Mike Montemarano, SECONDED by Allen Rundall to approve transfer of \$482.50 from Lanman & DeWinter Escrow #15004214220515 to O&M MMA# 15004203346918 for June legal and engineering fees paid. All were in favor and motion carried.

MOVED by Robert Liffland, SECONDED by Allen Rundall to approve transfer of \$1,323.80 from Capital Improvement Fund MMA#15004203346926 to O&M MMA #15004203346918 for engineering fees paid associated with plant expansion. Robert Liffland said he thought Toll Brothers paid already for the engineer and plant expansion. Chairman Robert Murphy said it has nothing to do with the study; it has to do with them moving forward on the expansion and the short term plant upgrades, such as the phosphorus reading and some valve adjustments and things like that. Allen said if this is for the meeting with Castagna, then they should be paying for it, not the Commission. Chairman Robert Murphy said it was just really generic and there were no agreements made. Allen said the same thing happened with Toll Brothers and it was quite a discussion that the Commission was paying engineering fees for a developer with no escrow. Chairman Robert Murphy said he didn't think any of this bill is associated with Castagna, he probably misspoke and he will look into it. Allen said he sees that both Jim Fitzsimmons and Ron Gainer were at that meeting and somebody will have to pay for that and it shouldn't be the Commission. Chairman Robert Murphy said if Allen wants to set up an escrow account with Castagna, they can talk about it. He said they do not have any formal agreement with them yet. Chairman Robert Murphy said he will give Castagna a call. All were in favor and motion carried.

MOVED by Mike Montemarano, SECONDED by Robert Liffland to approve sewer bill adjustment for \$18.91 penalty charge to sewer customer acct. #606. Customer is a church and usually on time. All were in favor and motion carried.

MOVED by Allen Rundall, SECONDED by Mike Montemarano to approve sewer bill adjustment for \$19.66 penalty charge to sewer customer acct. #799. Customer said she didn't receive bill, hasn't been late before. All were in favor and motion carried.

MOVED by Allen Rundall, SECONDED by Mike Montemarano to approve sewer bill adjustment for \$57.72 penalty charge to sewer customer acct. #230. New owner, did not receive bills, water adjustment approved at Village Mtg. All were in favor and motion carried.

MOVED by Allen Rundall, SECONDED by Mike Montemarano to approve credit in the amount of \$146.85 to sewer customer #373. This property not connected to system. In error there was a sewer bill generated and not paid. As a result it was attached to the Village Tax. Customer requested a check refund. All were in favor and motion carried.

MOVED by Allen Rundall, SECONDED by Mike Montemarano to approve sewer bill adjustment for \$36.34 to sewer customer #901. This is a yearly debt bill calculated with and incorrect assessment. All were in favor and motion carried.

Commission member comments:

Robert Liffland said he was out at the county and said there might be some funding for the Commission for plant upgrades. He said he'll get the guys name who he spoke with at the Water and Waste Water Authority.

Rob said three people, he doesn't know how Castagna feels, but the other three developers, Elm St., Laz and Umscheid, agreed to having the Commission expand the district to them, but just recently the three of them agreed to pay for the plant expansion. He said they would front the money to pay for it. Rob said if Castagna wants to get in on it then it could be split four ways. Chairman Robert Murphy asked Dave if that would be appropriate giving the developers don't have any formal approvals, can they just give money to a municipality. Dave said it's a little unorthodox but he'll look into it. Allen said it would basically be a donation. Rob said that Elm Street Partners told him they would pay for the whole thing but then he'd want to get reimbursed by the other developers. Chairman Robert Murphy said Dave checked into that and they can't do that. Rob said now they are saying that the three of them will all chip in and just give the money for the expansion. Allen said the report Stantec did for the Commission has the plant expanding three times what it is now. Chairman Robert Murphy said they did revise it since. Chairman Robert Murphy said the Commission needs to hear from the developers, that they should contact him or come to a meeting. Rob asked if they could just give the money if that's what they wanted to do. Dave said he thinks so but he wants to double check it with the Comptrollers office.

Rob said he'll tell them to come to the next meeting.

MOVED by Robert Liffland, SECONDED by Mike Montemarano to close the meeting.
Time: 7:35 p.m. All were in favor and motion carried.

MOVED by Chairman Robert Murphy, SECONDED by Mike Montemarano to open the meeting back up at 7:50 p.m. All were in favor and motion carried.

MOVED by Allen Rundall, SECONDED by Robert Liffland to approve the sewer hook up fee be set at \$3,000 for the four remaining houses at Baxter Green owned by Bonavenia, subject to confirmation from the building dept. that all approvals have been given for use of the sewer. All were in favor and motion carried.

MOVED by Allen Rundall, SECONDED by Robert Liffland to close the meeting and adjourn. Time: 7:55 p.m. All were in favor and motion carried.

Tracy Durkin, Secretary