

DATE OF MEETING: June 11, 2015

PLACE OF MEETING: Pawling Village Hall, 9 Memorial Ave. Pawling, NY

KIND OF MEETING: Business

MEMBERS PRESENT: Chairman Daniel Peters
Commissioner John Burweger
Commissioner Robert Liffland
Commissioner Stan Mersand

MEMBERS ABSENT: Commissioner David Kelly

CONSULTANTS PRESENT: Michael Batz of Severn Trent Services
Joe Zarecki of Zarecki Associates

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

MOVED by Commissioner Liffland to approve the minutes of May 14, 2015 Special Meeting and the May 14, 2015 Business Meeting as presented. **SECONDED** by Commissioner Burweger. All were in favor and motion carried.

MOVED by Commissioner Mersand to approve the Treasurer's Report of May 1 through May 31, 2015 as presented. **SECONDED** by Commissioner Burweger. All were in favor and motion carried.

MOVED by Commissioner Mersand to approve payment of the May 2015 vouchers as presented and the June prepaid vouchers. **SECONDED** by Commissioner Burweger. All were in favor and motion carried.

New Business

Chairman Peters said there is a resolution to approve an amendment of the engagement letter with Municipal Solutions for the assistance with a BAN. Ref. #89.15

At a Meeting of the Pawling Joint Sewer Commission held at Village Hall, 9 Memorial Avenue, Pawling, New York, on the 11th day of June, 2015, at 7:00 PM

RESOLUTION OF THE PAWLING JOINT SEWER COMMISSION

Identifier: Resolution approving execution of amendment to engagement letter dated February 20, 2015 with Municipal Solutions, Inc., to provide additional services in connection with the borrowing on a bond anticipation note in the amount of \$400,000.00 for costs incurred by the Commission for the wastewater treatment plant expansion project.

The meeting was called to order by Chairman Daniel Peters and the following were:

P R E S E N T:

Chairman Daniel Peters
 Commissioner Robert Liffland
 Commissioner John Burweger
 [vacant]
 Commissioner Stan Mersand
 Commissioner David Kelly

The following Resolution was proposed by Commissioner Liffland, who moved its adoption, and seconded by Commissioner Mersand.

WHEREAS, the Village of Pawling (“Village”) and the Pawling Joint Sewer Commission (“Commission”) have been applying for regulatory permits for the design and financing of capital improvements to the wastewater treatment plant (“WWTP”) owned by the Village, for the purpose of improving compliance of the WWTP with the SPDES Permit issued by NYS DEC to the Commission (“Project”); and

WHEREAS, the Village board of trustees approved a bond resolution on [DATE] (“Bond Resolution”) authorizing the Village to borrow funds not exceeding \$6,500,000.00 for the Project, which resolution authorized the Village Treasurer to make

short term borrowings with bond anticipation notes as the local finance law prescribes;
and

WHEREAS, the Commission’s financial advisor, Municipal Solutions, Inc. (“Advisor”), is engaged by the Village and the Commission by an engagement letter dated February 20, 2015 to assist with short-term financing for the Project, which engagement letter is annexed hereto as Exhibit “A”, but such engagement letter does not include services in connection with an interim, privately placed additional bond anticipation note (“Interim BAN”) as is required for the Commission to pay engineering and environmental costs before New York State Environmental Facilities Corporation (“NYS EFC”) approves funding through the Clean Water State Revolving Fund (“CWSRF”); and

WHEREAS, the Advisor’s engagement for assistance with the placement of this Interim BAN requires amendment of the February 20, 2015 engagement letter annexed as Exhibit “A”, and such amendment will be made by approval of the “Amendment No. 1 to Contract dated February 20, 2015” that is annexed hereto as Exhibit “B”; and

WHEREAS, the fee for the additional Interim BAN services to be provided by Advisor is \$2,100.00 plus authorized expenses;

NOW, THEREFORE, BE IT RESOLVED that the Commission approves the “Amendment No. 1 to Contract Dated February 20, 2015” engagement letter with Municipal Solutions, Inc. that is attached to this resolution as Exhibit “B”, and authorizes the chairman to execute such “Amendment No. 1 to Contract dated February 20, 2015” and to return an executed counterpart to Municipal Solutions, Inc.

The question of the foregoing Resolution was duly put to a vote, the Commissioners voting as follows:

	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>
Chairman Daniel Peters	√		
Commissioner Robert Liffland	√		
Commissioner John Burweger	√		
Commissioner [<i>vacant</i>]			
Commissioner Stan Mersand	√		
Commissioner David P. Kelly		Absent	
TOTAL	<u>4</u>	—	—

STATE OF NEW YORK

ss.:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Secretary of the Pawling Joint Sewer Commission, have compared the foregoing resolution with the original resolution and minutes now on file in the office of said Commission, and which was adopted by the Pawling Joint Sewer Commission on the 11th day of June, 2015, and that the same is a true and correct copy of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Pawling Joint Sewer Commission this 11th day of June, 2015.

Linda Murray, Commission Secretary

Chairman Peters said the next item on the agenda is a proposal from Chazen Company for \$5,800 to do research and answer JUCCA's questions.

He said JUCCA is challenging this work being paid out of Castagna's escrow account, so he feels that they should go ahead and authorize Chazen to do the work while JUCCA and the Commission continue to discuss it. Some of the work has already been done.

MOVED by Commissioner Mersand to approve the proposal by Chazen and to authorize payment for work and then they will discuss reimbursement later on down the road.

SECONDED by Commissioner Burweiger. All were in favor and motion carried.

Current Projects

- Plant Expansion – No report
- Croton Pump Upgrade – No report
- Generator Project – still on hold.
- Cedar Valley – No one has heard anything from them. Mike Batz said the meter has been installed in the manhole outside of Cedar Valley and they should be getting some flow results shortly.

Chairman Peters said there has been some discussion about water meters and they found that there actually is a town district formed back in 1988. He said there is some paper work, but still some missing. He said the bottom line is that it's a lot less work to do to get meters installed.

- Route 22 sewer line update – Joe said they are going to have a preconstruction meeting and hopefully they can get the DOT on board so they can get started on construction.
- SSES and I/I – Joe and Mike said they are moving along. Joe said he responded to the DEC about the questions and concerns that they had about some items on the SSES report, why they rejected it. He hasn't heard back from Vijay yet.
- Local law prohibiting certain sump pumps and other discharges into the sanitary sewer system – Chairman Peters said they tabled this last month. They need to get some agreement on the law and hopefully they can get it done over the next month.

Consultant Reports

- Attorney Report – Brian Morgan was not here tonight. He submitted his report earlier. Ref.#92.15. No one had any comments.
- Engineering Report – Joe said he didn't have anything further.
- Sewer Operator Report – Mike Batz asked if the Commission wants them to wait until the video of the lines are complete for the year and then work on the repairs; or do they want to repair as they are going along. Joe advises that it would be better to have all of the video done, then do repair work.

Mike said the RBC's are finally starting to come around. He believes they will be within permit levels this month.

Mike said there is a definite night and day difference between the flows. He said right now they are averaging about 100,000 gallons a day, give or take. The plant functions extremely well at those flows. He said they had some wet periods over the last two months where the flows were pushing the limit at 300,000, the plant struggles. He said he the Commission is making the right decision with upgrading this plant.

Mike said they found some broken pipes up at the Hillview pump station during inspection. He said the materials for the repairs will be about \$5,000.00. He said this is something that needs to be done. There was some discussion about the repairs needed.

MOVED by Commissioner Mersand to authorize Severn Trent to spend up to \$6,500.00 to repair the Hillview pump station. Mike said they are following the procurement policy by getting 2 other quotes. **SECONDED** by Commissioner Liffland. All were in favor and motion carried.

There was some discussion on the maintenance on the grounds at the WWTP.

Commission Member Comments

Joe Zarecki wanted to mention that the construction inspections on the sewer lines will be done by Morris Associates for the town and since the lines are going to be turned over to the Commission, he just wants to run it by the Commission, that he told Morris Associates that all the inspection reports, shop drawings that they prepare or review, that they be sent to the Commission for him to take a look at and give a cursory review. He doesn't want to double inspect the work. He just wants the Commission to have copies of everything. He said of course there will be time involved in this. He also will be making sure that when they come do the work in the village, he will make sure the contractors have all the insurances they should have.

Commissioner Mersand said that Joe said that the lines will be dedicated to the Commission, but he thought that was still in limbo, whether the new district is going to be dedicated to the commission or to the town.

Chairman Peters said it will be dedicated to the Commission for maintenance purposes. Commissioner Mersand asked who will own the line.

Joe said the line will be owned by the Commission.

Joe said with the village is handling the funding from DASNY at some point they're going to need the village to sign off on the work to make sure that everything is in compliance. He said since Morris Associates is doing the inspection then they will probably sign off on that.

MOVED by Commissioner Burweger to authorize Joe Zarecki to oversee the project and inspections of the lines coming up Route 22 for a time period not to exceed four hours a week. **SECONDED** by Commissioner Mersand. All were in favor and motion carried.

Mike Batz just wanted to say, coming from an operators standpoint, the commission has a superior team working on the plant expansion. He doesn't see that often.

Commissioner Burweger said he and Commissioner Mersand looked at some doors down at the plant a couple of months ago and there were some in pretty bad shape. He said he

had gotten a quote for four doors but he wants to know if this is something they should pursue because of the plant expansion.

Mike said he recommends right now the only building that they would benefit by doing anything with is the main control room. He said he wouldn't expend any money on everything else. He said they have the doors secured now and the reality is that with the plant expansion all the doors will have to be retrofitted and replaced regardless.

Commissioner Liffland asked if Cedar Valley is going to put the meters in or not.

Commissioner Peters said the Commission will be working with Cedar Valley over the next month hopefully to resolve the issue.

There was discussion.

Commissioner Liffland said he was a little confused with who will own the sewer lines on Route 22 and who will maintain them.

Chairman Peters said the commission will maintain them.

There was discussion about how the Commission will bill Castagna for their sewer.

One big meter or are the individual apartments going to get meters and be billed.

Linda explained that right now, how the billing works is that one parcel gets one sewer bill. There aren't separate bills for individual apartments on one parcel.

Commissioner Liffland said that the commission hasn't talked about a district for the line that will come north on Route 22 to the sewer plant.

Commissioner Liffland asked where they are at with getting a meeting set with all the stake holders on Route 22.

Chairman Peters said meetings are set up for June 23rd at 3:00 p.m. and 7:00 p.m.

Chairman Peters asked if anyone knows if Commissioner Kelly sent the letters out or not.

Commissioner Liffland said he'd like to see the list.

Joe Zarecki said he will get it to him.

There was discussion on who and what neighborhoods were going to receive a letter.

Joe explained that right now they just want to establish who, if anyone is interested in the sewer line being brought down. If there is no interest then they won't go any further. If there is interest then they can expand the list.

Stan Mersand, Secretary