

DATE OF MEETING: January 12, 2023

PLACE OF MEETING: Village Hall

KIND OF MEETING: Business

MEMBERS PRESENT: Chairman Daniel Peters  
Lauri Taylor  
John Burweger  
Jerry Locascio  
Tom Meyer

MEMBERS ABSENT: James Schmitt

CONSULTANTS PRESENT: Dan Stone

At 7:00 p.m. the Business Meeting of the Pawling Joint Sewer Commission was called to order by Chairman Dan Peters with the Pledge of Allegiance.

**MOTIONED** by Chairman Peters to:

- Approve the December 2022 Business Meeting Minutes as presented.
- Approve the December 2022 Organizational Meeting as presented
- Approve the December 2022 Treasurer's Report as presented.
- Approve payment of the December 2022 Vouchers/Bills as presented and prepaid vouchers.

**SECONDED** by Commissioner Meyer. All were in Favor and **MOTION CARRIED.**

**MOTIONED** by Chairman Peters to approve the transfer of \$51,836.83 from the O&M Acct. ending in 0300 to Checking Acct. ending in 0190 to pay December 2022 Vouchers. **SECONDED** by Commissioner Burweger, all were in favor, **MOTION CARRIED.**

**MOTIONED** by Chairman Peters to approve the transfer of \$4,950.00 from Capital Acct. ending in 0000 to Checking Acct. ending in 0190 to pay LaBella Associates Voucher for I&I Study. **SECONDED** by Commissioner Burweger, all were in favor, **MOTION CARRIED.**

**MOTIONED** by Chairman Peter to approve payment in the amount of \$2,720.00 from Project No. 2 WWTP Acct. ending in 0500 to pay LaBella Associates Voucher for Septage Receiving Project. **SECONDED** by Commissioner Taylor, all were in favor, **MOTION CARRIED.**

**MOTIONED** by Chairman Peters to move \$5,317.92 from EFC Ban Line # 89892.5 to Maintenance & Repair Line # 13043.2. **SECONDED** by Commissioner Burweger, all were in favor, **MOTION CARRIED.**

**MOTIONED** by Chairman Peters to move \$38.05 from EFC Ban Line # 89892.5 to Equipment Line # 81104.7. **SECONDED** by Commissioner Burweger, all were in favor, **MOTION CARRIED.**

**MOTIONED** by Chairman Peters to approve purchase of Rotary Lobe Pump Rebuild Parts in the amount of \$4,735.52. **SECONDED** by Commissioner Locascio, all were in favor, **MOTION CARRIED**.

At a Meeting of the Pawling Joint Sewer Commission held at Village Hall, 9 Memorial Avenue, Pawling, New York, on the 12<sup>th</sup> day of January, 2023, at 7:00 PM.

**RESOLUTION OF THE PAWLING JOINT SEWER COMMISSION**

***Identifier: Resolution regarding an electricity supply agreement with Constellation NewEnergy, Inc. for electricity provider services***

The following Resolution was proposed by Chairman Peters who moved its adoption, and seconded by Commissioner Tom Meyer.

**WHEREAS**, the Pawling Joint Sewer Commission desires to reduce its electricity costs to the maximum extent practical;

**WHEREAS**, the Pawling Joint Sewer Commission has identified Kevin Hamilton of NuEnergen as a person with specialized professional expertise in identifying companies who can offer the Sewer Commission the opportunity to enter into a variable rate contract with the option to lock in its electricity supply cost per kilowatts/hour for one or more fixed time periods during the term of the agreement;

**WHEREAS**, Kevin Hamilton has explored various companies that might be able to offer the Pawling Joint Sewer Commission such an opportunity and has recommended that the Sewer Commission enter into a contract with Constellation NewEnergy, Inc. in the form attached to and made a part hereof (“Constellation Agreement”);

**WHEREAS**, in accord with the Pawling Joint Sewer Commission procurement policies, the Sewer Commission has determined that soliciting alternative proposals and quotations through another consultant or electricity provider would not be in the best

interest of the Sewer Commission because the subject services require special skill, training and experience and, in this regard, Mr. Hamilton is known for his accountability, reliability, responsibility, skill, training, and judgment, qualities which are not necessarily found in the individual or company offering the lowest price in the provision of electricity.

**NOW THEREFORE, BE IT RESOLVED** as follows:

- (i) The Pawling Joint Sewer Commission approves the Constellation Agreement in the form attached to this resolution;
- (ii) Chairman Peters is authorized to finalize negotiations of the Constellation Agreement (including any changes to the Constellation Agreement that he deems are beneficial or advantageous to the Commission), to execute the final version of such Constellation Agreement on behalf of the Commission and to take such other actions as he deems convenient, necessary or advisable in order to effectuate the execution of the Constellation Agreement by both parties.

The question of the foregoing Resolution was duly put to a vote, the Pawling Joint Sewer Commission voting as follows:

	<u>Aye</u>	<u>Nay</u>	<u>Absent</u>
Chairman Daniel Peters	√		
Vice-Chair Lauri Taylor	√		
Commission John Burweger	√		
Commission Gerald Locascio	√		
Commission James Schmitt			√
Commission Thomas Meyer	√		

I hereby certify that the above is a true and correct copy of the Resolution passed by the Pawling Joint Sewer Commission at a meeting held on January 12, 2023.

Date: January 13, 2023

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Christine A. Brown  
Secretary to the Commission

Chairman Peters called upon Dan Stone of LaBella Associates to present the proposed sewer rates and how the new rate system would work. Please see attached Power Point Presentation.

Chairman Peters made a **MOTION** to adjourn the meeting and open the meeting to public comment. **SECONDED** by Commissioner Taylor. All were in favor, **MOTION CARRIED**. Time 7:35 P.M.

Phil DeRosa was in attendance and asked some questions about the meters that the Village uses and how the software program works. Christine told Phil she would send him information.

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Jerry Locascio, Secretary