

APPROVED MINUTES

SARATOGA COUNTY SEWER COMMISSION No. 1
MINUTES OF JULY 9, 2015
3:00 PM at the Treatment Plant

COMMISSIONERS PRESENT: Howe, Bold, Doyle, Hale, Marshall, Ostapczuk and Rinaldi

COMMISSIONERS EXCUSED: Cannon and Loewenstein

ALSO PRESENT: Chad M. Cooke P.E., Deputy County Administrator; Anne Gorman, Confidential Secretary; Jim Bolduc, Assistant Chief Operator; Grant Eaton, Maintenance Manager; Robert Wilcox, Assistant County Attorney

PUBLIC COMMENT: None

CHAIRMAN’S COMMENTS: Chairman Howe thanked Commissioner Bold for chairing last month’s meeting while he and Commissioner Marshall were both out of town. He commended all three (3) Committees and said he appreciates all the hard work they have put forth. He also thanked Deputy County Administrator, Chad M. Cooke, for helping out until a new Executive Director is hired.

APPROVAL OF MINUTES of June 4, 2015. *Commissioner Doyle made a motion to approve the minutes of June 4, 2015. Commissioner Hale seconded the motion. No discussion. The minutes of June 4, 2015 were approved. 5 Ayes, 2 Abstain, 2 Absent, 0 Nays.*

2011 CAPITAL PROJECTS:

Stilsing Electric, Inc. – Saratoga Lake and 4 & 32. McDonald Engineering did a reconciliation of installed quantities compared to estimated quantities in the contract and a negative change order is required to issue a final payment to Stilsing Electric, Inc. The negative change order in the amount of \$102,234.02 will reduce Stilsing’s contract to \$1,199,665.98.

Commissioner Doyle made a motion to approve the negative Change Order No. 1 in the amount of (\$102,234.02) for Stilsing Electric, Inc. reducing their contract amount to \$1,199,665.98. Commissioner Ostapczuk seconded the motion. No discussion. Motion passed: 7 Ayes, 2 Absent, 0 Nays.

2014 CAPITAL PROJECTS:

Main Sewage Pumps – The new Pump No. 5 is in the process of being installed. Once Pump No. 5 is operational, Pump No. 2 will be removed and there will be some lead time for fabricating the pipe fitting. We are hopeful that the project will be complete by late August or early September.

Incinerator Alternative Study – SCSD staff held a meeting with GHD a few weeks ago to discuss responses to the Committee’s comments. Following that meeting, the Engineering Committee met and discussed the same. At present, GHD is waiting to hear back from us in terms of what the next step will be. GHD has provided a couple of amendment proposals, including options that would include some additional services. Mr. Cooke said we are going to hold off for now until the Engineering Committee can offer some recommendations. It was reported that there is currently an ash leak in the gasket seal on the bottom of the heat exchanger. The cost for repair is estimated at \$100,000.00. The Commission agreed that it is worth the cost to repair the incinerator vs. cost for emergency hauling. Mr. Cooke said this can be discussed again at next month’s meeting with Commissioner Loewenstein.

Milton Pump Station Upgrade – The Milton Pump Station is essentially complete with the exception of the installation of wiring for the internet connection. We have pump station attendants working here at the plant that normally operate out of the Milton Pump Station. They are currently being trained on the district wide alarm system and they notify SCSD staff when there is an issue. SCSD has worked out an arrangement with Time Warner Cable whereby SCSD staff will trench for the new internet cabling and TWC will absorb all other installation costs. There are only a few minor punch list items remaining and the project is almost complete.

2015 CAPITAL PROJECTS:

Interceptor Relining Phase V– The project is complete and all of the restoration work is has been done. Mr. Cooke sent the Engineering Committee a copy of the report that was done in 2005 along with a map showing all the relining work that has been done so far including color coded trouble areas. One of the trouble areas is where we left off with relining this year. The Commission agreed that it makes sense to pick up where we left off this year and reline that next section as well as possibly re-televiser all priority areas.

MISCELLANEOUS:

Aeration Tank No. 7 – Emergency declaration for consulting and repair services.

Commissioner Doyle moved the following resolution, seconded by Commissioner Rinaldi:

RESOLUTION NO. SD 11-2015

RESOLUTION NO. SD 11-2015, a resolution authorizing the Executive Director of Saratoga County Sewer District No. 1 to contract for professional engineering services to design a repair to aeration tank no. 7 at the treatment plant on an emergency basis pursuant to General Municipal Law (“GML”) §103(4):

WHEREAS, aeration tank no. 7 was installed as part of the treatment plant upgrade and experienced a structural failure of the tank floor in October of 2014 following draining of the tank; and

WHEREAS, aeration tank no. 7 as well as adjacent aeration tank nos. 5,6 and 8 all share a groundwater relief system which allows ground water to enter in the individual tanks once the water level in

the tank drops below the level of the flapper valves installed in the tank walls near the bottom of the tank; and

WHEREAS, it was discovered that the installing contractor, Jett Industries, Inc., failed to remove plugs from the flapper valves that aide in the draining of groundwater surrounding the tanks; and

WHEREAS, aeration tank no. 7 is an integral component of the treatment process allowing the treatment plant to maintain permit compliance; and

WHEREAS, engaging professional engineering services at this time to design a repair to aeration tank no. 7 is necessary in order to restore the operating capacity of the treatment plant in an effort to maintain permit compliance and achieve high water quality standards for the treatment plant's effluent; and

WHEREAS, design and construction of a dewatering system must be completed prior to completion of repairs to aeration tank no.7 and prior to SCSD completing necessary routine maintenance on tank nos. 5, 6 and 8 such that these tanks may be placed back in service to address capacity concerns at the treatment plant; and

WHEREAS, the Commissioners of the Saratoga County Sewer District No. 1 have determined that it is in the public interest to cause the engineering design for repair of aeration tank no. 7 necessary to remedy this serious condition to be made as soon as may be practicable and on an emergency basis pursuant to GML §103(4).

THEREFORE BE IT RESOLVED THAT:

- 1. The Executive Director of Saratoga County Sewer District No. 1 be authorized to procure, upon consultation with the Commission's Engineering Committee, those professional engineering and construction services necessary to remedy this condition as soon as may be practicable; and*
- 2. Such procurement shall be accomplished without formal competitive bidding or the procurement procedures set forth in GML Section 103 but shall otherwise comply with the statute; and*
- 3. The actual costs of such professional engineering services, presently estimated to not exceed a total of \$150,000, be reported to the Commissioners by the Executive Director as soon as may be practicable.*
- 4. The actual costs of such services to facilitate construction of a dewatering system, presently estimated to not exceed a total of \$700,000, be reported to the Commissioners by the Executive Director as soon as may be practicable.*

Discussion involved capacity concerns, necessary repairs as well as budgeting for the repairs that are needed. Resolution 11-2015 passed: 7 Ayes, 2 Absent, 0 Nays.

Global Foundries – Global Foundries frequently requests SCSD to provide a review and approval for the discharge of chemicals they use. For some time now, Global Foundries has requested that we consider contracting with a consultant to help facilitate a more timely review. SCSD has provided a response to over 175 chemical reviews for Global Foundries to date. Each chemical review comes with volumes of information that has to be reviewed. Our Laboratory Director, Tammy Ballestero, handles all

of the reviews as well as her other duties and she typically turns them around in a week or so. SCSD has recently reached out to the City of Austin and they require a sixty (60) day review to make sure any new chemical discharges will not impact their treatment process.

In addition to the standard chemical reviews, SCSD has on several occasions corresponded with Global Foundries staff, after business hours, to accommodate emergency requests for chemical discharges. In order to address emergency related requests as well as provide complex chemical reviews, it may be beneficial for the Commission to consider issuing an RFP to seek the services of a consultant that could provide both of these services. Global Foundries has indicated that they would agree to pay for these services.

Mr. Cooke indicated that in terms of an action plan, meeting with Global Foundries' staff to better understand the nature of the requests would most likely be necessary in order to formulate a scope of services for an RFP.

Commissioner Marshall made a motion to authorize the Executive Director to issue an RFP for consultant services for chemical discharges from Global Foundries. Commissioner Bold seconded the motion. Discussion involved escrow account, time frame for reviews, violations, penalties as well as staff and safety concerns. Motion passed: 6 Ayes, 3 Absent, 0 Nays.

ATTORNEY REPORT:

Executive Session

On a motion by Commissioner Ostapczuk and seconded by Commissioner Hale, the Commission moved to go into Executive Session at 3:58 p.m. in accordance with the Open Meetings Law (Public Officers Law § 105(1)(2) for a discussion with Counsel regarding impending litigation regarding the 2008 plant expansion project.

On a motion by Commissioner Ostapczuk and seconded by Commissioner Hale, the Commission moved to go out of Executive Session at 4:15 p.m. in accordance with the Open Meetings Law (Public Officers Law § 105(1)(2).

WWTP Expansion of 2008 – Legal Proceedings Resolution

Commissioner Marshall moved the following resolution, seconded by Commissioner Rinaldi:

RESOLUTION NO. SD 12- 2015

RESOLVED, that the Commissioners of Saratoga County Sewer District #1 recommend to the Saratoga County Board of Supervisors that legal proceedings be authorized against Delaware Engineering, D.P.C., as well as individual professional engineers as identified through investigation, and Jett Industries, Inc., as necessary, to enforce contract obligations and requirements related to the Sewer District's Wastewater Treatment Plant Expansion of 2008. No discussion. Resolution 12-2015 passed: 6 Ayes, 3 Absent, 0 Nays.

DEDICATIONS:

Springwood Meadows Subdivision Phase 2 – Town of Ballston – Springwood Meadows, LLC requested dedication of the sanitary sewer infrastructure servicing Springwood Meadows Phase 2 Subdivision in the Town of Ballston. *A motion to accept dedication of Springwood Meadows Subdivision Phase 2 was made by Commissioner Hale and seconded by Commissioner Bold. No discussion. Resolution 13-2015 accepting dedication of Springwood Meadows Subdivision Phase 2 in the Town of Ballston consisting of 2 manholes and approximately 200 ft of 8” SDR 26/35 gravity main and approximately 70 ft of 6” SDR 26/35 forcemain passed: 5 Ayes, 4 Absent, 0 Nays.*

Cardin Acres Subdivision Phase 1 & Phase 2 – Town of Halfmoon – 3H Development Group, LLC requested dedication of the sanitary sewer infrastructure servicing Cardin Acres Subdivision Phase 1 and Phase 2 in the Town of Halfmoon. *A motion to accept dedication of Cardin Acres Subdivision Phases 1 and 2 was made by Commissioner Bold and seconded by Commissioner Hale. Discussion involved adding a condition for approval upon receipt of an amendment amending the original Letter of Credit issue date and expiration date. Resolution 14-2015 accepting dedication of Cardin Acres Subdivision Phases 1 and 2 in the Town of Halfmoon consisting of 8 manholes, approximately 825 ft of 8” SDR 26 gravity main and approximately 750 ft of 2” SDR 21 low pressure forcemain **conditioned upon approval of the receipt of an amended Letter of Credit amending the original issue and expiration dates** passed: 5 Ayes, 4 Absent, 0 Nays.*

COMMITTEES:

Engineering Committee- Commissioner Loewenstein

Bylaws Committee – Commissioner Ostapczuk said that a draft copy of the bylaws was distributed to the Commissioners for review prior to the last meeting. Some comments have been addressed and a couple of changes have been made. Commissioner Ostapczuk gave a brief summary of the changes and said the bylaws will be on next month’s agenda for adoption.

Growth Committee – A meeting was held on July 3, 2015. Commissioner Hale thanked both Mr. Cooke and Chairman Howe for attending and providing their input. He gave a brief summary of what was discussed at the meeting. He mentioned the studies that were done in the 2000 and 2014 and said it has been established that both studies have their individual merits and benefits; but the Committee agreed that it may be beneficial to have another comparable study done in the near future.

A motion to adjourn the meeting was made by Commissioner Bold and seconded by Commissioner Ostapczuk. No discussion. The motion passed.

**NEXT COMMISSION MEETING
Thursday, August 6, 2015
3:00 P.M. at the Treatment Plant**