

## APPROVED MINUTES

### SARATOGA COUNTY SEWER COMMISSION NO. 1

MINUTES OF December 16, 2009

3:00 P.M. Treatment Plant

**COMMISSIONERS PRESENT:** Davis, Bold, Cannon, Crowley, Doyle, Kearney, and Nelson  
**COMMISSIONERS EXCUSED:** Loewenstein, Schrock

**ALSO PRESENT:** James DiPasquale, Executive Director; Linda MacNeal, Administrative Assistant; Stephen Dorsey, First Assistant County Attorney; David Wickerham, County Administrator; Sue Duff, Chief Operator; Grant Eaton, Collection System Manager; Ed Hernandez, Delaware Engineering; Renee Farley, Developer; Steve Williams, *The Daily Gazette*.

**PUBLIC COMMENT** - None

**CHAIRMAN'S COMMENTS** - None

**APPROVAL OF MINUTES of November 4, 2009.** *Commissioner Doyle made the motion to approve the minutes of November 4, 2009. Commissioner Crowley seconded the motion. No discussion, 7Ayes, 0 Nays. The minutes of November 4, 2009 was approved.*

**2010 SCALE OF CHARGES-** No appeals were received. On November 9, 2009 the Law and Finance Committee referred the 2010 Scale of Charges to the Board of Supervisors as presented. The Board of Supervisors approved the 2010 Scale of Charges on December 15, 2009.

**2010 BUDGET** - The 2010 Sewer District Budget was approved by the Board of Supervisors on November 9, 2009.

**TREATMENT PLANT EXPANSION** - The weekly tour of the construction site and review of upcoming activities with Delaware on Monday mornings at 10:30 AM. is continuing; all the commissioners are invited to attend. Delaware Engineering's Ed Hernandez reported that the project is still under budget and the schedule is getting tight. New equipment will be starting shortly, the new Maintenance Garage is near completion and the Certificate of Occupancy will be applied for soon. After the equipment from the existing garage space is relocated to the new Maintenance Garage, the project inside the Solids Building will be undertaken in phases. The first phase will be relocating the Lab to the renovated garage space. Commissioner Bold commented that all the Commissioners should observe the progress that has been made around the Plant. Delaware's Ed Hernandez commented that after the meeting today he would be available to present an overview of the project from the roof; a closer inspection could be done when the Commissioners are available. A walk thru of the tank facilities before they are put online would be a unique experience.

**FARLEY LOCUST ROAD SUBDIVISION** - Riley Cove, Town of Malta. The service area has approximately 175 pumps that need rehabilitation. To isolate the impact of surface water at the October 2009 Commission meeting, Ms. Farley proposed remediation for 20 grinder pumps (\$500 for each pump) for conditional approval of sewer connections for her 4 lot subdivision. One grinder pump, #486 was rehabilitated by our personnel and raised 18 inches, pictures depicting before and after conditions were circulated. Collection Manager Grant Eaton tabulated the cost of the rehabilitation to be approximately \$1,000; split half material and half labor. Ms. Farley's proposed remediation is \$10,000; at the cost of \$1,000 per grinder pump, the number of grinder pumps that could be rehabilitated for \$10,000 would in fact be 10 not the 20 she proposed. Commissioner Doyle noted that this rehabilitated grinder pump did not need relocation of electrical feed. If additional electrical work was needed, it would increase the cost of rehabilitation. Executive Director James DiPasquale also mentioned that additional landscaping costs would be incurred to return the area to acceptable levels.

Commissioner Doyle stated several legal concerns barring granting of approval; NYS DEC approval, an EPA waiver and setting a precedent. Therefore, Doyle's recommendation was to not give acceptance until a firm plan was established for the area, addressing the concerns of NYSDEC and EPA. He is also concerned that the Sewer Commission has no control over building permits and conditional approval could be overlooked when permission to build is granted. Commissioner Doyle recognized Ms. Farley's pursuit of this project has been over five years and commented on Scott Lansing of Lansing Engineering's engineering report of May 7, 2009 referencing the impact of the proposed remediation.

Ms Farley stated that her understanding was one rehabilitated grinder pump would offset design flows of 20 units and felt that rehabilitation of 10 units would still be beneficial to the overall system. She mentioned that issuing a conditional approval for one lot would enable her to sell the property. She referenced other neighbors had conditional approvals. Executive Director James DiPasquale stated that he was not aware of issuing letters of conditional approval, at least since adoption of the 2003 Rules and Regulations. The Sewer District has been in communication with NYS DEC regarding several issues, one relates to environmental impacts of system overflows in the area of our Collection System served by Pump Station No.7, the area that is under consideration. A formal letter was sent to Region 5 NYS DEC placing a moratorium for unapproved connections; any connections would need to be approved by NYS DEC. The Town Board refused to issue approval of Ms. Farley's subdivision without either a conditional approval or a letter from SCSD stating that sewer is not available. She stated that the previous letters denying her approval were too generic.

Commissioner Cannon suggested if approval would not be granted, a letter stating that sewer service was not available should be issued. Executive Director, James DiPasquale has previously sent letters stating that connection to the sewer system was not available at this time. Ms Farley replied that the letters were too open for the Planning Board to approve installation of a septic system.

Chairman Davis explained that rehabilitation in this area has been considered. An application for Stimulus Funds has been submitted and if granted then the entire system could be improved. This possibility cannot be totally dismissed in relation to the letter stating availability of sewer service.

Commissioner Doyle commented that as a member of the Town of Ballston's Planning Board, it is his understanding the approval could be given for her Subdivision from the Board with the condition that building would not be allowed until resolution of her source of sanitary sewer service. Ms. Farley stated that the Planning Director under the Town's regulations could not issue approval of her subdivision until a letter either stating conditional approval or stating that sewer service is not available.

Chairman Davis suggested a meeting with the Executive Director, the 1<sup>st</sup> Assistant County Attorney, and Commissioners Doyle and Loewenstein to compose a letter addressing Ms. Farley's situation. He also mentioned that Commissioner Bold and Doyle's comments that this issue is larger than 4 lots, is being addressed with the Saratoga Lake Study Committee that has been appointed.

**CAPITAL CONTRACTS FOR UPGRADES:** Capital Fund expenses in 2009 are contract carry over from 2008 projects for which funds were reappropriated to 2009. 2009 Capital funds were not expended with the exception of the Betterment charge for the anticipated 2010 project for the 9P Bridge. The Capital funds remaining from 2009; will be reappropriated to 2010 in the amount of approximately \$1.2 million. The projects projected for the 2009/2010 Capital program includes grinder pumps, interceptor relining and upgrading of pump stations.

**GROOMS ROAD AND CRESCENT ESTATES PUMP STATIONS** - located in the Towns of Halfmoon and Clifton Park. TVGA is the Consulting Engineer for the project and the contractors are C.O. Falter and Brunswick Electric. The Crescent Estates pump station upgrade in Clifton Park is complete and work at the Grooms Road Pump Station in Halfmoon is ongoing. The Grooms Road Pump Station is scheduled to be completed in early 2010. Helical piers are being installed to support the new pump station. Work is in progress and several cranes are on-site.

During the upgrade to Crescent Estates Pump station, the copper water line was discovered to be deteriorated and leaking, it was repaired by C.O. Falter. This additional work was outside the contract specifications and amounted to \$3,351.19. *A motion for a change order to C.O. Falter in the amount of \$3,351.19 was made by Commissioner Doyle. Commissioner Nelson seconded the motion. Commissioner Doyle gave specific information on the costs and the status of the overall Contract. The motion to approve the Change Order to C.O. Falter in the amount of \$3,351.19 passed; 7 Ayes 0 Nays.*

#### **COLLECTION SYSTEM INFORMATION:**

**LFTC TRUNK SEWER** - Cleaning and internal TV inspection of the Line has been completed. Sewer District personnel observed the process. Copies of the TV inspection and inspection reports will be forwarded to SCSD for review. Collection System Manager, Grant Eaton stated that in the TV inspection, a number of cracks and leaks in the line were discovered which will need repair. Executive Director, James DiPasquale suggested that a formal letter should be sent requesting copies of the reports and proposed method of dealing with the repairs. The Commissioners concurred. Chairman Davis asked that a letter be prepared under his signature.

**GLOBALFOUNDRIES (AMD) DISCHARGE PERMIT**- Delaware Engineering under contract to SCSD is conducting a technical review and determining discharge limits to ensure compliance with the District's SPDES permit and EPA pretreatment program. A meeting was held on November 18, 2009 with Global Foundries, in attendance were; SCSD staff, Commissioner Doyle and Ed Hernandez from Delaware. Updated information was received 12/7/09. The Staff and Delaware reviewed the information; comments and requests for additional information was forwarded on 12/15/09 to GLOBALFOUNDRIES.

**AMMENDMENT OF DELAWARE ENGINEERING'S CONTRACT**- A motion for amendment to the \$10,000 contract for the review of the GLOBALFOUNDRIES discharge permit to \$20,000 was made by Commissioner Doyle. Commissioner Nelson seconded the motion. The cost of the increase will come from the GLOBALFOUNDRIES Review Fee. The motion to forward a recommendation for amending the Contract from \$10,000 to \$20,000 to the Board of Supervisors for approval passed: 7 Ayes, 0 Nays.

**NYS DOT PROJECTS:**

**The 9P bridge project** - NYSDEC has approved the force main changes and bypass design; NYS DOT expects bids to be returned by 1/7/10 and the project is scheduled to begin in March of 2010.

**The Curry Road and Route 9 Intersection** - Town of Malta- NYS DOT is acquiring property to configure the intersection. This will result in relocation of access to the Round Lake Pump Station.

**DEDICATION:**

**BEACON HILL CONDIMINIUMS** - Traditional Builders requests dedication of the sewer system serving a 52 unit Condominium project off Route 50 in the Town of Ballston, known as Beacon Hill Condominiums to Saratoga County Sewer District #1. This project includes approximately 1, 000 feet of 8” gravity sewer and 9 manholes that discharges into the previously dedicated Beacon Hill Subdivision system.

*Commissioner Doyle made the motion to accept dedication of Beacon Hill Condominiums, Commissioner Crowley seconded the motion. No discussion. Resolution SD10-2009; dedication of Beacon Hill Condominium consisting of 52 units passed: 7 Ayes, 0 Nays.*

**GURBA PUMP STATION** - The Town of Stillwater requests dedication of the upgraded Gurba Pump Station and associated 4” and 6” force mains to Saratoga County Sewer District #1. The permitted Revolutionary Heights subdivision is installing pipe from the project to the Saratoga Hills Mobile Home Park; anticipated to be completed by Spring or Summer of 2010. When work is completed; the Saratoga Hills Mobile Home Park will be connected to the lines that are in place. A flow meter will be installed to monitor the flow from the Mobile Home Park. *The motion to accept dedication of Gurba Pump Station servicing 69 lots in Gurba Estates, 159 lots in Revolutionary Heights and the 400 lots in the Hillside Trailer Park consisting of; 7,825 feet of 4” force main, 7,826 feet 6” force main from the Pump Station to a gravity manhole in the Mulberry Street R.O.W. discharging to the Riverside 2 Pump Station that was upgraded by the Town of Stillwater in 2007 was made by Commissioner Doyle. Commissioner Nelson seconded the motion. Resolution SD11-09; dedication of the upgraded Gurba Pump station and associated force mains, passed; 7 Ayes, 0 Nays.*

*A motion to adjourn the meeting was made by Commissioner Crowley. Commissioner Cannon seconded the motion. No discussion. The motion was passed; 7 Ayes, 0 Nays.*

**NEXT COMMISSION MEETING**

**Wednesday, January 27, 2010**

**3:00 PM Treatment Plant**