

**SARATOGA COUNTY SEWER COMMISSION
DRAFT AGENDA
September 8, 2022
3:00 PM Meeting at the Treatment Plant**

PLEDGE OF ALLEGIANCE

PUBLIC COMMENT

CHAIRMAN'S COMMENTS

APPROVAL OF MINUTES of August 4, 2022

2023 SCALE OF CHARGES

Approval of publication for the proposed rates for 2023 and scheduling the Public Hearing for 9:00 A.M., October 6, 2022 in the Board of Supervisors' Chambers.

2020 CAPITAL PROJECTS

HVAC, Roof Replacement Design – Status Update

Interceptor Relining Phase VIIB – Status Update

Saratoga Springs Pump Station and F.M Evaluation and Design – Status Update

2021 CAPITAL PROJECTS

Secondary Clarifier Gate and MCC Replacement – Status Update

Technical Determination of Local Limits/Inhibition Testing – Status Update

Building 2 Roof Replacement – Status Update

2022 CAPITAL PROJECTS

Biosolids Handling Facility – Status Update

Ammonia related WWTP Upgrades – Status Update

Aeration Tank Improvements – Status Update

D&R P.S. Upgrade – Status Update

Capacity Evaluation – Status Update

Contract 22 – Status Update

523 South Main Roof Projects - Motion to Award (2 contracts)

Alpine Environmental – Motion to Amend Contract

MISCELLANEOUS

Georgia Entities, LLC Easement - 203 Ruhle Road S – Malta (Zim Smith Trail) – Resolution

ATTORNEY REPORT

EXECUTIVE SESSION

DEDICATIONS

Impact Athletic – Town of Halfmoon

Iron Springs (aka Rowland Street Residential Subdivision) – Town of Milton

Oakridge Subdivision PH 2 – City of Saratoga Springs

Olympia Gardens – Town of Stillwater

Next meeting October 6, 2022

9:15 A.M. at County Complex, Bldg 1 following Public Hearing at 9:00 A.M.

NOTICE OF PUBLIC HEARING
STATE OF NEW YORK, COUNTY OF SARATOGA
SARATOGA COUNTY SEWER DISTRICT NO. 1

TAKE NOTICE that, pursuant to Resolution 174-77 of the Saratoga County Board of Supervisors and County Law §266, the Commissioners of the Saratoga County Sewer District #1 will conduct a public hearing in the Board of Supervisors Chambers at the Saratoga County Municipal Center, 40 McMaster Street, in the Village of Ballston Spa, New York, on OCTOBER 6, 2022, at 9:00 A.M., EST, for the purpose of establishing a scale of charges for the collection, conveyance, treatment and disposal of sewage for 2023.

PROPOSED 2023 SCALE OF CHARGES FOR SARATOGA COUNTY SEWER DISTRICT NO. 1

SECTION 1 - SEWER CHARGES IMPOSED

Pursuant to County Law §266(1)(a), Saratoga County Sewer District No. 1 hereby imposes sewer charges for 2023 upon all premises and real property, within or without District boundaries, connected to, the District's sewer system.

SECTION 2 - ESTABLISHMENT AND CONFIRMATION OF SEWER CHARGES

Subject to confirmation by the County Board of Supervisors, this scale of charges may, from time to time, be amended by the District's Commission.

SECTION 3 - CRITERIA FOR ESTABLISHING SEWER USER CHARGES

The scale of sewer user charges shall use the following criteria:

(a) A user is defined as any piece of land upon which a building or buildings stand and is connected to an interceptor, trunk or collector sewer served by the District.

(b) The annual cost of debt service, administration, operation and maintenance for the District's treatment facilities will be generally allocated to all users.

(c) The annual cost of debt service and operation and maintenance associated with the interceptor sewer, will be generally allocated to all users connected to and/or discharging into the system.

(d) The annual cost of debt service and operation and maintenance associated with each major trunk sewer system will be generally allocated to all users connected to and/or discharging into the system.

(e) A connection unit is defined as a single-family dwelling unit. Units include, but are not limited to, a single family house, each apartment unit (e.g. an apartment building with six apartments is six units), each half of a duplex, a cottage, a camp, a mobile home, and each unit of a condominium or townhouse. A "unit" as used for billing purposes will be 200 gallons per day of sewer discharge, or any portion thereof. No user will be rated at less than one unit. Users will be rated in terms of whole connection units. Each tenant with sanitary facilities within a commercial complex will be defined as an individual user.

(f) For all users, including single-family dwelling units, equivalent connection units (E.C.U.) will be determined based on the following schedule which accommodates peak demand and potential flow needs:

USER CHARGES:

Single parcel:

- A. Vacant - no charge unless a lateral was requested and installed. If lateral is installed, a collector fee shall be charged for each lateral.
- B. Occupied - Residential
 - (1) Single Family Residence

- a. 1 user, 1 collector as applicable.
- (2) Multiple Family Residence – Each separate dwelling unit in a two family, three family or multiple dwelling, which is not an apartment
 - a. 1 user per dwelling unit
 - b. 1 collector per dwelling unit as applicable
- (3) Apartments
 - a. Each dwelling unit is assigned 1 user and 1 collector as applicable
 - b. Subsidized senior housing - For complexes receiving Federal, State or municipal rent subsidies for dedicated senior housing, each 2 dwelling units will be assigned 1 user and 1 collector as applicable
 - c. Proof of entitlement to the designation as senior subsidized housing will need to be provided by the user and will be subject to approval of the Sewer Commission; confirmation of continuance of the subsidy will need to be provided to the Sewer District by September 1st of each year.
- (4) Trailer Parks
 - a. 1 user for each approved trailer site
- (5) Condominiums
 - a. Each unit is assigned 1 user and 1 collector as applicable
 - b. Charges will commence upon issuance of a Certificate of Occupancy by the local municipality for those units that the New York State Department of Law has authorized to be offered for sale. Common area facilities will be assessed to the owner of record as determined under provisions of Commercial Users.
- C. Occupied - Commercial
 - (1) 1 Collector for each user

COMMERCIAL USERS

A.	Restroom is defined as 1 toilet, sink and/or urinal to be adjusted proportionately for additional facilities	
B.	Commercial, non-food	
	User - 400 GPD/restroom, or 0.1 GPD/sq. ft., whichever is greater.	
	Collector - 1 collector per each user	
C.	Other commercial, food/gas, etc. (e.g., convenient store)	
	User - 2 per restroom, or 0.1 GPD/sq. ft., whichever is greater.	
D.	<u>Misc.</u>	<u>GPD</u>
	Beauty/Barber shop (per chair)	100
	plus 2 units for sanitary facilities	
	Bowling alley (per lane, no food)	75
	plus restaurant facility (see below)	
	Camps, day (per person)	15 – 20
	resort	65 - 75
	Country club (per member)	25
	Hotels/Motels (per room) no kitchen	120
	(per room) with kitchen	150
	plus dining facilities (see below)	
	Day worker (per shift)	15 - 35
	Dental office Apply A (SEE ABOVE)	-
	Hospital (per bed)	250 - 350
	Institutions other than hospitals (per bed)	125
	Bed and Breakfast - 2 units per bathroom	400

Schools	
Day (per student)/day care(per adult and child)	10
cafeteria, add	10
showers, add	5
Boarding (per student)	100
Service station (per restroom)	400
Self-service laundry (per machine)	400
Shopping center	.05/sq. ft
(plus restaurant, see below)	
1 collector per each user	
Swimming pool/beach with bathhouse	10
(per person)	
Theatre indoor (per seat)	3
drive-in (per car space)	5
Public assembly (per person)	3 - 10
Car wash (per bay)	400
Campground (per site) w/facilities	100
Seasonal Use (6 months or less), per site	50
Food Service:	
Ordinary restaurant ** (per seat)	35
24-hour restaurant (per seat)	50
restaurant on freeway (per seat)	70
tavern (little food service) (per seat)	20
curb service (per car space)	50
catering/banquet facilities - per seat	20
carryout food service (minimum of 3 users)	
**This assumes a minimum of 7 GPD/per person and turnover of 5x/day/seat	
Office building	.1/sq. ft.
or 2 units per restroom (whichever is more)	
Warehouse - storage floor space only	.02/sq. ft.

For all commercial users: where actual sewer flow is measured, that flow (one year's record data) shall be used for determining an E.C.U. count with adjustments for discharge strength and content. The data is to provide cumulative and daily peak flow volumes; the methodology is subject to approval of the Executive Director.

Users generating higher annual sewer flows than above schedule, the following rate table applies:

<u>Consumption (gallons)</u>	<u>Connection Units</u>
Up to 112,500	1
112,501 - 187,500	2
187,501 - 262,500	3
262,501 - 337,500	4
337,501 - 412,500	5

For each additional 75,000 gallons or any part thereof, the number of connection units shall be increased by one.

(g) When there is a substantial increase in sewer flows during the current year, the District may adjust the number of connection units charged and bill the user directly for that additional sum pursuant to Section 8.

(h) Saratoga Spa State Park will be charged based on their 2022 measured waste expressed in E.C.U.'s discharged to District facilities.

(i) Wastewater from wet processing and other operations is subject to the restrictions, prohibitions and surcharges outlined in the District's rules and regulations covering the discharge of sewage, industrial waste and other waste into the Saratoga County sewer system and all sewers tributary thereto.

(j) A user discharging B.O.D. or T.S.S. to the District facilities exceeding the amount allowed in the District's rules and regulations will be charged \$700 per dry ton for that excess per conditions of their discharge permit.

(k) All costs of the District's pretreatment and spill response program including, but not limited to, laboratory testing, labor, equipment, materials, consultants and sub-consultants, contractors and subcontractors, and fines, shall be reimbursed by the individual or user.

(l) Outside non-residential users will be charged two and one-half times the rate established for the trunk system servicing that user, residential housing will be one and one-half times that rate.

(m) Users of collection sewers turned over to the District will be charged for that portion of the District facilities utilized and at the same rate as the other users of the particular system.

SECTION 4 - SCALE OF CHARGES

The following is the 2023 scale of charges for the trunking and treatment of sewage.

(a) The cost of the treatment facilities and interceptor sewer lines is allocated among the 23 trunk systems. The units for those trunks and the portion of the 2023 user charges based on those units are as follows:

2023 SEWER CHARGES

	<u>UNITS</u>	<u>CHARGE</u>	<u>REVENUE (thousands)</u>
Ballston Spa - Village	3,300	\$ 250.50	\$ 826,650.00
Ballston - Town	1,927	\$ 250.50	\$ 482,713.50
Clifton Park	15,847	\$ 268.50	\$ 4,254,919.50
Country Knolls - Clifton Park	1,148	\$ 260.50	\$ 299,054.00
Country Knolls North - Malta	1,998	\$ 250.50	\$ 500,499.00
Halfmoon	10,292	\$ 284.50	\$ 2,928,074.00
Mechanicville	3,145	\$ 247.50	\$ 778,387.50
Pruyn Hill - Halfmoon	659	\$ 257.50	\$ 169,692.50
Riverside - Stillwater	1,185	\$ 324.50	\$ 384,532.50
Round Lake - Village	430	\$ 295.50	\$ 127,065.00
Saratoga State Park	117	\$ 271.50	\$ 31,765.50
Saratoga Springs	17,493	\$ 254.50	\$ 4,451,968.50
Saratoga Lake - Saratoga, Stillwater	1,141	\$ 353.50	\$ 403,343.50
Wilton	5,149	\$ 282.50	\$ 1,454,592.50
Greenfield	550	\$ 284.50	\$ 156,475.00
Milton - Town	2,464	\$ 250.50	\$ 617,232.00
Malta	6,151	\$ 294.50	\$ 1,811,469.50
Cascade Service - Halfmoon	1,946	\$ 247.50	\$ 481,635.00
NYSERDA Service - Malta	84	\$ 268.50	\$ 22,554.00
Hemstreet Park - Outside, residential	239	\$ 346.00	\$ 82,694.00
Saratoga County Water Authority	30	\$ 282.50	\$ 8,475.00
Cold Springs Road - Stillwater	15,250	\$ 257.50	\$ 3,926,875.00
TOTAL	90,545		\$ 24,200,667.00

- (b) The total user money needed in 2021 for debt service, maintenance and operation is \$24,200,667.00.
- (c) The property owners served by the Sewer District will pay the established rate per connection unit listed above.
- (d) Property owners within the other trunks will pay the following connection charges based on E.C.U.'s:
- | | |
|--|----------------|
| Saratoga Spa State Park | \$ 31,765.50 |
| Saratoga County Water Authority | \$ 8,475.00 |
| | |
| City of Saratoga Springs, including Geysers | |
| Crest, Crescent Avenue, Geysers Road, Floral Estates | |
| Saratoga Lake (within city limits) | \$4,451,968.50 |
- (e) Outside non-residential users will pay two and one-half times the established rate.
- (f) Outside residential housing units will pay one and one-half times the established rate.

SECTION 5 - COLLECTOR SEWER SYSTEM

Collector sewer rates are generally based on the overall construction costs of the collector system together with debt service or operation and maintenance costs of the collector system. The number of collector units charged per E.C.U. is defined under the "USER RATES"

The District's collector sewer charges, exclusive of any trunk and treatment charges are as follows:

SUMMARY OF COLLECTOR SEWER RATES

Does Not Include Trunk and Treatment Charge

<u>Description</u>	<u>Total Charge</u>
Ballston	\$ 50.00
Clifton Park systems served by Clifton Park/Halfmoon Trunk	\$ 50.00
Country Knolls system - Clifton Park	\$ 50.00
Pruyn Hill system	\$ 50.00
Halfmoon systems served by Clifton Park/Halfmoon trunk	\$ 50.00
Country Knolls North – Malta	\$ 50.00
Saratoga Springs (includes Kirby Road, Loughberry Lake, Crescent Avenue, Saratoga Lake portion of collection system, Floral Estates)	\$60,050.00
Sherwood Forest - Clifton Park	\$ 50.00
Riverside system – Stillwater	\$ 50.00
Saratoga Lake (towns)	\$ 50.00
Wilton	\$ 50.00
Greenfield	\$ 50.00

SECTION 6 - PAYMENT OF SEWER USER CHARGES

All sewer charges, excepting those for Saratoga Springs, Saratoga Spa State Park, Town of Schaghticoke, Saratoga County Water Authority, NYSERDA and GLOBALFOUNDRIES shall be collected pursuant to Real Property Tax Law Article 11. The assessor of each municipality utilizing the town and county tax bills for the collection of taxes shall properly code the assessment roll as to the number of connection units for each particular property and for those properties utilizing the collector system. The assessor shall use the District's formula to determine the units for multiple dwellings and commercial users of the trunk and collector systems.

The City of Saratoga Springs, which includes the Geyser Crest, Geyser Road and a portion of the Saratoga Lake trunk sewer systems; as well as the Kirby Road, Loughberry Lake, Crescent Avenue and a portion of the Saratoga Lake collector systems shall each be considered as a single-bulk user and shall be so billed by the District. The city's collecting officer shall determine the appropriate method of assessing and collecting its sewer user charge. This single-bulk user charge may be passed on to city residents as a city sewer rent and enforced pursuant to General Municipal Law §452.

City payments shall be due quarterly by March 31, June 30, September 30 and December 31, 2023. A late payment charge of one percent (1%) per month shall be added for each month or portion thereof until paid.

The District shall bill Saratoga Spa State Park their ~~2023~~ user charges payable no later than May 1, 2023.

The Town of Schaghticoke shall be billed by the District for service to the Hemstreet Park area of the Town on a semi-annual basis in accordance with the terms of the District's Inter-municipal Agreement with the Town.

GLOBALFOUNDRIES and Saratoga County Water Authority will be billed on a monthly basis based on flows discharged the preceding month per terms of their Industrial Discharge Permits.

Payments by single-bulk users shall be made to the County Treasurer who shall reject any untimely or insufficient payment. The postmark date of a payment shall be evidence of payment.

SECTION 7 - PENALTIES FOR LATE PAYMENTS

Sewer charges shall be subject to the same penalties and interest applicable to County taxes generally.

SECTION 8 - PAYMENT OF SEWER CHARGES NOT ON TOWN/COUNTY TAX ROLLS

The District shall bill directly those users of the collector sewer system and the trunk sewer system not appearing on the town and county tax rolls. Payments shall be made to the District and forwarded to the County Treasurer. Partial payments will not be accepted and will be returned.

The District shall also bill directly those users that have had an increase in connection units during the year.

The County Treasurer shall prepare and transmit to the Board of Supervisors, on or before December 1, a list of District residents or property owners within the District who are in arrears in the payment of such trunk or collector charges for a period of 30 days or more. The list shall contain a brief description of the properties for which the services were provided, the names of the persons or corporations liable to pay for same and the amount chargeable to each including penalties and interest computed to December 31.

The Board of Supervisors shall levy such sums against the properties liable and shall state the amount thereof in a separate column in the annual tax rolls of the various municipalities under the name of "county sewer charges". Such amounts, when collected by the several municipal collectors or receivers of taxes, shall be paid over to the County Treasurer. All of the provisions of the tax laws of the State of New York covering the enforcement and collection of unpaid taxes or assessments for special improvements not inconsistent herewith shall apply to the collection of such unpaid charges. Such amounts, when received by the County Treasurer, shall be credited to the County Sewer District fund for the District's exclusive use.

SECTION 9 - PROCEDURES

This proposed scale of charges shall be considered by the District's Commissioners. The adopted rates shall be published in accordance with Resolution No. 174 of 1977 as amended by Resolution No. 174-09.

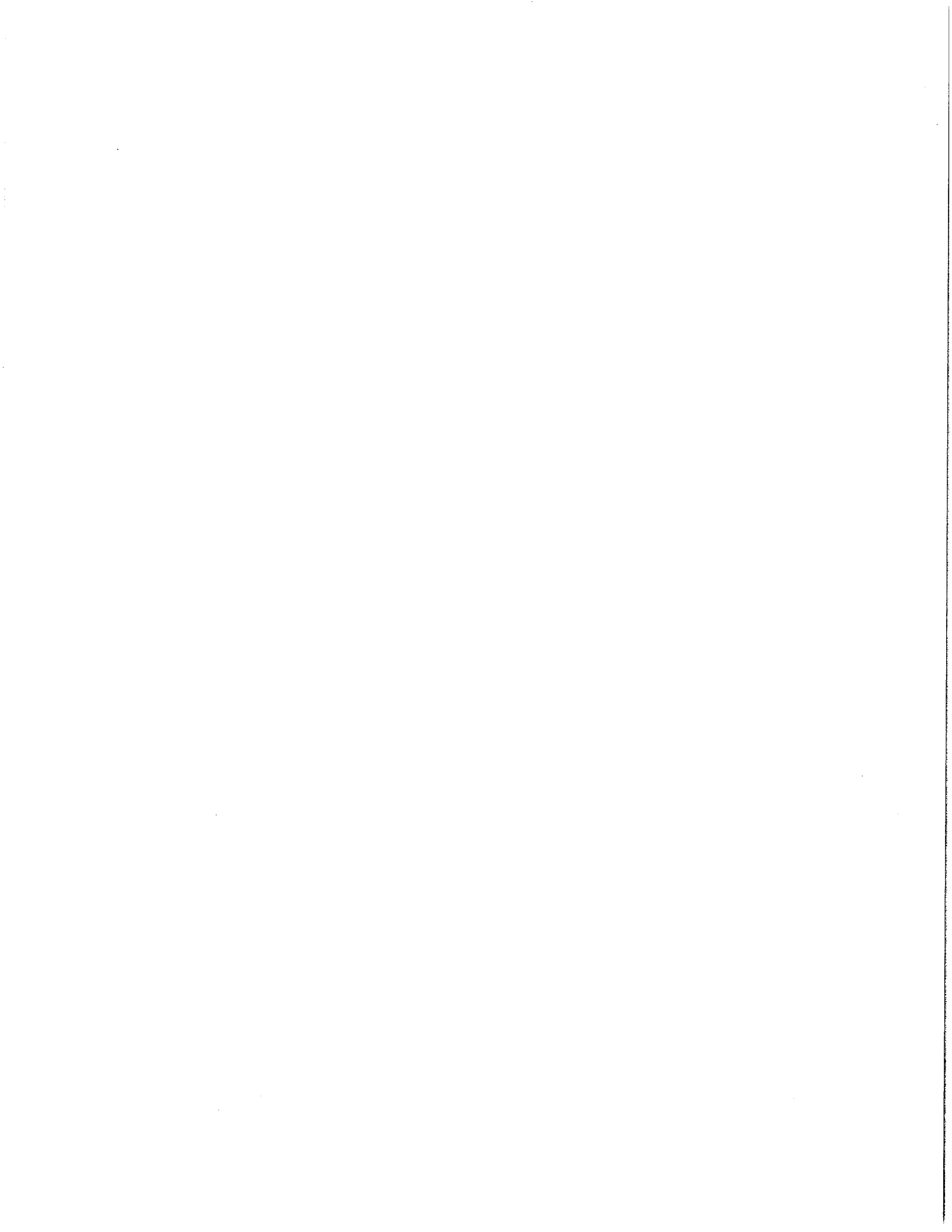
The County Board of Supervisors shall thereafter act upon the proposed scale of charges and upon all appeals in one of the following ways:

- (a) By confirming the scale of charges by a general resolution;
- (b) By amending the scale of charges and confirming the amended scale by a general resolution; or
- (c) By committing the scale of charges to the Sewer District Commission for further study and consideration.

By Order of the
Saratoga County Sewer District Commission

WAYNE A. HOWE, Chairman

Dated: September 8, 2022



PROCEDURE FOR APPROVING PROPOSED
SCALE OF SEWER CHARGES PURSUANT TO
BOARD RESOLUTIONS NO. 174 OF 1977 AND 174-09,
AND COUNTY LAW 266(1)

APPROVAL OF 2023 RATES

I. Meeting of SCSD Commission Held to Consider Proposed Scale of Charges and Schedule Public Hearing Thereon:

- A. When Meeting Held: September Commission Meeting (9/8/2022) or Soon Thereafter

DATE OF COMMISSION MEETING TO CONSIDER PROPOSED SCALE OF CHARGES AND SET DATE FOR PUBLIC HEARING: 9/8/2022

- B. When Public Hearing Scheduled: Not less than 5 days nor more than 10 days after publication of the notice of public hearing in The Post Star, Saratoga Today, Saratogian, the Daily Gazette, and the County's official website. If Commission meets on a Thursday, minimum of 12 days from meeting date needed.

DATE OF PUBLIC HEARING: 10/6/2022 at 9:00 a.m.

II. Publication of Notice of Public Hearing:

- A. When Publication Must Be Completed By: Not less than 5 days nor more than 10 days before the scheduled date of the public hearing.

PERIOD WITHIN WHICH PUBLICATION MUST BE COMPLETED: 9/26/2022 – 10/1/2022

LAST DATE TO PUBLISH NOTICE OF PUBLIC HEARING: 10/1/2022

ACTUAL DATE OF PUBLICATION: 9/27/2022

- B. Content of Notice Shall Specify:

1. Date and Time of the Public Hearing:

DATE AND TIME OF PUBLIC HEARING: 10/6/2022 at 9:00 a.m.

2. Place of the Public Hearing:

LOCATION OF PUBLIC HEARING: Chambers of the Saratoga County Board of Supervisors, 40 McMaster Street, Ballston Spa, New York.

3. A Schedule of the Proposed Charges

4. Date or Dates On Which the Proposed Sewer Charges Shall Become Effective

- C. Where Published:

1. The Post Star
2. Saratoga today
3. The Saratogian
4. The Daily Gazette
5. The County's Official Website

III. Public Hearing:

- A. Conduct of Hearing - shall be conducted by Chairman of the Saratoga County Sewer Commission or his designee.
- B. Subsequent Hearings - may be scheduled if needed.

IV. Commission Vote to Establish Scale of Charges:

- A. When: Commission may vote to establish scale of charges at conclusion of public hearing.

DATE OF COMMISSION APPROVAL OF ESTABLISHED SCALE OF CHARGES: 10/6/2022 at 9:15 a.m.

- B. Filing Scale of Charges: Commission must file a copy of the established scale of charges with the Clerk of the Board of Supervisors on or before the first date of publication of the charges.

DEADLINE FOR FILING ESTABLISHED SCALE OF CHARGES WITH CLERK OF BOARD OF SUPERVISORS: 10/11/2022

V. Publication of Established Scale of Charge:

- A. When: Publication must occur at least 10 days plus 5 business days before the Board of Supervisors meets to approve the established scale of charges and decide any appeals.

PERIOD WITHIN WHICH PUBLICATION OF ESTABLISHED SCALE OF CHARGES MUST OCCUR: 10/7/2022 – 10/21/2022

**ACTUAL LAST DATE OF PUBLICATION OF ESTABLISHED SCALE OF CHARGES: 10/21/2022
ACTUAL PUBLICATION DATE: Tuesday – 10/11/2022**

B. Where Published:

- 1) The Post Star
- 2) Saratoga Today
- 3) The Saratogian
- 4) The Daily Gazette
- 5) The County's Official Website

C. Content of Notice:

- 1) Established Scale of Charges - as approved by Commission
- 2) Right of Appeal - notice of the right to appeal the proposed scale of charges or any part thereof, to the Saratoga County Board of Supervisors within 10 days. Ten day appeal period runs from last day of publication of such notice.

DEADLINE FOR FILING APPEALS: 10/21/2022

- 3) Date of Board Meeting - date that Board of Supervisors will meet to decide appeals and approve, modify, or reject scale of charges approved by Sewer Commission. Although the Board's monthly meeting is scheduled for the third Tuesday in December, the Board cannot meet to consider the appeals until 5 business days after the expiration date for filing appeals.

DATE OF BOARD MEETING: 11/15/2022

VI. Filing of Appeals:

- A. When and Where: Appeals must be filed within 10 days following the date of the last publication of the scale of charges approved by the Sewer Commission. Appeals must be filed on any business day between the hours of 9:00 a.m. and 4:30 p.m. in the Office of the Clerk of the Board of Supervisors.

DEADLINE FOR FILING APPEALS: 10/21/2022

- B. Who May Appeal: Any aggrieved person

- C. Content of Appeal: Must specify in writing
- 1) The items or items with which aggrieved party disagrees
 - 2) The basis of party's aggrievement
 - 3) Name and mailing address of aggrieved party

- D. Forwarding of Appeal: - Within 2 business days after expiration of the 10 day period for filing appeals, the Clerk of the Board shall forward copies of all appeals filed to the Clerk to the members of the Sewer Commission, the members of the Saratoga County Board of Supervisors and the County Attorney.

DEADLINE FOR FORWARDING APPEALS TO SEWER COMMISSION, BOARD OF SUPERVISORS AND COUNTY ATTORNEY: 10/25/2022

VII. Board of Supervisors' Meeting to Decide Appeals and Confirm/Amend/Reject Scale of Charges:

- A. When: Third Tuesday in December. The meeting must be at least 5 business days subsequent to the expiration of the 10-day period for filing appeals. Board may also set a special meeting, if necessary.

DATE OF BOARD MEETING: 11/15/2022

- B. Board Options: The Board must act upon the proposed scale of charges, and on all appeals, in one of the following manners:
- 1) Confirming the scale of charges as established by the Sewer Commission by a general resolution.
 - 2) Amending the scale of charges and confirming the scale of charges amended by general resolution.
 - 3) Committing the scale of charges to the Sewer Commission for further study and consideration.

**TIMELINE FOR APPROVING
PROPOSED SCALE OF CHARGES**

- 1) DATE OF COMMISSION MEETING TO CONSIDER PROPOSED SCALE OF CHARGES AND SCHEDULE PUBLIC HEARING 9/8/2022
- 2) DATE BY WHICH NOTICE OF PUBLIC HEARING SHOULD BE FORWARDED TO NEWSPAPERS 9/19/2022
- 3) PERIOD WITHIN WHICH PUBLICATION OF NOTICE OF PUBLIC HEARING MUST BE COMPLETED 9/26/2022 – 10/1/2022
 - A) ACTUAL LAST DATE OF PUBLICATION 10/1/2022
 - B) ACTUAL DATE OF PUBLICATION 9/27/2022
- 4) DATE OF PUBLIC HEARING 10/6/2022 at 9:00 a.m.
- 5) DATE WHEN SEWER COMMISSION APPROVES ESTABLISHED SCALE OF CHARGES 10/6/2022 at 9:15 a.m.
- 6) DATE BY WHICH ESTABLISHED SCALE OF CHARGES SHOULD BE FORWARDED TO NEWSPAPERS 10/11/2022
- 7) DEADLINE FOR FILING ESTABLISHED SCALE OF CHARGES WITH CLERK OF BOARD OF SUPERVISORS 10/11/2022
- 8) PERIOD WITHIN WHICH PUBLICATION OF ESTABLISHED SCALE OF CHARGES MUST OCCUR 10/7/2022 – 10/21/2022
 - A) ACTUAL LAST DATE OF PUBLICATION OF SCALE OF CHARGES 10/21/2022
 - B) ACTUAL DATE OF PUBLICATION 10/11/2022
- 9) DEADLINE FOR FILING APPEALS 10/21/2022
- 10) DEADLINE FOR FORWARDING APPEALS TO SEWER COMMISSION, BOARD AND COUNTY ATTORNEY 10/25/2022
- 11) DATE OF BOARD OF SUPERVISORS' MEETING TO DECIDE APPEALS AND CONFIRM/MODIFY/REJECT SCALE OF CHARGES 11/15/2022

RESOLUTION NO. SD [#]-2021

WHEREAS, Georgia Entities, LLC is the owner of property located at 203 Ruhle Road South in the Town of Malta, by virtue of a Warranty Deed in Instrument #2022021687, as recorded by the Saratoga County Clerk; and

WHEREAS, Georgia Entities, LLC desires to install across the aforementioned property a lateral sewer line to provide sanitary sewer service to a single-family dwelling constructed or to be constructed on an adjoining parcel of land owned by Georgia Entities, LLC; and

WHEREAS, the County of Saratoga owns property which is commonly known as the "Zim Smith Trail" which adjoins the aforementioned lands owned by Georgia Entities, LLC; and

WHEREAS, Saratoga County Sewer District No. 1 owns and operates sanitary sewer infrastructure and appurtenances along the length of the Zim Smith Trail; and

WHEREAS, Georgia Entities, LLC for purposes of installing and/or repairing and/or maintaining the lateral sewer line, require an easement from the County of Saratoga to connect and/or repair and/or maintain the lateral sewer line to the sanitary sewer infrastructure operated by Saratoga County Sewer District No. 1, a survey map of the proposed easement being appended to this resolution; and

WHEREAS, the preliminary plans for the installation of the lateral connection as proposed by Georgia Entities, LLC have been reviewed and approved by the Executive Director of Saratoga County Sewer District No. 1; and

WHEREAS, the installation and connection of the lateral connection as proposed by Georgia Entities, LLC is subject to the requirements for Saratoga County Sewer District No. 1 lateral permit regulations and §§4.1 – 4.5 of the Rules and Regulations of Saratoga County Sewer District No. 1; and

WHEREAS, the proposed easement has been reviewed and approved for acceptance by the Executive Director of Saratoga County Sewer District No. 1 and the Office of the Saratoga County Attorney; and

WHEREAS, the installation of a lateral connection of a sanitary sewer line as proposed by Georgia Entities, LLC to the sanitary sewer system maintained and operated by Saratoga County Sewer District No. 1 will provide a benefit to Saratoga County and the residents of Saratoga County; and as such it is

RESOLVED, that the Sewer District Commission recommends that the Saratoga County Board of Supervisors authorize the acceptance and execution of the easement over property owned by Saratoga County as proposed by Georgia Entities, LLC.

Resolution Offered By: Commissioner

Resolution Seconded By: Commissioner

Vote: Ayes: Commissioners

Nays:

Absent:

Adopted:

PERMANENT RIGHT OF WAY AND EASEMENT

THIS INDENTURE made the 29 day of August, Two Thousand and Twenty-Two

Between

THE COUNTY OF SARATOGA, a municipal corporation organized and existing under the laws of the State of New York, with principal offices at 40 McMaster Street, Ballston Spa, New York 12020, hereinafter referred to as the "Grantor,"

and

GEORGIA ENTITIES LLC, residing at 77 Ushers Road, Suite 2, Mechanicville, New York 12118, hereinafter referred to as the "Grantee."

WITNESSETH, the Grantor is the owner of a certain parcel of land described in a deed recorded in the Saratoga County Clerk's Office in Book 870 of Deeds at Page 157 across which the Grantee desires to install a lateral sewer line to provide sanitary sewer service to a single family dwelling constructed or to be constructed by the Grantee on a parcel of land owned by the Grantee described in a deed recorded in the Saratoga County Clerk's Office in Instrument No. 2022021687, recorded on 06/30/2022, and

WHEREAS, the Saratoga County Sewer District #1, hereinafter referred to as SCSD#1, maintains and operates a sewer line and manholes through the aforesaid lands of the Grantor, and

WHEREAS, the aforesaid lands of the Grantor are part of a recreational trail system being developed by the Grantor which is commonly known as the "Zim Smith Trail," and

WHEREAS, the Grantee requires an easement from the Grantor to construct, connect, operate, maintain and repair said sewer lateral to be installed from said residence to SCSD#1's interceptor line; and

WHEREAS, the Saratoga County Board of Supervisors adopted Resolution #138-2021 authorizing the Chair of the Board to execute any and all documents needed to grant such sewer line easement across the land of the Grantor upon the condition that the form and content of such easement document was subject to the approval of the Saratoga County Attorney,


NOW, THEREFORE, the Grantor, in consideration of One Dollar (\$1.00) lawful money of the United States, and other good and valuable consideration paid by the Grantee, the receipt of which is hereby acknowledged, does hereby grant, release, transfer and convey to the Grantee, their heirs, successors and assigns forever, A PERMANENT RIGHT OF WAY AND EASEMENT FOR THE INSTALLATION, MAINTENANCE AND REPAIR OF A

to liability resulting from the said work in the Right of Way and Permanent Easement on the liability insurance maintained by the Grantee, and shall furnish Grantor, or its successors or assigns, with a certificate attesting to such insurance coverage.

5. The Grantee shall release and discharge the Grantor, its successors and assigns from any and all liability, actions, causes of action, damages, judgments, claims and demands whatsoever, in law or equity, arising directly or indirectly from the Grantee's use of this Permanent Right of Way and Easement. The Grantee shall defend, indemnify and save harmless the Grantor, its successors and assigns, from any and all liability, actions, causes of action, damages, suits, claims or demands arising directly or indirectly from the use of this Permanent Right of Way and Easement.
6. Grantee shall be responsible for obtaining any other permits, approvals, lands, easements and rights of way which may be required for this project.
7. During the period of construction, Grantee shall provide all protection necessary to adequately safeguard SCSD#1's sewer line and manholes from being damaged or destroyed.
8. Prior to conducting any non-emergency construction, repairs, maintenance or other work that requires excavation within the easement areas described herein, the Grantee shall notify SCSD#1 by phone at 518-664-7396 of the Grantee's intent to commence such work forty-eight (48) hours prior to the commencement of said work. In cases of emergency repair work, the Grantee shall notify SCSD#1 by phone at 518-664-7396 of the intention to commence work as soon as possible prior to the commencement of such emergency repairs.
9. No modification or amendment of this Permanent Right of Way and Easement shall be effective unless in writing and signed by the parties hereto. Any such modifications shall automatically become a part of this Permanent Right of Way and Easement and shall be recorded in the Office of the Saratoga County Clerk.
10. This Permanent Right of Way and Easement shall be recorded in the Office of the Saratoga County Clerk.

IN WITNESS WHEREOF, the parties hereto have executed this Permanent Right of Way and Easement on the day and year first above written.

COUNTY OF SARATOGA

By: 

Kristen Stackewicz, Member
Georgia Entities LLC

STATE OF NEW YORK }
COUNTY OF SARATOGA }

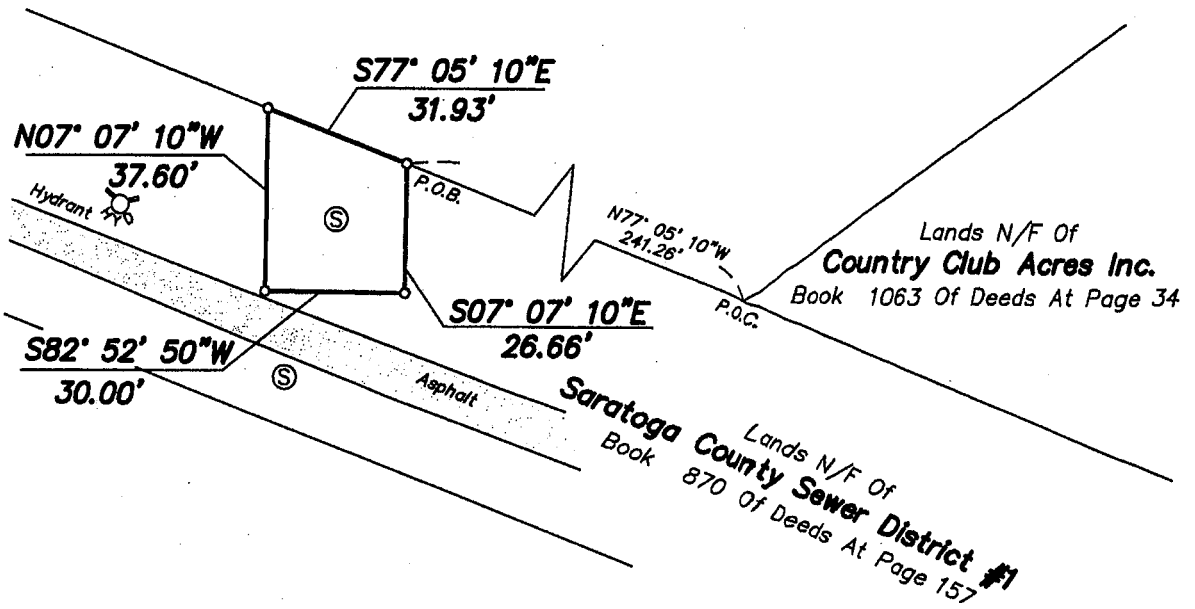
On the 29 day of August, 2022 before me, the undersigned, personally appeared Kristen Stackewicz, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual or the person upon behalf of which the individual acted, executed the instrument.

MANDY NAVARRO
Notary Public, State of New York
No. 01NA6650670
Qualified in Saratoga County 23
Commission Expires March 28, 2023



NOTARY PUBLIC

Lands N/F Of
Georgia Entities, LLC
 Instrument No. 2022021687



**30' SEWER EASEMENT
 TO BE GRANTED TO
 GEORGIA ENTITIES, LLC**

TOWN OF MALTA	SARATOGA COUNTY, NEW YORK
SCALE: 1" = 40'	DATE: AUGUST 29, 2022
TELEPHONE NO.: (518) 383-0634	MAP NO.: 22 - 08 - 144A

Gilbert VanGuilder
Land Surveyor, PLLC
 Professional Land Surveyors
 988 Route 148, Clifton Park, New York 12065
 gvglandsurveyors.com

RESOLUTION NO. SD xx-2022

WHEREAS, Litchfield Holdings, LLC has constructed a sanitary sewer facility with infrastructure to service Impact Athletic Center Development located in the Town of Halfmoon; and

WHEREAS, Litchfield Holdings, LLC desires to dedicate the sanitary sewer infrastructure to Saratoga County Sewer District #1; and

WHEREAS, Litchfield Holdings, LLC has satisfied the requirements of Section 6 of the Saratoga County Sewer District #1's Rules and Regulations governing the dedication of existing, upgraded sanitary sewer facilities; and

WHEREAS, prior to the Saratoga County Sewer District #1 accepting a proposed dedication of the existing, upgraded sanitary sewer facilities, Section 6.4 of said Rules and Regulations requires that the Saratoga County Sewer District Commission adopt a resolution authorizing Saratoga County Sewer Districts #1 to accept the proposed dedication; now, therefore, be it

RESOLVED, that the Saratoga County Sewer District #1 is hereby authorized to accept, and does accept, the proposed dedication by the Litchfield Holdings, LLC of the sanitary sewer infrastructure servicing Impact Athletic Center Development consisting of 1 manhole and approximately 540 ft. of 2" DR-11 low pressure force main in the Town of Halfmoon.

Resolution Offered by:

Resolution Seconded by:

Vote: Ayes:

Nayes:

Absent:

Adopted: September 8, 2022

RESOLUTION NO. SD xx-2022

WHEREAS, RSD Development, LLC has constructed a sanitary sewer facility with infrastructure to service Iron Springs Estates aka Rowland Street Residential Subdivision located in the Town of Milton; and

WHEREAS, RSD Development, LLC desires to dedicate the sanitary sewer infrastructure to Saratoga County Sewer District #1; and

WHEREAS, RSD Development, LLC has satisfied the requirements of Section 6 of the Saratoga County Sewer District #1's Rules and Regulations governing the dedication of existing, upgraded sanitary sewer facilities; and

WHEREAS, prior to the Saratoga County Sewer District #1 accepting a proposed dedication of the existing, upgraded sanitary sewer facilities, Section 6.4 of said Rules and Regulations requires that the Saratoga County Sewer District Commission adopt a resolution authorizing Saratoga County Sewer Districts #1 to accept the proposed dedication; now, therefore, be it

RESOLVED, that the Saratoga County Sewer District #1 is hereby authorized to accept, and does accept, the proposed dedication by the RSD Development, LLC of the sanitary sewer infrastructure servicing Iron Springs Estates aka Rowland Street Residential Subdivision consisting of 6 manholes, approximately 1,200 ft. of 2" DR-11 HDPE low pressure force main, approximately 2,160 ft. of 3" DR-11 HDPE low pressure force main and approximately 760 ft. of 4" DR-11 HDPE low pressure force main in the Town of Milton.

Resolution Offered by:

Resolution Seconded by:

Vote: Ayes:

Nays:

Absent:

Adopted: September 8, 2022

RESOLUTION NO. SD XX-2022

WHEREAS, Luciano Properties, LLC has constructed a sanitary sewer facility with infrastructure to service Oakridge Subdivision Phase 2 located in the City of Saratoga Springs; and

WHEREAS, Luciano Properties, LLC desires to dedicate the sanitary sewer infrastructure to Saratoga County Sewer District #1; and

WHEREAS, Luciano Properties, LLC has satisfied the requirements of Section 6 of the Saratoga County Sewer District #1's Rules and Regulations governing the dedication of existing, upgraded sanitary sewer facilities; and

WHEREAS, prior to the Saratoga County Sewer District #1 accepting a proposed dedication of the existing, upgraded sanitary sewer facilities, Section 6.4 of said Rules and Regulations requires that the Saratoga County Sewer District Commission adopt a resolution authorizing Saratoga County Sewer Districts #1 to accept the proposed dedication; now, therefore, be it

RESOLVED, that the Saratoga County Sewer District #1 is hereby authorized to accept, and does accept, the proposed dedication by the Luciano Properties, LLC of the sanitary sewer infrastructure servicing Oakridge Subdivision Phase 2 consisting of 6 manholes and approximately 1,104 ft. of 8" SDR-26 gravity main in the City of Saratoga Springs.

Resolution Offered by:

Resolution Seconded by:

Vote: Ayes:

Nays:

Absent:

Adopted: September 8, 2022

RESOLUTION NO. SD XX-2022

WHEREAS, Bordeau Builders, Inc. has constructed a sanitary sewer facility with infrastructure to service Olympia Gardens located in the Stillwater; and

WHEREAS, Bordeau Builders, Inc. desires to dedicate the sanitary sewer infrastructure to Saratoga County Sewer District #1; and

WHEREAS, Bordeau Builders, Inc. has satisfied the requirements of Section 6 of the Saratoga County Sewer District #1's Rules and Regulations governing the dedication of existing, upgraded sanitary sewer facilities; and

WHEREAS, prior to the Saratoga County Sewer District #1 accepting a proposed dedication of the existing, upgraded sanitary sewer facilities, Section 6.4 of said Rules and Regulations requires that the Saratoga County Sewer District Commission adopt a resolution authorizing Saratoga County Sewer Districts #1 to accept the proposed dedication; now, therefore, be it

RESOLVED, that the Saratoga County Sewer District #1 is hereby authorized to accept, and does accept, the proposed dedication by the Bordeau Builders, Inc. of the sanitary sewer infrastructure servicing Olympia Gardens consisting of 3 manholes, approximately 985 ft. of 3" DR-11 ft. low pressure force main and approximately 865 ft. of 2" DR-11 low pressure force main in the Stillwater.

Resolution Offered by:
Resolution Seconded by:

Vote: Ayes:

Nays:

Absent:

Adopted: September 8, 2022

ENGINEERING PROJECT SUMMARY

Engineering Firm	Project	Account Line	Res #	BOS Date	Contract Amount	Change Order (Amendment)	Change Order	Change Order	Change Order	Contract Total	County to Engineer	Fully Exec Contract to Engineer	Contract Balance	% Complete	Anticipated Projected Compl date
Ramboll f/k/a O'Brien & Gere	Aeration Tank #7 Emergency Repair	ES-81-813-7098	151-15	7/21/15	\$135,000.00	\$0.00	\$ 66,000.00	\$82,000.00	BOS 165-22	\$283,000.00	9/21/15	10/15/15	\$82,019.05	71.02%	2022
Arcadis of New York, Inc	Biosolids Facility	ES-81-812-7098	289-2021	10/19/2021	\$3,000,000.00		161-22			\$3,000,000.00	11/7/2018	8/20/2019	\$2,870,000.00	4.33%	2022
Arcadis of New York, Inc	Local Limits Study	ES-81-813-7098	166-21	5/18/2021	\$24,500.00	\$44,000.00	\$ 124,000.00			\$197,500.00	6/1/2021	6/25/2021	\$125,639.29	34.73%	2022
Barton & Loguidice, D.P.C	Ammonia Capacity & Design Aeration Upgrades Tank 1-4	ES-81-813-7098	266-17	11/21/2017	\$283,500.00	\$32,200.00	\$90,600.00	\$153,200.00	187-19	\$2,027,800.00	12/21/2017	2/7/2018	\$213,975.00	89.45%	2022
Barton & Loguidice, D.P.C	Asset Management	ES-81-813-7098	137-21	4/20/2021	\$62,934.00					\$62,934.00	4/29/21	05/17/21	\$25,590.94	59.34%	2022
MJ Engineering & Land Surveying	Interceptor Rehabilitation Design (15 Mile)	ES-81-812-7098	165-18	6/19/2018	\$190,000.00	\$101,200.00				\$291,200.00	7/17/2018	8/7/2018	\$18,070.25	93.79%	2022
Labella fka Chazen companies	Knoxwood & Riverside #1 PS Upgrades	ES-81-812-7098	139-19	5/21/2019	\$110,000.00	\$83,500.00	\$33,763.00			\$227,263.00	6/3/2019	6/20/2019	\$48,564.02	78.63%	2022
Fiscal Advisors & Marketing	Financial Advisement Services	ES-81-000-8142	265-19	11/19/2019	\$155,000.00					\$155,000.00	2/5/2020	2/14/2020	\$150,500.30	2.90%	2022
GPI - Greenman Pedersen, Inc.	New storage Bldg. Roofing, HVAC System	ES-81-813-7098	110-20	5/19/2020	\$228,627.00	\$11,488.00	\$37,250.00			\$277,365.00	6/25/2020	8/14/2020	\$137,988.00	50.25%	2022
Weston & Sampson	Saratoga Springs Pump Station Upgrades	ES-81-812-7098	246-20	11/17/2020	\$305,300.00					\$305,300.00	12/7/2020	12/21/2020	\$150,640.00	50.66%	2022
Wright-Pierce Engineering	Secondary Clarifiers, Gates & MCC's	ES-81-813-7098	56-2021	2/23/2021	\$454,180.00	0.00 Task C amount to Task I	\$20,400.00			\$474,580.00	3/5/2021	4/7/2021	\$118,303.08	75.07%	2022
Delaware Engineering	Contract #22 Rehab & PS Upgrades	ES-81-812-7098	347-2021	12/15/2021	\$127,720.00					\$127,720.00	12/22/2021	1/24/2022	\$96,532.25	24.42%	2022
Delaware Engineering	Strategic infrastructure and finance planning	ES-81-813-7098	163-22	4/19/2022	\$90,000.00					\$90,000.00	5/2/2022	5/16/2022	\$90,000.00	0.00%	2023

CONSTRUCTION PROJECT SUMMARY

Construction Projects	Projects	Acct Line	Res #	BOS Date	Contract Amount	Change Order	Change Order	Change Order	Change Order	Change Order	Contract Total	Fully Exec Contract to Contractor	Contract Balance	% Complete	Estimated Projected Compl date
Trinity Construction Inc.	Knoxwoods & Riverside #1 Pump Station	812-7092	138-20	6/16/2020	\$359,583.00	CO.1	CO 2	CO 3			\$359,583.00	8/14/2020	\$13,160.56	96.34%	2022
Niagara Mohawk DBA National Grid / Centrica Bus. Solutions	Task order #1 (Solar Energy System)	813-7095	109-20	5/19/2020	\$1,579,302.47	\$75,987.73	6/28/2021	BOS 242-21			\$1,655,290.20	8/19/2020	\$48,553.49	97.07%	2022
Precision Trenchless	Rehab/Reline Gravity Line in Town of Stillwater	812-7092	346-2021	12/15/2021	\$659,025.46						\$659,025.46	2/10/2022	\$334,974.61	49.17%	2022
Mid-State Industries	Bldg #2 Roof Replacement	813-7095	46-2022	1/18/2022	\$352,811.00						\$352,811.00	2/10/2022	\$257,811.00	26.93%	2022
Precision Trenchless	Construction services rehab Town of Halfmoon	812-7092	164-22	4/19/2022	\$84,792.00						\$84,792.00	6/2/2022	\$84,792.00	0.00%	2022
Advanced Enterprise Systems dba Utility Cloud	Asset management program software management and maintenance	813-8520	162-22	4/19/2022	\$40,000/yr x3						\$120,000.00	6/2/2022	\$80,000.00	33.33%	2024