



SARATOGA COUNTY WATER AUTHORITY

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SARATOGA COUNTY WATER AUTHORITY BOARD OF DIRECTORS OFFICIAL MEETING MINUTES THURSDAY, JULY 27, 2017 @ 3:00 P.M.

PRESENT: Chairman John Lawler, Vice Chair Anita Daly, Deputy Treasurer Tim Szczepaniak, Supervisor Art Johnson, and Board Member Jim Smith; Executive Director Ed Hernandez, General Counsel Mark Schachner, Esq. **ABSENT:** Treasurer Tom Cumm, Board Member Darren O'Connor.

Chairman Lawler called the regular meeting to order at 3:12 p.m. and welcomed all in attendance. The meeting was held in the Board of Supervisors Meeting Room One.

Motion was made by Mr. Szczepaniak and seconded by Mr. Johnson to adopt the draft minutes of the June 22nd, 2017 Meeting minutes as the official minutes of that meeting. Motion to adopt the minutes was adopted unanimously.

(As is the practice of the Board, the Board waived a reading of the draft minutes and the adopted minutes include the long form resolutions that were passed at said meeting and the Board waived the reading of the long form resolutions.)

Reports:

Production: Mr. Hernandez reported that production data for the month of June 2017 was 5.89 MGD. Rolling annual average was 5.21 MGD. He stated the ongoing rain conditions for the season is affecting water consumption

Financial: Mr. Hernandez discussed the financial report through June 30, 2017. Revenues for the year were budgeted at \$2.1 million while actual revenues were \$2.1 million. Budgeted expenses through June 30, 2017 were \$955,000 while actual expenses were \$740,000. Estimated cash available for operations at Sept. 1, 2017 is estimated at \$2.72 million. The next scheduled debt service payment is \$1.4 million on Sept. 1 for the Series 2016 Bonds.

Legal: Attorney Schachner discussed the items his firm was working on for the Authority at this time. He noted that the Saratoga County IDA "Closeout" documents were complete and he was recommending the Chairman execute those documents at this meeting. He stated the repayment plan is obviously

ongoing. He indicated that the Pall Corporation Service Agreement had been reviewed by his firm at the request of the Executive Director and that there were some provisions of that Agreement that the Board should be aware of, however this was a renewal of said Agreement and no previous difficulties had been encountered. Finally, he discussed his review of the Agreements with C.T. Male and Delaware Engineering. All revisions that were requested have been made. The agreements were executed at the meeting.

Motions & Resolutions:

Motion was made by Mr. Szczepaniak and seconded by Ms. Daly to authorize the payment of the monthly vouchers at a cost of \$133,459.10 in operating costs and \$3,308.56 in costs related to the proposed Halfmoon/Mechanicville Expansion Project. Mr. Hernandez stated that Mr. Cumm had previously reviewed all vouchers and found the payments appropriate. **Motion carried unanimously. (2017-0027)**

Agenda Item 4.b. - Motion by Mr. Johnson and seconded by Mr. Szczepaniak to Authorize the Chairman to execute a Service Agreement with Pall Corporation for a three year term at a cost of \$60,966. Mr. Hernandez stated that the three year term provides the Authority with a 10% discount on all service encompassed in the Agreement. **Motion carried unanimously. (2017-0028)**

Agenda Item 4.c. – Motion by Ms. Daly and seconded by Mr. Johnson to approve a change in the charge for Construction Inspection Services from \$70 per hour to \$75 per hour for the C. T. Male Engineering Contract for work related to the Halfmoon/Mechanicville Expansion Project. Mr. Hernandez was recommending the Board accept that change as it appeared reasonable since it was over a year since it had first been negotiated. Chairman Lawler stated he had no objection to that change, but did wish to inquire about the responsibilities of Construction Inspection and the firm’s acceptance of responsibility for the quality of the finished product. Mr. Lawler reiterated that if the firm is providing that service as part of their contract, then they need to accept accountability for the quality of the work done. He reiterated that he did not want to see change orders from contractors to fix or correct something that should have been done correctly in the first place. Mr. Hernandez stated that he would relay the concerns of the Board on this topic. **Motion carried unanimously. (2017-0029)**

Agenda Item 4.d. – Resolution #2017-0030 “Making Determination under State Environmental Quality Review Act for Proposed Extension Project”. At this time, Mr. Hernandez read aloud the EAF, Part II and reviewed responses or concerns from the Board. Mr. Szczepaniak inquired about any lengthy delays due to archaeological impacts. Mr. Hernandez stated that an archaeologist would be hired to investigate any impacts of that type. He did not believe there would be any significant delays.

WHEREAS, the Saratoga County Water Authority owns and operates a County-wide water system which is vital to providing an adequate supply of potable drinking water to communities within Saratoga County; and

WHEREAS, the system currently includes raw water intake and pump station facilities in the Upper Hudson River, a water treatment plant in the Town of Moreau, approximately 26 miles of transmission main from the Town of Moreau to the Town of Stillwater and a water storage tank in the Town of Stillwater; and

WHEREAS, the Authority and the Towns of Halfmoon and Waterford and the City of Mechanicville seek to address water supply needs and potential consolidation of existing infrastructure through a water interconnection between the Towns, City and Authority facilities by constructing a 16" water main within the Towns of Halfmoon and Stillwater; and

WHEREAS, the proposed pipeline will follow the existing rights-of-way from Cordero Road to Johnson Road; and

WHEREAS, Authority Engineers have developed a detailed analysis which fully describes the proposed improvements and have prepared Part 1 of a Full SEQRA Environmental Assessment Form (EAF), both of which have been provided to and reviewed by the Authority; and

WHEREAS, the Authority declared itself Lead Agency in connection with this proposed project and provided notice of this to all SEQRA Involved Agencies on or about June 8, 2017;

WHEREAS, despite passage of more than 30 days since such notice was provided, no potential Involved Agencies have objected to designation of the Authority as the SEQRA Lead Agency.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. The Authority hereby assumes Lead Agency status for any SEQRA review of the proposed Action described herein and more fully described in the EAF and engineering analysis.
2. The Authority identified the proposed Action as a Type I Action and has undertaken Coordinated Review.
3. The EAF and the detailed analysis provided by the Authority Engineers contain sufficient information for the Authority to analyze the potential impacts of the proposed Action.

4. *Based upon review of the EAF, the engineering analysis and all other project related materials and discussions, the Authority hereby finds and determines that the proposed Action will have no significant adverse environmental impacts and the Authority hereby adopts a determination of non-significance SEQRA Negative Declaration.*

5. *The Authority authorizes and directs its Chairman, Clerk, Engineers and/or Legal Counsel to take such further actions as may be necessary to effectuate the intent of this Resolution.*

The question of the adoption of this Resolution was duly put to a vote on roll call which resulted as follows:

AYES: Lawler, Daly, Johnson, Smith, Szczepaniak
 NAYS: None
 ABSENT: Cumm, O'Connor

ROLL CALL

AYES: 5 NAYS: 0 ABSENT: 2

The Resolution was declared duly adopted.

New Business:

Mr. Johnson inquired if any documents had been drawn up about the request from Luther Forest Tech Campus Economic Development Corporation. Chairman Lawler discussed the receivable for LFTC that had been written off for a number of years. He stated the balance of the receivable would be accepted as settlement of the debt. Chairman Lawler instructed counsel to provide a long form resolution and written agreement with LFTC EDC. **Motion was made by Mr. Johnson and seconded by Mr. Smith to accept the remaining receivable from LFTC EDC as settlement of the debt. Motion carried unanimously. (2017-0031)**

Mr. Hernandez then discussed that the plant was now running at an average annual of 5 to 5.5mgd. He noted that with the addition of Halfmoon and Mechanicville that the Board should start considering expansion of the plant with the addition of two more membrane racks and ancillary equipment. Mr. Johnson inquired what the cost of that would be approximately. Mr. Hernandez stated it would be approximately 4 to 5 million dollars and would most likely be financed through the EFC if available.

The next meeting of the Saratoga County Water Authority Board of Directors was scheduled for Thursday, August 24, 2017 at 3:00 p.m. There will be a Finance Committee meeting prior to that at 2:45 p.m. Members of that Committee are: Cumm, Johnson, and Lawler.

Chairman Lawler then inquired about the bonding of the Halfmoon Expansion Project. Mr. Hernandez stated that he was in contact with EFC often and that he would know more once the announcements from EFC came in around October. Chairman Lawler inquired if Mr. Hernandez had a ballpark date for water supply to Halfmoon. Mr. Hernandez stated approximately spring of 2019.

Discussion ensued regarding a debt service payment schedule for repayment to Saratoga County for service fee payment costs. Chairman Lawler asked Mr. Hernandez to prepare a plan and present it next month with the proposed budget. Discussion also ensued regarding cash flow, capital costs and reserve account balances.

Chairman Lawler asked for a schedule of when the current customer contracts would be expiring. Mr. Hernandez stated he would supply that for the next meeting.

With no further action, motion to adjourn was made by Mr. Johnson and seconded by Ms. Daly. Motion passed and meeting was adjourned at 3:55 p.m.

Respectfully Submitted,

Carol A. Alden, Confidential Secretary