



SARATOGA COUNTY WATER AUTHORITY

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SARATOGA COUNTY WATER AUTHORITY BOARD OF DIRECTORS OFFICIAL MEETING MINUTES THURSDAY, SEPTEMBER 28, 2017 @ 3:00 P.M.

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

Chairman Lawler called the regular meeting to order at 3:00 p.m. and welcomed all in attendance. The meeting was held in the Board of Supervisors Small Meeting Room.

Motion was made by Mr. O'Connor and seconded by Mr. Smith to adopt the draft minutes of the August 24, 2017 Meeting minutes as the official minutes of that meeting. Motion to adopt the minutes was adopted unanimously.

Motion was made by Mr. Szczepaniak and seconded by Mr. O'Connor to adopt the draft minutes of the August 24, 2017 Meeting minutes of the Finance Committee 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 August 2017 was 6.13 MGD. Rolling annual average was 5.23 MGD.

Financial: Mr. Hernandez discussed the financial reports through August 31, 2017. Revenues for the year were budgeted at \$3.4 million while actual revenues were \$3.64 million. Budgeted expenses through August 31, 2017 were \$1.29 million while actual expenses were \$1.08 million. Estimated cash available for operations at Dec. 1, 2017 is estimated at \$3.46 million. The next scheduled debt service payment is \$105,000 on Dec. 1 for the Series 2014 Bonds.

Legal: Attorney Schachner discussed the items his firm was working on for the Authority at this time. He discussed a proposed settlement agreement with LFTC EDC for disposition of the debt and the agreed upon

sum to clear the obligation. The proposed Agreement was before the Chairman for execution at today's meeting. He then discussed the NRG Curtail Solutions Agreement for participation in the program. He stated that NRG's counsel was in agreement on all proposed changes and he was recommending execution of the agreement.

Motions & Resolutions:

Motion was made by Mr. O'Connor and seconded by Mr. Smith to authorize the payment of the monthly vouchers at a cost of \$151,053.58 in operating costs, \$304 in SPDES Outfall costs, and \$4,698 in costs related to the proposed Halfmoon/Mechanicville Expansion Project. Mr. Szczepaniak had one inquiry regarding the voucher for payment to Siewert Equipment. He inquired how often this service was required. Mr. Hernandez stated that this was for a combination of staff training, laser alignment, vibration testing, and performance evaluation for 16 pumps. Much of the work should be completed about every ten years to prevent any catastrophic failures on the pumps or sooner if issues arise. Mr. Szczepaniak stated that he had reviewed all other vouchers and found the payments appropriate. **Motion carried unanimously. (2017-0035)**

The next agenda item was to **approve reimbursement in the amount of \$960 for an employee to take the 1A Water Operator course offered at Hudson Valley Community College.** The employee must provide proof of successful completion and reimburse the Authority if he/she leaves within one year of employment for any reason. **Motion was offered by Mr. Szczepaniak and seconded by Mr. O'Connor. Motion carried unanimously. (2017-0036)**

Agenda Item 6.c. – Adoption of the SCWA Cybersecurity Policy was tabled at the request of the Chairman for some minor revisions.

Agenda Item 6.d. – A motion was made by Ms. Daly and seconded by Mr. Johnson to adopt the 2018 SCWA Operating Budget for submission to Saratoga County and PARIS. Discussion ensued regarding the anticipated revenues from the Town of Halfmoon in 2019, as well as a potential increase from an existing customer, and a potential repayment to Saratoga County for the Service Fee debt. Further discussion ensued regarding future water rates as well. **Motion carried unanimously. (2017-0037)**

Agenda Item 6.e. – A motion was made by Ms. Daly and seconded by Mr. Szczepaniak to approve the 2017-2018 MVP Silver 4 Liberty EPO Health Insurance Plan with renewal of the associated HRA Plan. Chairman Lawler inquired if any members had questions relating to the renewal. **No members responded. Motion carried unanimously. (2017-0038)**

At this time, a motion was made by Ms. Daly and seconded by Mr. Johnson to authorize a Public Hearing for a proposed 1.5% increase in municipal water rates for 2018 and a corresponding 3% rate increase for commercial customers. Chairman Lawler instructed the Confidential Secretary to send out the appropriate notices to customers and to post all required Legal Notices for the Public Hearing. **Motion carried unanimously. (2017-0039)**

At this time, a motion was made by Mr. Szczepaniak and seconded by Mr. O'Connor to authorize the Deputy Treasurer to send a payment of \$2,000,000 to the Saratoga County Treasurer for partial repayment of the Service Fee debt. Chairman Lawler invited all Board Members and staff to the next Board of Supervisors meeting for the announcement of the repayment to County Supervisors. Motion carried unanimously. (2017-0040)

The final agenda item was a **motion to authorize the Chairman to execute the agreement with NRG Curtailment Services for participation in the Power Pay program which will provide an estimated \$15,000 in revenues for the Authority. Motion carried unanimously. (2017-0041)**

New Business:

The next meeting of the Saratoga County Water Authority Board of Directors was scheduled for Thursday, October 26, 2017 at 3:00 p.m. There will be a Governance Committee and an Audit Committee meeting prior to that at 2:45 p.m. Members of the Governance Committee are: Lawler, Szczepaniak, and Smith. Members of the Audit Committee are: O'Connor, Daly and Johnson.

Mr. Hernandez then discussed an enclosed table prepared by counsel which reflected renewal dates for all customer contracts. Discussion ensued regarding any possible changes to contract language. No further action was taken at this time.

Mr. Hernandez then discussed an enclosed notice from the Town of Halfmoon regarding SEQR Lead Agency coordination. No action was taken on this matter but was for the Board's information.

At 4:05 p.m., Motion was made by Mr. Johnson and seconded by Ms. Daly to adjourn to Executive Session to discuss potential litigation as Attorney/Client privileged discussions.

Motion was made by Mr. O'Connor and seconded by Mr. Smith to return to open session at 4:10 p.m.

With no further action, motion to adjourn was made by Mr. Johnson and seconded by Mr. O'Connor. Motion passed and meeting was adjourned at 4:15 p.m.

Respectfully Submitted,

Carol A. Alden, Confidential Secretary