

CLIFTON PARK WATER AUTHORITY

BOARD MEETING NOTICE

TUESDAY, NOVEMBER 14, 2023

7:00PM

661 CLIFTON PARK CENTER ROAD

CLIFTON PARK, NY 12065

**CLIFTON PARK WATER AUTHORITY
BOARD MEETING**

**Tuesday, November 14, 2023
7:00 PM**

AGENDA

- Approve Minutes of October 17, 2023 Meeting

Privilege of the Floor

Old Business

- Peacock Glen Property

New Business

- Bond Covenant Resolution
- Authorize Purchase of Boyack Filter Media

Other Business

CLIFTON PARK WATER AUTHORITY

BOARD MEETING MINUTES

NOVEMBER 14, 2023

Those present were: Mr. Helmut Gerstenberger, Chairman; Mr. John Ryan, Vice Chairman; Mr. William Butler, Treasurer; Mr. Peter Taubkin, Board Member; Mr. Donald Austin Jr., Administrator; Mr. Chris Wheland, Deputy Administrator; Mr. Ronald Marshall, Superintendent; Mr. James Trainor, Attorney; and Mr. Brock Juusola, Delaware Engineering.

Mr. Gerstenberger called the meeting to order at 7:03pm.

APPROVE MINUTES OF OCTOBER 17, 2023 MEETING

Mr. Ryan made a **motion** to approve the minutes of October 17, 2023; seconded by Mr. Taubkin. The **motion** carried 3-0, 1 abstain.

PRIVILEGE OF THE FLOOR

No members of the public present.

OLD BUSINESS

PEACOCK GLEN PROPERTY

The Town of Clifton Park has expressed an interest in purchasing the parcel of land located in the Peacock Glen subdivision on Blue Jay Way. An appraisal was completed in June. The estimated market value was \$154,000.00. Mr. Gerstenberger will follow up with the Town to see if they are still interested in the property. If they are not interested the property will be listed for sale through a public bid process.

NEW BUSINESS

BOND COVENANT RESOLUTION

A **motion** was made by Mr. Gerstenberger approving the resolution on the adequacy of the rates to sufficiently comply with the rate covenant; seconded by Mr. Butler.

RESOLUTION# 28, 2023 – RESOLUTION ON THE ADEQUACY OF THE RATES TO SUFFICIENTLY COMPLY WITH THE RATE COVENANT

WHEREAS, the Clifton Park Water Authority has completed a review, taking into consideration the completion of any uncompleted water projects and issuance of future series of bonds if necessary to finance the completion of such water projects, of its financial condition for the purpose of estimating whether the net revenues for fiscal years 2023 and 2024 will be sufficient to comply with the rate covenant contained in subsection (b) of section 7.12 of the water system revenue bond resolution adopted November 16, 1993. Now, therefore be it

RESOLVED, that the Clifton Park Water Authority has estimated that its net revenues for fiscal years 2023 and 2024 will be sufficient to comply with the rate covenant contained in the subsection (b) of section 7.12 of the water system revenue bond resolution adopted November 16, 1993, and it is further

RESOLVED, that the Clifton Park Water Authority Board of Directors hereby authorizes a copy of this resolution, certified by its chairman, an authorized officer, setting forth a reasonably detailed statement of the actual and estimated revenues, operating expenses, aggregate debt service, and any other estimates or assumptions upon which such determination was based, to be filed with the bond trustee.

Roll Call Vote:

Mr. Gerstenberger - Aye
Mr. Ryan - Aye
Mr. Taubkin - Aye
Mr. Butler - Aye

AUTHORIZE PURCHASE OF BOYACK FILTER MEDIA

A **motion** was made by Mr. Butler to amend Resolution #27, 2023, and Resolution# 27, 2022 to amend the 2023 and 2024 Capital Budget for replacement filter media for the Boyack Water Treatment Plant; seconded by Mr. Ryan.

RESOLUTION# 29, 2023 – AMENDING RESOLUTION# 27, 2023, AND RESOLUTION# 27, 2022 – AMEND 2023 AND 2024 CAPITAL BUDGET FOR REPLACEMENT FILTER MEDIA FOR BOYACK WTP

WHEREAS, the Clifton Park Water Authority Board of Directors approved the 2023 Capital Budget (Resolution #27, 2022), and

WHEREAS, this resolution amends the 2023 Capital Budget (Resolution 27, 2022) to include the Replacement Filter Media for Boyack, and

WHEREAS, the Clifton Park Water Authority Board of Directors approved the 2024 Capital Budget (Resolution #27, 2023) approving the Replacement Filter Media - Boyack purchase, and

WHEREAS, this resolution will amend the 2024 Capital Budget by removing the Replacement Filter Media - Boyack purchase, and

WHEREAS, the Clifton Park Water Authority wishes to complete the filter media replacement before hydrant flushing starts at the beginning of April, and

WHEREAS, filter media lead time is ten to twelve weeks as it is a product of Brazil and ordered per project, and

WHEREAS, the supplier has enough filter media currently on hand, due to the suspension of a similar project elsewhere, now, therefore be it

RESOLVED, that the Clifton Park Water Authority hereby amends the 2023 and 2024 Capital Budgets to remove the Replacement Filter Media from the 2024 Capital Budget and revise the 2023 Capital Budget to include the Replacement Filter Media – Boyack line item in the amount of \$230,000.

Roll Call Vote:

Mr. Gerstenberger - Aye
Mr. Ryan - Aye
Mr. Taubkin - Aye
Mr. Butler - Aye

OTHER BUSINESS

- Mr. Austin received an email from Manoj Ajmera requesting that the CPWA repair a minor leak in his water service lateral, which is near a repair the CPWA made to his curb stop valve approximately 2 years ago. Mr. Austin explained that CPWA policy states homeowners are responsible for the water service lateral from the curb stop into the home. The Board agreed that we should adhere to CPWA policy.
- The Christmas luncheon is scheduled for Friday, December 15, 2023.
- Mr. Trainor updated the Board on the DCG matter on Wood Road. The judge determined that it was obvious that the two parties were not going to be able to agree on a resolution so the judge will write an opinion.
- Mr. Trainor spoke to John Scavo from the Town of Clifton Park regarding the proposed Synergy Water District Project and Mr. Scavo stated the project was put on pause because they needed numbers from MJ Properties in terms of square footage for commercial and warehouse purposes to justify the grant that the Town of Clifton Park is applying for. The district is a critical piece because it will provide the funding to put in the secondary water connection. Mr. Austin received an email from Empire State Development to John Scavo regarding the grant. One of ESD's concerns is the uses within the Synergy Tech Park. The grant is essentially geared toward shovel ready projects to build manufacturing facilities. They are looking for a commitment from MJ Properties stating that a certain amount of the parcels in the district will be used for manufacturing.
- Mr. Trainor spoke with Robert King, the attorney for the PFAS litigation, and he will be sending the countersigned agreement tomorrow. Mr. King let Mr. Trainor know that a timeframe is in place for the judge to sign the final settlement agreement on December 14, 2023. From that point on, all municipalities in Phase One will have 60 days to submit their data.
- Mr. Trainor sent over the agreement to Mountain View Meadows last month. He hasn't heard anything and will follow up.
- Mr. Trainor is preparing a letter to T-Mobile/Sprint regarding the damage left after removal of their equipment on the Knolltop Water Tower.
- Mr. Juusola spoke to the Board about cleaning the raw water lines between the wells and the Boyack Water Treatment Plant. One option would be to use a "pig" which is a tool that is sent down a pipeline and propelled by the pressure of the water flow in the

pipeline itself. He explained that there will be a fair amount of sediment and manganese built up since the line has never been cleaned and we will need to figure out what to do with it.

The CPWA's next board meeting is scheduled for Tuesday, December 12, 2023 at 7pm.

A **motion** was made by Mr. Gerstenberger to adjourn the meeting at 7:40pm; seconded by Mr. Ryan. The **motion** carried 4-0.

Respectfully submitted,

Sheri Collins

Recording Secretary

cc: CPWA Board of Directors
Trainor, Pezzullo, & DeSanto PLLC