



**CLIFTON PARK WATER AUTHORITY
BOARD MEETING**

**Tuesday, April 11, 2017
7:00 PM**

AGENDA

Privilege of the Floor

Old Business

- Berryfarm Well
- Tank Mixers – Knolltop, Blue Spruce and Miller Rd. Water Tanks
- SCWA Interconnect Improvements

New Business

Other Business

- Approve Minutes of March 14, 2017 Meeting

Clifton Park Water Authority

Resolution # _____, 2017

Amending Resolution #31, 2016

Amending Capital Budget for Berryfarm Well Installation

WHEREAS, the Clifton Park Water Authority wishes to replace the production well at the location known as Berryfarm due to fine sand migration through the well screen of the existing well, and

WHEREAS, bids were received for the installation of a new production well with a low bid of \$69,470.00 submitted by Smith Well Drilling, and

WHEREAS, The Authority wishes to have professional engineering services performed by CT Male Associates, including construction observation and administration and a hydrogeological report, and

WHEREAS, CT Male has provided a proposal for these services in the amount of \$10,320.00, and

WHEREAS, the Clifton Park Water Authority Board of Directors passed Resolution #31, 2016 adopting the Capital Budget for 2017, now therefore be it

RESOLVED, that the Clifton Park Water Authority hereby amends Resolution #31, 2016 to add a \$79,790.00 line item for professional services related to the installation of a new production well at the Berryfarm to the 2016 CPWA Capital Budget.

Motion By: _____ Seconded By: _____

Roll Call Vote

| | <u>Ayes</u> | <u>Noes</u> |
|-------------------|-------------|-------------|
| Mr. Gerstenberger | _____ | _____ |
| Mr. Ryan | _____ | _____ |
| Mr. Peterson | _____ | _____ |
| Mr. Taubkin | _____ | _____ |
| Mr. Butler | _____ | _____ |

C.T. MALE ASSOCIATES

Engineering, Surveying, Architecture & Landscape Architecture, D.P.C.

50 Century Hill Drive, Latham, NY 12110
518.786.7400 FAX 518.786.7299 www.ctmale.com



April 10, 2017

Clifton Park Water Authority
661 Clifton Park Center Road
Clifton Park, NY 12065

Attn: Mr. Donald Austin, Authority Administrator

Re: *Recommendation of Award
New Well at Berry Farm
Town of Clifton Park
CTM Project No. 16.6703*

Dear Mr. Austin:

Sealed bids for the above project were received and opened by the Clifton Park Water Authority (CPWA) at 3:00 PM on Friday, April 7, 2017 at the offices of the CPWA.

After reviewing the bid proposals submitted, it is our recommendation that the Authority award a contract for this project to the low bidder, Smith Well Drilling, Inc., P.O. Box 585, Niverville, NY 12130, in the amount of \$69,470.00 as submitted in their bid proposal.

Please contact our office if you have any questions or need any additional information.

Sincerely,

C.T. MALE ASSOCIATES

Edwin L. Vopelak, Jr., P.E.
Principal

Encls.

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Project Number: 16.6703

Sheet 1 of 1

Recorded By: G. Vard

Checked By:

Date: 4-7-77

BidOpeningReport.doc

C.T. MALE ASSOCIATES

New Well at Berry Farm

Project Overview

The CPWA plans to install a new well at Berry Farm to replace the existing well. The new well is to be a gravel-packed twelve-inch diameter well located adjacent to the soil boring advanced in 2016. The work to be publicly bid includes: installation of the new well and screen, well development, 72 hour pump test, reuse/installation of existing pitless adaptor on the new well and abandonment of the existing well per NYSDEC standards. The CPWA will make the utility connections to the new well (water main and power). The CPWA will collect well water samples and procure all laboratory analysis required for NYSDOH approval and will provide personnel and level recorders for the 72 hour pump test which will be coordinated by the Engineer.

Scope of Work

1. Overall Project Management of the design and construction efforts.
2. Prepare plans, specifications and bid documents for publicly bidding the proposed work. The plans will include a site plan and a detail for the proposed well and utility connections.
3. Preparation of an application of approval of plans and the processing of the application to the NYSDOH for review. Respond to any comments issued by NYSDOH.
4. Assist the CPWA with advertising a public bid for construction, respond to bidder questions, attend the bid opening, review the bids received, and make an award recommendation to the Owner.
5. Construction contract administration including: attendance at preconstruction conference; review of submittals; respond to RFI's and review/process applications for payment.
6. Provide part time construction observation during critical phases of the work; coordinate well sampling by CPWA; coordinate 72-hour pump test with CPWA staff; assist CPWA staff, as required, with utility connections to new well.
7. Prepare a hydrogeological report of the new well and submit it to the NYSDOH for review and acceptance. The report will include the results of water sampling and analysis, and the 72 hour pump test. Certify construction of new well to NYSDOH.

Fee

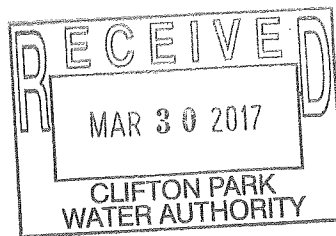
Engineering and hydrogeological services

| | | |
|--|------------|----------|
| - Tasks 1 to 4 (Design and Bidding) | \$6,180.00 | Lump Sum |
| - Task 5 (Construction Administration) | \$ 780.00 | Lump Sum |
| - Task 6 (Construction Observation) | \$1,940.00 | Lump Sum |
| - Task 7 (Hydrogeological Report) | \$7,600.00 | Lump Sum |

| | | |
|-----------------------|-----------|-----------|
| Reimbursable expenses | \$ 500.00 | Estimated |
|-----------------------|-----------|-----------|

Christopher Alund
Director, Bureau of Public Work

Department of Labor
W. Averell Harriman State Office Campus
Building 12, Room 130, Albany, NY 12240
www.labor.ny.gov



Clifton Park Water Authority
661 Clifton Park Center Road
-
CLIFTON PARK, NY, 12065

March 27, 2017

RE: Public Work Enforcement Fund

Dear Donald Austin,

As a State agency or public benefit corporation engaged in certain construction or reconstruction, maintenance or repair contracts, it is your responsibility to contribute to the Public Work Enforcement Fund (PWEF) as established by Chapter 511 of the Laws of 1995 (as amended by Chapter 513 of the Laws of 1997, Chapter 655 of the Laws of 1999, chapter 376 of the Laws of 2003, and Chapter 407 of the Laws of 2005).

This Law requires each State agency or public benefit corporation (e.g. public authority) that enters into a public work contract to pay one tenth (0.1) of one percent (0.01) of the total cost of the contract to this Fund. The full explanation is contained on the accompanying notice.

Please sign and return the affirmation notice attesting to your review of the supplied information and your agency or public benefit corporation's responsibility concerning the Public Work Enforcement Fund.

If your signed notice is not received within 30 days of the date of this letter, your agency or public benefit corporation will be referred to the Office of the State Comptroller for further action

Sincerely,

A handwritten signature in cursive script that reads "Christopher D. Alund".

Christopher D. Alund
Director
Bureau of Public Work

Attachment



**Department
of Labor**



New York State Department of Labor
Bureau of Public Work

Public Work Enforcement Fund

Notice of Agency/Public Benefit Corporation Responsibility

As a State agency or public benefit corporation engaged in certain construction or reconstruction, maintenance or repair contracts, it is your responsibility to contribute to the Public Work Enforcement Fund (PWEF). This Law requires each State agency or public benefit corporation (e.g. public authority) that enters into a public work contract to pay one tenth (0.1) of one percent (0.01) of the total cost of the contract* to this Fund.

*(Total Cost of Contract x 0.001 = Amount to be paid to Fund)

For contracts which are not approved or administered by the Office of the State Comptroller, monthly reports and payments for deposit into the Public Work Enforcement Fund must be sent to: Department of Labor, Administrative Finance Bureau- PWEF Unit, Building 12, Room 464, State Office Campus, Albany, NY 12240 within 30 days of the end of each month or on a payment schedule mutually agreed upon with DOL.

Reports should contain the following information:

- Name and billing address of State agency or public benefit corporation;
- State agency or public benefit corporation contact and phone number;
- Name and address of contractor receiving the award;
- Contract number and effective dates;
- Contract amount and PWEF assessment charge (if contract amount has been amended, reflect increase or decrease to original contract and the adjustment in the PWEF charge); and
- Brief description of the work to be performed under each contract.

Any questions regarding submission of monthly reports and/or payments should be directed to NYSDOL's Administrative Finance Bureau-PWEF Unit at (518) 485-9730 and any questions regarding Public Work Contracts should be directed to the Bureau of Public Work at (518) 457-5589. Albany, NY 12240

Please sign and return this notice to:

Public Work Enforcement Fund Notice
NYS Department of Labor – Bureau of Public Work
SOBC – Bldg. 12 – Rm. 130
Albany, NY 12240

To the best of my knowledge and belief I affirm that for all construction or reconstruction, maintenance or repair contracts let by our agency/public authority, we will adhere to the requirements of the Division of Budget Policy & Reporting Manual, section B-610, regarding the Public Work Enforcement Fund.

Signature

CLIFTON PARK WATER AUTHORITY

Agency / Public Authority

Donald J. Austin Jr.
ADMINISTRATOR

4/10/17
Date



NEWS

From the Office of the New York State Comptroller

Thomas P. DiNapoli

CONTACT: Press Office
(518) 474-4015

FOR RELEASE: Immediately
May 31, 2013

DiNapoli: State Labor Department's Failure to Collect Millions in Fees Masks Implications for Public Safety

The state Department of Labor's (DOL) failure to maintain records on building boilers and asbestos remediation projects needing inspection may jeopardize public health and safety, according to an [audit](#) released today by New York State Comptroller Thomas P. DiNapoli. The audit also found that DOL failed to collect \$3.8 million from building owners who had boilers inspected, asbestos abatement contractors and employers who failed to comply with workplace safety rules.

"The Department of Labor is not collecting all the fees and payments it should because it lacks complete information on items and activities that must be inspected to ensure public safety, such as boilers in apartment buildings. By not having a complete record of boilers throughout the state, the public is at risk of faulty boilers that may go uninspected and the state is losing out on inspection-related revenues," DiNapoli said. "In cases where DOL has the needed information, it often fails to collect associated fees. DOL clearly needs to do a better job to ultimately ensure the safety of New Yorkers and make sure taxpayers are getting a fair shake."

DOL collects a wide range of fees and payments for various licenses, certifications and services rendered for the three years ended March 31, 2011, DOL collected \$79.2 million in fees and penalties.

DiNapoli's auditors reviewed the three fees with the highest reported revenue - boiler inspections, public work enforcement and asbestos abatement - which account for \$70.7 million of the total fees collected by DOL during the audit period. Auditors found that DOL's boiler inspection unit did not have a complete record of the boilers that exist throughout the state and thus does not know how many boiler inspections are required, costing the state potential revenue. This puts the public at risk if they reside in buildings that are not receiving the required inspections.

DOL's asbestos control bureau oversees the abatement of toxic hazards associated with asbestos fiber, a known carcinogen, during the rehabilitation, reconstruction or demolition of buildings. DOL reduced the risks to the public associated with exposure to asbestos by establishing an inspection and enforcement program. Contractors involved with asbestos projects meeting the minimum size pay up to \$4,000 for a project notification fee depending on the amount of asbestos in the project.

DiNapoli's auditors found that while most contractors follow the self-notification process and pay the fee, DOL has no method for determining whether there are other contractors that should be paying the fee, or how much the fee should be. As a result, there is no way to know how much more DOL could be collecting in revenue each year, as well as diminished assurances of public safety.

Separately, state law requires contractors on public work projects to pay prevailing wage rates to all covered employees. More than 10,000 public work projects are engaged each year in New York. Each state agency or public benefit corporation that enters into a public work contract is required to remit one-tenth of one percent of the total contract cost to the Public Work Enforcement Fund.

DiNapoli's auditors found only eight of the more than 500 state and local authorities that exist in New York, reported public work projects from April 1, 2008 through Feb. 7, 2011. These eight authorities remitted \$8.5 million to DOL. Auditors contacted 16 large public authorities that had not remitted money to the fund and asked if they had public work projects during the audit period. Eleven of these reported a total of \$535.6 million in projects covered by the fund, during the period April 1, 2008 through April 29, 2011, but had not contributed the required \$535,576 to the fund.

Auditors found DOL does not have a process for determining which public authorities are required to remit this fee and for which contracts. As a result, DOL is not receiving all required fees.

DiNapoli recommended DOL:

- Assess late payment penalties on all late boiler inspection fee payments;
- Collect all boiler inspection revenues due;
- Stop waiving boiler inspection late penalties without adequate justification and document the reasons in all cases where penalties are waived;
- Work with the Department of State and code enforcement officials to identify, update and maintain a current inventory of all boilers needing inspection;
- Develop a method to identify and ensure fund payment by public authorities that have related public work contracts;
- Develop a method to identify and ensure asbestos project notification fee payment by contractors; and
- Review the asbestos fee structure to determine whether a more equitable structure could be created based on the size of a project to possibly increase revenue.